



# **SENATE JOURNAL**

**STATE OF ILLINOIS**

**ONE HUNDRED THIRD GENERAL  
ASSEMBLY**

**123RD LEGISLATIVE DAY**

**TUESDAY, NOVEMBER 12, 2024**

**1:03 O'CLOCK P.M.**

**SENATE**  
**Daily Journal Index**  
**123th Legislative Day**

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The Senate met pursuant to the directive of the President.

The Honorable Don Harmon, President of the Senate, presiding.

Prayer by Father George Nellikunnel, St. Cabrini Church and St. Aloysius Church, Springfield, Illinois.

Senator Johnson led the Senate in the Pledge of Allegiance.

The Journal of Tuesday, March 21, 2023, was being read when on motion of Senator Hunter, further reading of same was dispensed with, and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

The Journal of Wednesday, March 22, 2023, was being read when on motion of Senator Hunter, further reading of same was dispensed with, and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

The Journal of Thursday, March 23, 2023, was being read when on motion of Senator Hunter, further reading of same was dispensed with, and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

The Journal of Friday, March 24, 2023, was being read when on motion of Senator Hunter, further reading of same was dispensed with, and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

The Journal of Monday, March 27, 2023, was being read when on motion of Senator Hunter, further reading of same was dispensed with, and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

The Journal of Tuesday, March 28, 2023, was being read when on motion of Senator Hunter, further reading of same was dispensed with, and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

The Journal of Wednesday, March 29, 2023, was being read when on motion of Senator Hunter, further reading of same was dispensed with, and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

The Journal of Thursday, March 30, 2023, was being read when on motion of Senator Hunter, further reading of same was dispensed with, and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

The Journal of Friday, March 31, 2023, was being read when on motion of Senator Hunter, further reading of same was dispensed with, and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

Senator Hunter moved that reading and approval of the Journals of Sunday, May 26, 2024, Friday, October 11, 2024 and Wednesday, November 6, 2024, be postponed, pending arrival of the printed Journals. The motion prevailed.

### **REPORTS RECEIVED**

The Secretary placed before the Senate the following reports:

IDCFS Youth in Care Report, submitted by the Department of Children and Family Services.

IDNR Underground Railroad Task Force Report, submitted by the Department of Natural Resources.

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IDFPR CLIMB Report, submitted by the Department of Financial and Professional Regulation.

IDPH Food Deserts Annual Report FY24, submitted by the Department of Public Health.

IDoIT Enterprise Resource Planning System Report, submitted by the Department of Innovation and Technology.

IDoIT Shared Services System Report, submitted by the Department of Innovation and Technology.

IDoIT Hosting Services System Report, submitted by the Department of Innovation and Technology.

The foregoing reports were ordered received and placed on file in the Secretary's Office.

**LEGISLATIVE MEASURES FILED**

The following Committee amendments to the House Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

- Amendment No. 1 to House Bill 587
- Amendment No. 1 to House Bill 817
- Amendment No. 1 to House Bill 4476
- Amendment No. 1 to House Bill 5373

**MESSAGES FROM THE PRESIDENT**

**OFFICE OF THE SENATE PRESIDENT  
DON HARMON  
STATE OF ILLINOIS**

327 STATE CAPITOL  
SPRINGFIELD, ILLINOIS 62706  
217-782-2728

160 N. LASALLE ST., STE. 720  
CHICAGO, ILLINOIS 60601  
312-814-2075

November 8, 2024

Mr. Tim Anderson  
Secretary of the Senate  
Room 403 State House  
Springfield, IL 62706

Dear Mr. Secretary:

Pursuant to Rule 2-10 and SJR 65, the Senate will convene at 1:00 PM on Tuesday, November 12, 2024.

If you have any questions, please contact my Chief of Staff Ashley Jenkins-Jordan.

Sincerely,  
s/Don Harmon  
Don Harmon  
Senate President

cc: Senate Republican Leader John F. Curran

[November 12, 2024]

**PRESENTATION OF CELEBRATION OF LIFE RESOLUTIONS**

**SENATE RESOLUTION NO. 1275**

Offered by Senator Hastings and all Senators:  
Mourns the passing of Lori Jamae Wilcox.

**SENATE RESOLUTION NO. 1276**

Offered by Senator Hastings and all Senators:  
Mourns the passing of Nemer Ziyad.

**SENATE RESOLUTION NO. 1277**

Offered by Senator D. Turner and all Senators:  
Mourns the passing of Linda Sue (Loving) Williams.

**SENATE RESOLUTION NO. 1278**

Offered by Senator D. Turner and all Senators:  
Mourns the death of Virginia L. Terry Hamilton.

**SENATE RESOLUTION NO. 1279**

Offered by Senator McClure and all Senators:  
Mourns the death of Barbara Jean Flener of Springfield.

**SENATE RESOLUTION NO. 1282**

Offered by Senator Plummer and all Senators:  
Mourns the death of Mervin Lester Kleinik of Mulberry Grove.

By unanimous consent, the foregoing resolutions were referred to the Resolutions Consent Calendar.

**PRESENTATION OF CONGRATULATORY RESOLUTION**

**SENATE RESOLUTION NO. 1281**

Offered by Senator Villa:  
Congratulates Sylvia Puente on her retirement as president and CEO of the Latino Policy Forum.  
Recognizes her impact on Latino empowerment across the State of Illinois.

Under the Rules, the foregoing resolution was referred to the Committee on Assignments.

**PRESENTATION OF RESOLUTIONS**

Senators Morrison and McClure offered the following Senate Resolution, which was referred to the Committee on Assignments:

**SENATE RESOLUTION NO. 1280**

WHEREAS, Captain James A. Lovell, a resident of Lake Forest, is the oldest living former astronaut of the National Aeronautics and Space Administration (NASA); and

WHEREAS, Captain Lovell was born in Cleveland, Ohio on March 25, 1928; he attended the University of Wisconsin and received a Bachelor of Science from the U.S. Naval Academy in 1952; he graduated from Test Pilot School at the Naval Air Training Command in 1958, Aviation Safety School at the University of Southern California in 1961, and the Advanced Management Program at the Harvard Business School in 1971; he has received honorary doctorates from a number of institutions of higher learning, including Rockhurst College, Illinois Wesleyan University, Western Michigan University, Mary Hardin-Baylor College, and the Milwaukee School of Engineering; and

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WHEREAS, During his naval career, Captain Lovell had numerous aviator assignments, including a four-year tour as a test pilot at the Naval Air Test Center; while there, he served as program manager for the F4H Phantom Fighter; he also served as safety engineer with Fighter Squadron 101 at the Naval Air Station; he has logged more than 7,000 hours of flying time and more than 3,500 hours in jet aircraft; and

WHEREAS, Captain Lovell was selected to be an astronaut for NASA in September 1962; he served as a backup pilot for the Gemini 4 flight, as a backup commander for the Gemini 9 flight, and as a backup commander to Neil Armstrong for the Apollo 11 lunar landing mission; and

WHEREAS, On December 4, 1965, Captain Lovell and Frank Borman were launched into space on the history-making Gemini 7 mission, where the first rendezvous of two manned maneuverable spacecraft occurred; along with pilot Edwin Aldrin, he flew the Gemini 12 mission from November 11 through November 14, 1966; and

WHEREAS, Captain Lovell served as command module pilot and navigator on the six-day journey of Apollo 8 from December 21 to December 27, 1968; he and his fellow crewmen, Frank Borman and William A. Anders, became the first humans to leave the Earth's gravitational influence and orbit the moon, and this mission marked the first time humans were able to see and photograph the far side of the moon, leading to the capture of the famous Earthrise photograph; and

WHEREAS, Captain Lovell completed his fourth mission as spacecraft commander of the Apollo 13 flight from April 11 to April 17, 1970, becoming the first man to journey twice to the moon; despite a catastrophic malfunction on the Apollo 13, he and his crew were able to return to Earth safely; and

WHEREAS, Captain Lovell retired from the Navy and from the Space Program to the join Bay-Houston Towing Company in Houston, Texas on March 1, 1973; he was promoted to the position of president and chief executive officer at the company on March 1, 1975; he became president of Fisk Telephone Systems, Inc. in Houston, Texas on January 1, 1977; he was appointed group vice president of Business Communications Systems at the Centel Corporation on January 1, 1981; he retired from Centel as executive vice president and as a member of the board of directors on January 1, 1991; and

WHEREAS, Captain Lovell served as a trustee of the National Space Institute, as a fellow of the Society of Experimental Test Pilots and the American Astronautical Society, as a member of the Explorers Club, on the board of directors of the Federal Signal Corporation, the Astronautics Corporation of America, and the Astronaut Memorial Foundation, on the Sports Medicine Advisory Board at Rush Presbyterian at St. Luke's Medical Center, on the board of trustees of Lake Forest College, as a trustee of the National Space Institute and the Association of Space Explorers, and as the chairman of the National Eagle Scouts Association; he served as director of the Federal Signal Corporation and the Chicago Astronautics Corporation of America; he is a regent emeritus for the Milwaukee School of Engineering; and

WHEREAS, Captain Lovell received the Harmon International Trophy in 1966, 1967, and 1969, the FAI De Laval and Gold Space Medals in 1967, the Robert J. Collier Trophy in 1968, the Robert H. Goddard Memorial Trophy in 1969, the H. H. Arnold Trophy in 1969, the General Thomas D. White USAF Space Trophy in 1969, the City of New York Gold Medal in 1969, the City of Houston Medal of Valor in 1969, the National Academy of Television Arts and Sciences Special Trustees Award in 1969, the Institute of Navigation Award in 1969, the AIAA Haley Astronautics Award in 1970, the University of Wisconsin's Distinguished Alumni Service Award in 1970, the Presidential Medal of Freedom in 1970, the Sam Houston Area Council Distinguished Eagle Scout Award in 1976, the Lincoln Leadership Prize in 2010, the Order of Lincoln Award in 2012, the NASA Distinguished Service Medal, two Navy Distinguished Flying Crosses, the American Academy of Achievement Golden Plate Award, and the Henry G. Bennett Distinguished Service Award; he was also the co-recipient of the American Astronautical Society Flight Achievement Award in 1966 and 1968; and

WHEREAS, Despite his myriad of achievements, Captain Lovell believes his family to be his greatest accomplishment; he married Marilyn Lillie Gerlach at St. Anne's Church in Annapolis, Maryland on June

[November 12, 2024]

6, 1952, and she passed away on August 27, 2023; the two had begun dating while they were in high school, and as a college student, Marilyn transferred from Wisconsin State Teachers College to George Washington University in Washington, D.C., so she could be near Jim while he was at Annapolis; together, they welcomed four children, Barbara, James, Susan, and Jeffrey; therefore, be it

RESOLVED, BY THE SENATE OF THE ONE HUNDRED THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we declare December 21, 2024 as Captain James A. Lovell Day in the State of Illinois; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Captain Lovell as a symbol of our esteem and respect.

Senator Morrison offered the following Senate Resolution, which was referred to the Committee on Assignments:

### **SENATE RESOLUTION NO. 1283**

WHEREAS, Achieving a Better Life Experience (ABLE) programs are important tools for Illinoisans with disabilities and their families to save for the additional expenses that accompany living with a disability, and ABLE accounts help people with disabilities to improve health, enhance quality of life, and maintain independence while protecting federal benefits and encouraging employment; and

WHEREAS, ABLE programs offer a diverse range of investment options, tax-deferred growth, and withdrawals free of state and federal taxes when those withdrawals are used for a broad range of qualified disability expenses, such as education, job coaching, transportation, accessible equipment, health and wellness, and assistive technology; and

WHEREAS, December 19, 2024 marks the tenth anniversary of the enactment of the Stephen Beck Jr., Achieving a Better Life Experience Act of 2014 (Public Law No. 113-295), commonly known as the ABLE Act, a landmark piece of legislation that was passed unanimously by both chambers of Congress, establishing Section 529a of the Internal Revenue Code to allow states to create ABLE programs; and

WHEREAS, In 2016, the Illinois General Assembly passed the enabling legislation for the Illinois Achieving a Better Life Experience (IL ABLE) account program, which is under the leadership of the State Treasurer's Office as trustee and administrator; and

WHEREAS, Since the launch of the IL ABLE program in January 2017, more than 6,500 IL ABLE accounts have been opened with more than \$90 million contributed; and

WHEREAS, The IL ABLE program has helped Illinoisans with disabilities and their families pay for approximately \$40 million in qualified disability expenses, allowing them to gain greater self-sufficiency while helping to meet their needs; and

WHEREAS, Under State Treasurer Michael Frerichs' leadership, a 19-member, bipartisan consortium of states now exists to provide high-quality, low-cost ABLE programs for more than a quarter of ABLE-eligible people with disabilities nationwide, and its members include Alaska, Arkansas, Connecticut, Delaware, Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Montana, Mississippi, Nevada, New Hampshire, New Jersey, North Carolina, Pennsylvania, Rhode Island, and the District of Columbia; and

WHEREAS, Today's average IL ABLE account balance of approximately \$11,800 is illustrative of the greater economic independence and financial freedom achieved by account owners with disabilities who are no longer trapped in a life of chronic financial insecurity due to asset restrictions imposed by their federal benefit programs; therefore, be it

[November 12, 2024]

RESOLVED, BY THE SENATE OF THE ONE HUNDRED THIRD GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we declare December 19, 2024 as Illinois ABLE Day in the State of Illinois; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the State Treasurer's Office.

### INTRODUCTION OF BILLS

**SENATE BILL NO. 3983.** Introduced by Senator Halpin, a bill for AN ACT concerning State government.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

**SENATE BILL NO. 3984.** Introduced by Senator Morrison, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

**SENATE BILL NO. 3985.** Introduced by Senator Morrison, a bill for AN ACT concerning transportation.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

**SENATE BILL NO. 3986.** Introduced by Senator Morrison, a bill for AN ACT concerning animals.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

**SENATE BILL NO. 3987.** Introduced by Senator Villa, a bill for AN ACT concerning health.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

**SENATE BILL NO. 3988.** Introduced by Senator Martwick, a bill for AN ACT concerning public employee benefits.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

**SENATE BILL NO. 3989.** Introduced by Senator S. Turner, a bill for AN ACT concerning education.

The bill was taken up, read by title a first time, ordered printed and referred to the Committee on Assignments.

### APPOINTMENT MESSAGES

#### **Appointment Message No. 1030580**

To the Honorable Members of the Senate, One Hundred Third General Assembly:

I, JB Pritzker, Governor, am nominating and, having sought the advice of the Senate and by and with the consent of the Senate, appointing the following named individual to the office enumerated below. The consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: Illinois Finance Authority

[November 12, 2024]

Start Date: November 8, 2024

End Date: July 15, 2027

Name: Ameya Pawar

Residence: 4440 N. Campbell Ave., Chicago, IL 60625

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Sara Feigenholtz

Most Recent Holder of Office: Ameya Pawar

Superseded Appointment Message: Not Applicable

**Appointment Message No. 1030581**

To the Honorable Members of the Senate, One Hundred Third General Assembly:

I, JB Pritzker, Governor, am nominating and, having sought the advice of the Senate and by and with the consent of the Senate, appointing the following named individual to the office enumerated below. The consent of this Honorable Body is respectfully requested.

Title of Office: Member

Agency or Other Body: Human Rights Commission

Start Date: November 8, 2024

End Date: January 16, 2027

Name: Selma D'Souza

Residence: 300 W. Jefferson St., Suite 108, Springfield, IL 62702

Annual Compensation: \$141,002 per annum

Per diem: Not Applicable

Nominee's Senator: Senator Laura Murphy

Most Recent Holder of Office: Mona Noriega

Superseded Appointment Message: AM 103-517

Under the rules, the foregoing Appointment Messages were referred to the Committee on Executive Appointments.

At the hour of 1:15 o'clock p.m., the Chair announced that the Senate stands at ease.

[November 12, 2024]

**AT EASE**

At the hour of 1:18 o'clock p.m., the Senate resumed consideration of business.  
President Harmon, presiding.

**REPORT FROM COMMITTEE ON ASSIGNMENTS**

Senator Cunningham, Vice-Chair of the Committee on Assignments, during its November 12, 2024 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Executive: **Committee Amendment No. 1 to House Bill 587; Committee Amendment No. 1 to House Bill 817; Committee Amendment No. 1 to House Bill 4476.**

Health and Human Services: **Committee Amendment No. 1 to House Bill 5373.**

Senator Aquino asked and obtained unanimous consent for a Democrat caucus to meet immediately upon adjournment.

Senator Bryant asked and obtained unanimous consent for a Republican caucus to meet immediately upon adjournment.

## REPORT RECEIVED




Dr. Tony Sanders, State Superintendent of Education  
 Dr. Steven Isoye, Chair of the Board

EQUITY • QUALITY • COLLABORATION • COMMUNITY

**MEMORANDUM**

TO: The Honorable JB Pritzker, Governor  
 The Honorable Emanuel "Chris" Welch, Speaker of the House  
 The Honorable Tony McCombie, House Minority Leader  
 The Honorable Don Harmon, Senate President  
 The Honorable John Curran, Senate Minority Leader

FROM: Dr. Tony Sanders   
 State Superintendent of Education

DATE: September 25, 2024

SUBJECT: Fall 2024 Waiver Report | Requests to Waive School Code Mandates

As required by Section 2-3.25g of the School Code [105 ILCS 5], the following report provides summaries of requests for waivers of School Code mandates being transmitted to the Illinois General Assembly for its consideration. The report concludes with a database listing all the requests received, organized by Senate and House districts, including those requests for waivers and modifications acted on by the state superintendent of education in accordance with Section 1A-4 of the School Code and applications that have been returned to school districts or other eligible applicants.

Pursuant to Section 2-3.25g (d) of the School Code: The report shall be reviewed by a panel of four members consisting of:

- (1) The Speaker of the House of Representatives,
- (2) The Minority Leader of the House of Representatives,
- (3) The President of the Senate, and
- (4) The Minority Leader of the Senate.

The State Board of Education may provide the panel recommendations on waiver requests.

The members of the panel shall review the report submitted by the State Board of Education and submit to the State Board of Education any notice of further consideration to any waiver request within 14 days after the member receives the report. If three or more of the panel members submit a notice of further consideration to any waiver request contained within the report, the State Board of Education shall submit the waiver request to the

General Assembly for consideration. If fewer than three panel members submit a notice of further consideration to a waiver request, the waiver may be approved, denied, or modified by the State Board. If the State Board does not act on a waiver request within 10 days, then the waiver request is approved. If the waiver request is denied by the State Board, it shall submit the waiver request to the General Assembly for consideration.

“The General Assembly may disapprove any waiver request submitted to the General Assembly pursuant to this subsection (d) in whole or in part within 60 calendar days after each house of the General Assembly next convenes after the waiver request is submitted by adoption of a resolution by a record vote of the majority of members elected in each house. If the General Assembly fails to disapprove any waiver request or appealed request within such 60-day period, the waiver or modification shall be deemed granted. Any resolution adopted by the General Assembly disapproving a report of the State Board in whole or in part shall be binding on the State Board.”

-- Section 2-3.25g(d) of the School Code

Memoranda detailing the following shall be submitted to the Illinois State Board of Education by each panel member to effectuate the law:

- (1) Notice of specific waiver requests noticed for further consideration by the General Assembly; and
- (2) A statement indicating that all waiver requests included in the report, except for those listed above in (1), are returned to the State Board of Education for final action.

If you have any questions or comments, you may contact Dana Stoerger, executive director of Legislative Affairs, at 217-782-6510.

cc: Secretary of the Senate  
Clerk of the House  
Legislative Research Unit  
State Government Report Center

### **Executive Summary**

The following report outlines waivers of School Code mandates that school districts, Regional Offices of Education, independent authorities, or special education or area vocational centers have requested since the last report, which was transmitted in February 2024. Pursuant to Section 2-3.25g of the School Code, these requests must be sent to the General Assembly before October 1, 2024.

Section I summarizes the 18 requests received for waivers of School Code mandates pursuant to Section 2-3.25g for consideration by the General Assembly. They are presented numerically by legislative districts. Seven requests, the largest number of applications received, seek waivers for administrative costs cap limitation. There are two requests for drivers education, one request for non-resident tuition, and four requests for physical education; two waiver requests related to statement of affairs; one waiver request related to the school building code; and one waiver related to alternative programs.

This document contains an additional section beyond what is required under Section 2-3.25g of the School Code. Section II is a database with a list of the modifications or waivers of State Board of Education rules and modifications of School Code mandates upon which the state superintendent of education has acted in accordance with Section 1A-4 of the School Code. The database also includes a list of the requests that have been returned to or withdrawn by the petitioning entities. Finally, the database includes the 46 waiver requests and is organized by Senate and House districts.

Complete copies of the waiver requests for the General Assembly's consideration have been made available to legislative staff.

This report is the 59<sup>th</sup> report submitted pursuant to Section 2-3.25g of the School Code, which requires that State Board of Education staff compile and submit requests for waivers of School Code mandates to the General Assembly before March 1 and October 1 of each year.

**Summary of Applications for Waivers and Modifications**  
*Volume 59 – Fall 2024*

| <b>Topic</b>                         | <b>Approved<br/>By ISBE</b> | <b>Denied<br/>by ISBE</b> | <b>Transmitted<br/>To GA</b> | <b>Withdrawn<br/>or Not<br/>Needed</b> | <b>Ineligible</b> |
|--------------------------------------|-----------------------------|---------------------------|------------------------------|--|-------------------|
| Administrative Cost Limitation       |                             |                           | 7                            | 3                                      | 1                 |
| Alternative Program                  |                             |                           | 1                            |  |                   |
| Driver Education                     |                             |                           | 2                            | 2                                      | 3                 |
| Non-resident Tuition                 |                             |                           | 1                            | 1                                      |                   |
| Physical Education                   |                             |                           | 4                            |  |                   |
| School Building Code                 |                             | 1                         | 1                            |  |                   |
| School Improvement                   | 15                          |                           |                              | 1                                      | 1                 |
| Statement of Affairs                 |                             |                           | 2                            |  |                   |
| Petition Summary                     | 15                          | 1                         | 18                           | 7                                      | 5                 |
| <b>Total number of Applications:</b> | <b>46</b>                   |                           |                              |  |                   |

**Section I**  
**Applications Transmitted to the General Assembly**

**Administrative Costs Cap Limitation**

*Bellwood School District 88 – Cook (SD4/HD7) – Expiration 2023-24 school year / W-100-7376 – Waiver of School Code (Section 17-1.5) requests a waiver of the fiscal year 2023 Limitation of Administrative Costs. The district’s FY 2024 budgeted administrative costs exceed the FY 2023 actual administrative costs by 14%.*

***ISBE Narrative:** Bellwood SD 88 requests a waiver of the FY 2024 Limitation of Administrative Costs. The district’s FY 2024 budgeted administrative costs exceed the FY 2023 actual administrative costs by 14%.*

*For the 2023-24 school year, the district has added a new assistant director of operations and planning position. This position was created as part of a transitional restructuring to streamline inefficient processes through assessment and identification of long-term project planning in a proactive manner to minimize unexpected costs.*

*The additional cost for this position results in \$118,000 additional salary and benefits budgeted for Executive Administration Services expenditures in FY 2024. The assistant director of operations and planning costs caused the district to exceed the statutory allowable 5% increase. Without these additional costs, Bellwood SD 88 would have been in compliance for the FY 2024 Limitation of Administrative Costs.*

*After reviewing the documentation provided by the district on the reasons for exceeding the limitation, the costs, and the justifications, School Business Services does not have any objection to the request from Bellwood SD 88 to waive the FY 2024 Limitation of Administrative Costs.*

|  | FY 2024<br>BUDGET  | FY 2023<br>ACTUAL  | DIFFERENCE       | PERCENT<br>INCREASE |
|--|--------------------|--------------------|------------------|---------------------|
| 2320: Executive Administration Services                                | \$622,025          | \$495,897          |                  |                     |
| 2330: Special Area Administration Services                             | \$247,481          | \$254,992          |                  |                     |
| 2490: Other Support Services - School Administration                   | \$84,156           | \$52,082           |                  |                     |
| 2510: Direction of Business Support Services                           | \$502,982          | \$471,314          |                  |                     |
| <b>TOTALS</b>  | <b>\$1,456,644</b> | <b>\$1,274,285</b> | <b>\$182,359</b> | <b>14.31%</b>       |
| Less salary/benefits for Assistant Director of Operations and Planning | (\$118,000)        |                    | (\$118,000)      |                     |
| <b>ADJUSTED TOTALS</b>   | <b>\$1,338,644</b> | <b>1,274,285</b>   | <b>\$64,359</b>  | <b>5.05%</b>        |

*Avoca School District 37 – Cook (SD9/HD18) – Expiration 2023-24 school year / W-100-7358 – Waiver of School Code (Section 17-1.5) requests a waiver of the FY 2023 Limitation of Administrative Costs. The district’s FY 2024 budgeted administrative costs exceed the FY 2023 actual administrative costs by 40%.*

*ISBE Narrative: Avoca SD 37 requests a waiver of the FY 2024 Limitation of Administrative Costs. The district’s FY 2024 budgeted administrative costs exceed the FY 2023 actual administrative costs by 40%.*

*For the 2023-2024 school year, the district created the position of superintendent elect. The position was established to aid with the transition of the current superintendent’s retirement in June 2024. The one-year additional cost for this position results in \$285,00 additional budgeted administrative expenditures in FY 2024.*

*The hiring of the superintendent-elect caused the district to exceed the statutory allowable 5% increase. Without these additional costs, Avoca SD 37 would have been in compliance for the FY 2024 Limitation of Administrative Costs.*

*After reviewing the documentation provided by the district on the reasons for exceeding the limitation, the costs, and the justifications, School Business Services does not have any objection to the request from Avoca SD 37 to waive the FY 2024 Limitation of Administrative Costs.*

|  | FY 2024<br>BUDGET | FY 2023<br>ACTUAL | DIFFERENCE        | PERCENT<br>INCREASE |
|--|-------------------|-------------------|-------------------|---------------------|
| Function 2320: Executive Administration Services       | \$712,328         | \$423,581         | \$288,747         |                     |
| Function 2510: Direction of Business Support Services  | \$238,042         | \$253,470         | (\$15,428)        |                     |
| <b>TOTALS</b>  | <b>\$950,370</b>  | <b>\$677,051</b>  | <b>\$273,319</b>  | <b>40%</b>          |
| Less salary/benefits increase for superintendent elect | (\$285,000)       |                   | (\$285,000)       |                     |
| <b>ADJUSTED TOTALS</b>                                 | <b>\$665,370</b>  | <b>\$134,094</b>  | <b>(\$11,681)</b> | <b>-2%</b>          |

*Fremont SD 79 – Lake (SD26/HD52) – Expiration 2023-24 school year / W-100-7379 – Waiver of School Code (Section 17-1.5) requests a waiver of the FY 2024 Limitation of Administrative Costs. The district’s FY 2024 budgeted administrative costs exceed the FY 2023 actual administrative costs by 8%.*

*ISBE Narrative: Fremont SD 79 requests a waiver of the FY 2024 Limitation of Administrative Costs. The district’s FY 2024 budgeted administrative costs exceed the FY 2023 actual administrative costs by 8%.*

*In July 2023, the district’s accounts payable staff member, a part-time position, was converted into accounting coordinator, a full-time equivalent (FTE) position. The result of this change added additional responsibilities, including monthly financial statements for the school board, ISBE reporting, payroll support, and managing the annual audit. Due to the added responsibilities, the*

pay and benefits package was increased \$80,146 for FY 2024 under function 2510, Direction of Business Services.

The increase in compensation from a part-time position to an FTE position caused the district to exceed the statutory allowable 5% increase. Without these additional costs, Fremont SD 79 would have been in compliance for the FY 2024 Limitation of Administrative Costs.

After reviewing the documentation provided by the district on the reasons for exceeding the limitation, the costs, and the justifications, School Business Services does not have any objection to the request from Fremont SD 79 to waive the FY 2024 Limitation of Administrative Costs.

|  | FY 2024<br>BUDGET  | FY 2023<br>ACTUAL  | DIFFERENCE      | PERCENT<br>INCREASE |
|--|--------------------|--------------------|-----------------|---------------------|
| 2320: Executive Administration Services              | \$ 437,431         | \$ 450,584         |                 |                     |
| 2490: Other Support Services – School Administration | \$ 266,619         | \$ 247,309         |                 |                     |
| 2510: Direction of Business Support Services         | \$ 581,474         | \$ 538,711         |                 |                     |
| 2570: Internal Services                              | \$ 89,834          | \$ 41,979          |                 |                     |
| <b>TOTALS</b>  | <b>\$1,375,357</b> | <b>\$1,278,583</b> | <b>\$96,774</b> | <b>8%</b>           |
| Less FTE position increase                           | (\$ 80,146)        |                    |                 |                     |
| <b>ADJUSTED TOTALS</b>                               | <b>\$1,295,212</b> | <b>\$1,278,583</b> | <b>\$16,629</b> | <b>1%</b>           |

Woodland CCSD 50 – Lake (SD31/HD61) – **Expiration 2024 school year / W-100-7377 – Waiver of School Code** (Section 17-1.5) requests a waiver of the FY 2023 Limitation of Administrative Costs. The district’s FY 2024 budgeted administrative costs exceed the FY 2023 actual administrative costs by 9%.

**ISBE Narrative:** Woodland CCSD 50 requests a waiver of the FY 2024 Limitation of Administrative Costs. The district’s FY 2024 budgeted administrative costs exceed the FY 2023 actual administrative costs by 9%.

In the 2023-24 school year budget, the district inadvertently included funds for GASB 87 into the Internal Services (2570) fund. Per accounting rules, these funds should be included in a fund that does not fall within the administrative costs. The amount budgeted for this accounting error was \$80,163. Had this amount been recorded in the proper fund for the FY 2024 budget correctly, Woodland CCSD 50 would have been in compliance for the FY 2024 Limitation of Administrative Costs.

After reviewing the documentation provided by the district on the reasons for exceeding the limitation, the costs, and the justifications, School Business Services does not have any objection to the request from Woodland CCSD 50 to waive the FY 2024 Limitation of Administrative Costs

|   | FY 2024<br>BUDGET  | FY 2023<br>ACTUAL  | DIFFERENCE       | PERCENT<br>INCREASE |
|---|--------------------|--------------------|------------------|---------------------|
| 2320: Executive Administration Services         | \$ 546,473         | \$ 566,576         |                  |                     |
| 2330: Special Area Administration Services      | \$1,158,230        | \$1,067,508        |                  |                     |
| 2510: Direction of<br>Business Support Services | \$ 260,223         | \$ 226,301         |                  |                     |
| 2570: Internal Services                         | \$ 269,092         | \$ 195,597         |                  |                     |
| <b>TOTALS</b>                                   | <b>\$2,234,018</b> | <b>\$2,055,982</b> | <b>\$178,036</b> | <b>9%</b>           |
| Less accounting error                           | (\$ 80,163)        |                    |                  |                     |
| <b>ADJUSTED TOTALS</b>                          | <b>\$2,153,855</b> | <b>\$2,055,982</b> | <b>\$ 97,873</b> | <b>5%</b>           |

*Kaneland CUSD 302 – Kane (SD35/HD70) – Expiration 2023-24 school year / W-100-7361 – Waiver of School Code (Section 17-1.5) requests a waiver of the FY 2023 Limitation of Administrative Costs. The district’s FY 2024 budgeted administrative costs exceed the FY 2023 actual administrative costs by 19%.*

*ISBE Narrative: Kaneland CUSD 302 requests a waiver of the FY 2024 Limitation of Administrative Costs. The district’s FY 2024 budgeted administrative costs exceed the FY 2023 actual administrative costs by 19%.*

*In accordance with the negotiated teacher contract, teachers of the district are allowed a yearly 6% salary raise during their last four years with the district after submitting an irrevocable intent to retire and meeting service requirements within the district. Based on board policy, district administrators are afforded the exact same retirement benefit as teachers. The district superintendent, associate superintendent, and director of special education currently meet the requirements for the 6% retirement raise. This benefit resulted in \$2,400 additional budgeted superintendent salary, \$1,791 additional budgeted associate superintendent salary, and \$1,423 additional budgeted director of special education salary, for a total of 5,614 additional budgeted administrative expenditures in FY 2024.*

*Due to the retirement of the associate superintendent, an assistant superintendent for business/chief school business official position was created. This resulted in a \$140,000 salary in the Direction of Central Support Services function. With the future retirements of the superintendent and director of special education, the district allotted for \$5,000 to aid in searching for these replacements.*

*In addition, for the 2023-24 school year, the district’s union contract granted teachers a 6.5% increase in salary. For the same school year, the school board granted administrators a 6.5% raise to align with the teachers’ contract. The granted raise resulted in \$5,181 additional budgeted administrative expenditures in FY 2024 for the salary the remaining administrative staff members.*

*The addition retirement salaries, the newly created position, the raises to match the teachers’ salary increase, and the allotment of recruitment funds all contributed to the district exceeding the statutory allowable 5% increase. Without these additional costs, Kaneland CUSD 302 would have*

been in compliance with the FY 2022 Limitation of Administrative Costs, experiencing a 5% increase.

After reviewing the documentation provided by the district on the reasons for exceeding the limitation, the costs, and the justifications, School Business Services does not have any objection to the request from Kaneland CUSD 302to waive the FY 2024 Limitation of Administrative Costs.

|   | FY 2024<br>BUDGET  | FY 2023<br>ACTUAL  | DIFFERENCE       | PERCENT<br>INCREASE |
|---|--------------------|--------------------|------------------|---------------------|
| 2320: Executive Administration Services   | \$ 446,458         | \$ 424,648         | \$ 21,810        |                     |
| 2330: Special Area Administration Services  | \$ 501,899         | \$ 467,000         | \$ 34,899        |                     |
| 2510: Direction of<br>Business Support Services   | \$ 394,394         | \$ 233,479         | \$160,915        |                     |
| 2570: Internal Services   | \$ 0               | \$ 498             | (\$ 498)         |                     |
| <b>TOTALS</b>   | <b>\$1,337,144</b> | <b>\$1,125,625</b> | <b>\$211,519</b> | <b>19%</b>          |
| Less retirement increase salary for<br>Superintendent, Associate Superintendent,<br>and Director of Special Education | (\$ 5,615)         |                    |                  |                     |
| Less other administrative employee raise giver<br>to match raises in teacher's contract                               | (\$ 5,181)         |                    |                  |                     |
| Less Assistant Superintendent for<br>Business/CSBO position   | (\$ 140,000)       |                    |                  |                     |
| Less recruiting expenses  | (\$ 5,000)         |                    |                  |                     |
| <b>ADJUSTED TOTALS</b>  | <b>\$1,186,348</b> | <b>\$1,125,625</b> | <b>\$ 60,723</b> | <b>5%</b>           |

West Carrol CUSD 314 – Lake (SD45/HD89) – **Expiration 2025 school year / W-100-7380 – Waiver of School Code** (Section 17-1.5) requests a waiver of the FY 2025 Limitation of Administrative Costs. The district's FY 2024 budgeted administrative costs exceed the FY 2023 actual administrative costs by 22%.

**ISBE Narrative:** West Carroll CUSD 314 requests a waiver of the FY 2025 Limitation of Administrative Costs. The district's FY 2025 budgeted administrative costs exceed the FY 2024 actual administrative costs by 22%.

In June 2023, West Carroll CUSD 314's superintendent resigned. For FY 2024, the district hired a retired superintendent to act as the interim while the district searched for permanent candidates. At that time, the district undertook a school closure and reconfiguration project led by the interim superintendent. In February 2024, the interim superintendent willingly unretired after the 120-day Teachers' Retirement System retirement rule ended. The Board of Education has determined it to be in the best interest of the district to retain the interim superintendent on a permanent basis for FY 2025 in order to see through the building closure and reconfiguration. The district will pay the superintendent's pension plus a full-time superintendent salary during this time. The district will continue to search for a permanent superintendent to begin with the 2025-26 school year.

Retaining the retired superintendent has resulted in an additional \$38,952 in administrative costs causing West Carroll CUSD 314 to exceed the 5% threshold for FY 2025. Without these additional costs, West Carroll CUSD 314 would have been in compliance for the FY 2025 Limitation of Administrative Costs.

After reviewing the documentation provided by the district on the reasons for exceeding the limitation, the costs, and the justifications, School Business Services does not have any objection to the request from West Carroll CUSD 314 to waive the FY 2025 Limitation of Administrative Costs.

|   | FY 2025 BUDGET   | FY 2024 ACTUAL   | DIFFERENCE        | PERCENT INCREASE |
|---|------------------|------------------|-------------------|------------------|
| Function 2320: Executive Administration Services              | \$282,954        | \$218,890        | \$64,064          |                  |
| Function 2510: Direction of Business Support Services         | \$ 1,500         | \$ 9,821         | (\$ 8,321)        |                  |
| Function: 2570: Internal Services                             | \$ 0             | \$ 5,101         | (\$ 5,101)        |                  |
| <b>TOTALS</b>   | <b>\$284,454</b> | <b>\$233,812</b> | <b>\$50,642</b>   | <b>22%</b>       |
| Less salary and benefits for retaining retired superintendent | (\$ 38,952)      |                  | (\$38,952)        |                  |
| <b>ADJUSTED TOTALS</b>  | <b>\$245,502</b> | <b>\$233,812</b> | <b>(\$11,690)</b> | <b>5%</b>        |

Rochester CUSD 3A – Sangamon (SD48/HD95) – **Expiration 2028-29 school year / W-100-7384 – Waiver of School Code** (Section 17-1.5) requests a waiver of the FY 2023 Limitation of Administrative Costs. The district’s FY 2024 budgeted administrative costs exceed the FY 2023 actual administrative costs by 36%.

**ISBE Narrative:** Rochester CUSD 3A requests a waiver of the FY 2024 Limitation of Administrative Costs. The district’s FY 2024 budgeted administrative costs exceed the FY 2023 actual administrative costs by 36%.

For the 2023-24 school year, the district has added a new certified business manager under Direction of Business Support Services. The previous business manager’s credentials allowed the position to be under function 2520, which is not subject to the Limitation of Administrative Costs threshold.

The additional cost for this position results in \$175,500 additional salary and benefits budgeted for Direction of Business Support Services expenditures in FY 2024. The addition of this certified position costs caused the district to exceed the statutory allowable 5% increase. Without these additional costs, Rochester CUSD 3A would have been in compliance for the FY 2024 Limitation of Administrative Costs.

After reviewing the documentation provided by the district on the reasons for exceeding the limitation, the costs, and the justifications, School Business Services does not have any objection to the request from Rochester CUSD 3A to waive the FY 2024 Limitation of Administrative Costs.

|   | FY 2024 BUDGET | FY 2023 ACTUAL | DIFFERENCE | PERCENT INCREASE |
|---|----------------|----------------|------------|------------------|
| 2320: Executive Administration Services | \$353,943      | \$370,634      |            |                  |

|  |                  |                  |                  |            |
|--|------------------|------------------|------------------|------------|
| 2330: Special Area Administration Services   | \$203,100        | \$168,075        |                  |            |
| 2510: Direction of Business Support Services | \$175,500        | \$ 0             |                  |            |
| <b>TOTALS</b>                                | <b>\$732,543</b> | <b>\$538,709</b> | <b>\$193,834</b> | <b>36%</b> |
| Less certified business manager              | (\$175,500)      |                  |                  |            |
| <b>ADJUSTED TOTALS</b>                       | <b>\$557,043</b> | <b>\$538,709</b> | <b>\$18,334</b>  | <b>3%</b>  |

**Alternative Program**

*West Cook ISC 2 Regional Office of Education 6 – Cook (SD4/HD7) – Expiration 2027-28 school year / W- 100-7368 – Waiver of School Code (105 ILCS 5/13B-20.25) requests to allow students in Grades K-12 who meet enrollment criteria established by the school district and who meet the definition of "student at risk of academic failure" to participate in an alternative learning opportunities program.*

***ROE Narrative:** Current, very successful, Alternative Learning Opportunities Programs (ALOPs) that exist in elementary schools require that students in Grades 4 and 5 are served in their home school through a push-in type program. Students take classes with their peers and receive supplemental academic and social/emotional skill support before, during and after school and as appropriate and needed, on non-school days. Student advocates work with students and families year-round and bring other community resources to families as needed to address issues that are at the root cause of their lack of school success. Advocates also help families and students navigate the school system, working to strengthen the partnership between parents/guardians, school staff and students all focused ultimately on a meaningful graduation from high school in the future. If we are allowed to expand our services to students in kindergarten through third grade, we will use the same push-in model to the students' home schools, and we will provide the same year-round support. Students will be in their home school classes with their peers, but they will receive support from our student advocates. We know that if we can assist families and students in being successful early in their school careers, they have a better chance of reaching a goal of a meaningful high school graduation having acquired the requisite academic and life skills to be successful.*

*Article 105 5/13B-5 of the Illinois School Code states, "The General Assembly finds and declares the following: It is the responsibility of each and every school district to provide educational support for each and every student to meet Illinois Learning Standards." The Article continues to advance that school districts need flexibility and financial support to provide students with education and other services needed to ensure student success. Such flexibility includes the offering of alternative educational experiences that comply with all applicable State and Federal laws and rules.*

*The purpose of this modification to 105 ILCS 5/13B-20.25 is to allow alternative education opportunities to exist for each and every student in the West40 catchment area. Not only philosophically do we believe this is the appropriate avenue to pursue, but both the data available within our catchment area and the research surrounding at-risk youth, suggests that this is the right thing to do. Each of the existing West40 ALOP applications identify that our programs will support student success by focusing on their individual challenges to learning.*

*poor attendance, behavior referrals, academic performance, early literacy, and numeracy skills, academic skill acquisition, and their overall social and emotional wellbeing. This modification will allow us to expand our evidenced based practices to intervene at the earlier stages for some of our most vulnerable youth.*

### **Drivers Education**

*Glenbrook High School District– Cook (SD9/HD17) – Expiration 2029-30 school year / W- 100-7392 – Waiver of School Code (Section 27-24.2) requests to increase fee for drivers education to \$500 (from \$50 or \$250).*

*District Narrative: The district will continue to provide a high-quality drivers education program that meets or exceeds all requirements set forth in School Code. The district will be able to do so in a more fiscally responsible and cost-effective manner by increasing the course fee. The current \$250 fee limitation does not recognize the significantly high cost of operating a high-quality drivers education program. The equipment cost with reliable drivers ed vehicles equipped with brakes and mirrors as well as routine quarterly maintenance and gas factors into the request for a fee waiver to run our program in a more economical manner.*

*Community High School District 128 – Lake (SD30/HD59) – Expiration 2029-30 school year / W- 100-7375 – Waiver of School Code (Section 27-24.2) requests to increase fee for driver education to \$350 (from \$50 or \$250).*

*District Narrative: Community High School District 128, Vernon Hills, Illinois, is seeking a waiver of School Code ILCS 5/27-24.2 to change the fee for Drivers Education from "not to exceed \$250" to "not to exceed \$350." Granting this request would fulfill the intent of the Driver Education mandate and allow the District to operate in a more fiscally responsible manner. The cost of the driver education program and the decreased state funding is putting more financial strain on the school district. The FY23 cost of our driver education program was \$1,592,649 for 528 students resulting in a \$3,016 cost per student. Current fees generated \$102,841.09 and state revenues were \$87,883.82. State funding decreases will put state revenues closer to \$60,000, down from \$110,000 only a few years ago. A \$350 fee is more fiscally responsive to the cost of the program.*

### **Non-resident Tuition**

*Crete-Monee CUSD 201-U – Will (SD15/HD29) – Expiration 2028-29 school year / W-100-7385 – Waiver of School Code (Section 10-20.12a) requests to allow district to charge less than 110% of the per capita tuition charge (zero charge) for non-resident students located outside their usual district boundary.*

*District Narrative: The purpose of this request is to protect the educational continuity of a defined group of students currently attending Crete-Monee Community Unit School District 201-U by allowing them the ability to continue to attend District 201-U schools on a tuition-free basis.*

*The factual background surrounding this request involves a non-uniform boundary line between District 201-U and Bloom Township High School District 206 ("Bloom") and Steger District 194*

*in the northern part of Crete. In February of 2024, a family living in this area came to register a child into District 201-U as the family had a Crete mailing address. The database that District 201-U was using determined that although the family had a Crete mailing address, the real estate taxes for the property were going to the Bloom and Steger school districts. The family was directed to enroll the child in Steger and, initially, Steger rejected the family as it did not believe that the residence was in its district boundaries based upon the map that it was utilizing. In reviewing the various maps being used by the districts and the respective Regional Offices of Education, it was clear that there was a lack of consistency in the maps themselves across all these entities.*

*As a result of this issue coming to its attention, District 201-U undertook an investigation throughout the area to determine if there were other families that were enrolled in District 201-U despite paying property taxes to Bloom and Steger. It was ultimately determined that there were 24 students enrolled in District 201-U's schools from 13 different residences that are within the jurisdictional boundaries of Bloom and Steger. The impacted students range from kindergarten to the 11th grade and some of the children have been enrolled in District 201-U's schools for many years. These families all enrolled in District 201-U and were accepted based upon a misunderstanding of the jurisdictional boundary line, and the children have a defined community of interest with District 201-U, its educators, and fellow students. The parents of these impacted students have expressed a desire to have their children remain enrolled in District 201-U in order to avoid the educational and social disruptions associated with transferring them to different school districts. At the same time, District 201-U recognizes that there is a statutory requirement to charge a unified tuition rate for non-resident pupils attending its schools.*

*In order to accommodate these families that enrolled in District 201-U in good faith and that now make up part of the fabric of our educational community while remaining in compliance with the School Code, the Board of Education of Crete-Monee Community School District 201-U is seeking a waiver of the tuition obligations imposed by Section 10-20.12a of the School Code for this finite and defined group of families while they remain in their current residences. The Board of Education believes that a waiver under these circumstances would avoid the negative educational and social impacts to this group of students while continuing to require the tuition payment required for other non-residents as necessary to protect the integrity of District 201-U's boundaries and its taxpayers' best interests. In addition, there would be no harm to the Bloom or Steger districts financially as they would continue to receive property taxes from these properties.*

### **Physical Education**

**Downers Grove GSD 58 – DuPage (SD21/HD42) – Expiration 2028-29 school year / W-100-7374R2– Waiver of School Code** (Section 27-6) requests to allow the district to permit kindergartners, first, and second graders to receive PE instruction two days per week plus 30-minute designated period for Teacher Directed Physical Education (TDPE).

**District Narrative:** *The Illinois School Code states, "Pupils enrolled in the public schools and State universities engaged in preparing teachers shall be required to engage during the school day, except on block scheduled days for those public schools engaged in block scheduling, in courses of physical education for such periods as are compatible with the optimum growth and developmental needs of individuals at the various age levels except when appropriate excuses are submitted to the school by a pupil's parent or guardian or by a person licensed under the Medical Practice Act of 1987 and except as provided in subsection (b) of this Section. A school board may*

*determine the schedule or frequency of physical education courses, provided that a pupil engages in a course of physical education for a minimum of 3 days per 5-day week."*

*(ILCSS/ 27-6)*

*In Downers Grove Grade School District 58, students in Grades 3-8 receive physical education instruction from a teacher licensed or endorsed in physical education at least three days per five-day week. Students in kindergarten, first, and second grades receive physical education instruction from a teacher licensed or endorsed in physical education two days per five-day week; a third 30-minute period is designated for TDPE, which meets the intent of the three days per week mandate of physical activity for all public school students while acknowledging the district's budgetary and physical space limitations. The fact that this TDPE instruction is designed to be "compatible with the optimum growth and developmental needs of individuals at the various age levels" further demonstrates its compatibility with the intent of this section of the Illinois School Code. We therefore request a renewal of our waiver of this specific mandate for the kindergarten, first and second grade students at Downers Grove Grade School District 58 in Downers Grove, Illinois.*

**Community Unit School District 300 – Kane (SD33/HD66) – Expiration 2028-29 school year / W-100-7383 – Waiver of School Code** (Section 27-6) requests to decrease number of physical education days for kindergarten through fifth grade from three days per week to two days per week.

**District Narrative:** *Community Unit School District 300 is seeking a formal waiver of School Code 105 ILCS 5/27-6. We are requesting a waiver of the School Code, which would allow the district to permit students in kindergarten through fifth grade to participate in physical education two times a week instead of three times a week. This waiver is requested due to facility limitations. More specifically, district elementary schools face constraints in terms of available space for physical education activities. The existing facilities cannot accommodate all students without leading to overcrowding and safety concerns. By way of further information, please note that in addition to physical education classes, elementary students have, at minimum, one daily supervised recess session with physical activities, unstructured play, and fitness time. Additionally, if granted, this waiver will allow increased student access to music, art, and library media programming. If approved, this waiver would stay in place for the next five consecutive years.*

**Hononegah Community High School – Winnebago (SD45/HD90) – Expiration 2028-29 school year / W-100-7387 – Waiver of School Code** (Section 27-6) requests to waive the three day per week PE requirement for Grades 10-12 for student athletes during the period their sport is in season and students who are enrolled in 6 academic courses.

**District Narrative:** *The law requires all students to participate in physical education on a daily basis. The intent of the law is for students to obtain cardiovascular activity on a daily basis in order to maintain a healthy lifestyle. Hononegah Community High School strongly supports this law.*

- I. *The law currently allows athletes in Grades 11 and 12 to be exempt from physical education during the time their sport is in season. Hononegah Community High School would also request 10th graders to be included in this exemption. Tenth grade students also obtain the needed cardiovascular activity as members of varsity and sophomore teams.*

- II. *Hononegah Community High School is requesting 10-12 grade athletes be exempt during the entire semester in which their sport is in season. This would allow athletes to complete an entire academic class during their exemption from PE.*
- III. *Hononegah Community High School is requesting this waiver to allow students in Grades 10, 11, and 12 the option to opt out of physical education provided they are taking five academic classes. This waiver would allow these students to take a sixth academic class. These students will obtain the cardiovascular activity either before or after school hours through Illinois High School Association activities or through personal programs. The students will demonstrate physical fitness through proficiency in a mandatory fitness test. Students performing proficiency determined by a cut-score on the fitness test will be given the opportunity to utilize an exemption from the required physical education class. Those students who do not display an adequate level of fitness by demonstrating proficiency standards on the fitness test will be required to take a physical education class.*

*Rantoul City SD 137 – Champaign (SD52/HD104) – Expiration 2028-29 school year / W-100-7396 – Waiver of School Code (Section 27-6) requests to allow the district to permit kindergartners, first, and second graders to receive PE instruction two days per week plus 30-minute designated period for Teacher Directed Physical Education.*

*(1) The Intent of the Rule or Mandate*

*The intent of 105 ILCS 5/37-6 is to ensure that students in school have courses in physical education a minimum of three days per five-day week.*

*(2) Manner in Which Applicant Will Meet Intent*

*In Grades 6-8, students will continue to receive the minimum required PE instruction. For students in Grade K-5, we are seeking the waiver in order to guarantee that all schools and all grades are in compliance with the mandate. We have embedded opportunities for physical activity throughout the school week as we are in the process of implementing an Action-Based Learning (ABL) program in each elementary school.*

*(3) How the Manner of the Proposed by the Applicant will be more Effective, Efficient, or Economical*

*Granting this modification of the School Code waiver will enable the district to continue to offer physical education instruction along with implementation of ABL. Additionally, two of our four elementary schools do have space limitations related to access to the gymnasium due to high enrollment. It is not more efficient or economical for our schools to add additional gym space and staffing, as well as potentially reduce instructional time in math and reading, to meet this mandate.*

**School Building Code**

*Sycamore CSD 427 – DeKalb (SD35/HD70) – Expiration 2025 school year / W-100-7386 – Waiver of School Code (Section 17-2.1) requests to allow district to purchase property.*

*District Narrative: Sycamore School District 427 is requesting a waiver of the Illinois School Code 105 ILCS 5/17-2.11(f) whereby the district is permitted to replace the existing administrative building with the purchase of an existing building that is larger than the square footage of the current administrative building. The district plans to purchase this building with the use of Health*

*Life Safety funds and an expected closing date by the end of July. The district respectfully requests that ISBE and the general assembly (a) modify or waive the "equivalent in area provision" to be read and interpreted as "at least" equivalent; (b) waive the "school building" requirement to permit administrative building; and (c) waive the "new" requirement to allow for the purchase of an existing building as a replacement building.*

*Additionally, in order to expend funds as planned while also timely closing on the purchase of this property, the district requests a waiver of the portion of Section 105 ILCS 5/17-2.11(a)(2) stating that "approval must not be granted for any work that has already started without the prior express authorization of the state superintendent of education" In the event that the "work" is considered commenced or initiated due to entering into a contract for purchase and/or the closing date of purchase, the district requests the waiver of this section to allow for retroactive approval of its planned use of Health Life Safety funds. All other applicable statutory requirements for this purchase have been timely met.*

*The intent of Section 17-2.11(f) is to allow for a school district to replace a building or addition when the costs of adequately rehabilitating an existing building exceed the costs of purchasing or building a replacement. The protections within this section of the code exist to prevent improper replacement of a building with one of lesser quality and utility. The opposite is the case here for Sycamore School District. Here, the costs of rehabilitating the existing administrative building so significantly exceed the costs of purchasing the chosen building, that the responsibly fiscal decision is immediately clear, especially when considering that the chosen building to be purchased is actually newer, larger, and can be more effectively utilized for the district's needs. Additionally, the purchase of an existing building rather than a "new" building has proven to be effective, efficient, and economical, and allowing for a purchase of an administrative building rather than a "school" building will more effectively allow the district to serve its student body with other funds and better resources at hand, even despite students not being present day-to-day in the building. The quantitative extent to which the planned purchase is more effective, efficient, and economical is best demonstrated by the fiscal analysis, a comparison of cost estimates provided by the district's architect pursuant to the requirements of 17-2.11(f).*

#### **Statement of Affairs**

*Lisle CUSD 202 – DuPage (SD21/HD42) – Expiration 2028-29 school year / W-100-7388 – Waiver of School Code (Section 10-17) requests to waive the requirement to post the Annual Statement of Affairs in the local newspaper.*

***District Narrative:** By law, each school district is compelled to submit to an annual independent audit (Section 105 ILCS 5/3-6, 3-7) as regulated by the Illinois Public Accounting Act (225 ILCS 405/0.01 et seq). Any of the information contained within the "Statement of Affairs" and/or the annual financial audit is available in other publications, included in other formats, or available through the Freedom of Information Act (Section 5 ILCS 140). The information is also included in the Annual Financial Report, the School Report Card, and in the annual audit report of the finance records. A copy of the audit is provided to the regional superintendent on or by October 15 of each year and the Annual Financial Report (JSBE 50-35) is prepared as a result of the audit and filed with the regional superintendent and the Illinois State Board of Education. The district will make copies of this report accessible and convenient for perusal to the public upon request. Additionally,*

*the report will be posted on the district's website, which is accessible to a greater number of individuals than the local newspaper. This waiver would generate savings for the district of at least \$2,000 per year. This estimated amount includes the publication cost and the expenses associated with the staff time to prepare the information for publishing.*

*Over the five-year period of this waiver, the total amount saved is \$10,000, which will be better utilized for other items or fees essential to the education of our students.*

**Rantoul City SD 137 – Champaign (SD52/HD104) – Expiration 2028-29 school year / W-100-7363 – Waiver of School Code (Section 10-17)** requests to waive the requirement to post the Annual Statement of Affairs (ASA) in the local newspaper.

**District Narrative:** (1) *The intent of 105 ILCS 5/10-17 is to make pertinent information from the district's ASA available to the public for review by December 1 annually.*

(2) *The intent of the rule will be met through using the district website, which is available to the entire school community, and public as a whole. The village of Rantoul does not have a local newspaper and the regional newspaper has limited circulation that does not reach all constituents. To meet this requirement, the district must: publish an ASA summary on the school district's website by December 1 annually; submit the ASA to the State Board of Education for posting on the agency's website by December 15 annually; and retain copies of the ASA in the school district's administrative office.*

(3) *Granting this modification of the School Code waiver would save Rantoul City SD 137 at least \$1,800 each year or approximately \$9,000 over a five-year period (keeping the cost fixed at the current rate). These funds could therefore be utilized for other items or fees essential to the education of our students. The impact of this opportunity will be assessed over the five-year period of the waiver through feedback from students, parents, teachers, and staff as well as from the community members.*

**Section II  
Waiver and Modification Database**

Requests received during this waiver cycle are presented numerically by Senate and House district and then alphabetically by school district or eligible applicant. The "action" to be taken for each request is noted; that is, requests for waivers upon which the General Assembly must act are noted as "GA Action"; modifications already acted upon by the state superintendent of education in accordance with Section 1A-4 of the School Code are noted as "ISBE Approved" or "ISBE Denied"; and requests that were returned for one or more of the following reasons are noted "Ineligible," "NWN" (no waiver needed), or "Withdrawn."

| <b>Legislative Districts</b> | <b>Number</b> | <b>School District</b>             | <b>County</b> | <b>Code Citation*</b> | <b>Description</b>   | <b>Action</b> | <b>Subject</b>                 | <b>Expiration Year**</b> |
|------------------------------|---------------|------------------------------------|---------------|-----------------------|--|---------------|--------------------------------|--------------------------|
| 4/7                          | 7376          | Bellwood SD 88                     | Cook          | 17-1.5                | Request to waive the 5 percent limitation of administrative costs.   | GA Action     | Administrative Cost Limitation | 2024                     |
| 4/7                          | 7371          | Bellwood SD 88                     | Cook          | 10-19.05(d)           | Request to allow a school improvement day without students in attendance [4 full-day improvement days in lieu of 4 half-days].                                 | ISBE Approved | School Improvement             | 2029                     |
| 4/7                          | 7355          | Proviso Township HSD 209           | Cook          | 27-24.3               | Request to allow the district to use computerized simulators for 12 hours of practice driving in lieu of three hours of behind-the-wheel instruction in a car. | Ineligible    | Driver's Education             | 2029                     |
| 4/7                          | 7368          | Region 6 West Cook ISC 2           | Cook          | 105 ILCS 5/13b-20.25  | Request to expand the definition of "student at risk of academic failure" to participate in a push-in alternative learning opportunity program.                | GA Action     | Alternative Program            | 2028                     |
| 9/17                         | 7392          | Glenbrook High School District 225 | Cook          | 27-24.2               | Request to increase \$250 drivers education max to \$500.  | GA Action     | Driver's Education             | 2029                     |
| 9/18                         | 7358          | Avoca School District 37           | Cook          | 17-1.5                | Request to waive the 5 percent limitation of administrative costs.   | GA Action     | Administrative Cost Limitation | 2024                     |
| 15/29                        | 7385          | Crete-Monroe CUSD 201-U            | Will          | 10-20.12              | Request to allow non-resident students located outside the district boundary attend tuition-free.  | GA Action     | Non-Resident Tuition           | 2029                     |

|       |      |  |           |   |   |                |                                   |      |
|-------|------|--|-----------|---|---|----------------|-----------------------------------|------|
| 15/29 | 7391 | Sycamore CUSD<br>427                         | DeKalb    | ISBE Rule 23 –<br>Admin Code<br>180.500 (c) | Request to allow district to<br>purchase building.  | ISBE<br>Denied | School/Building<br>Code           | 2029 |
| 19/38 | 7393 | Rich Township<br>High School<br>District 227 | Cook      | 10-19.05(d)                                 | Request to use banked instruction<br>time over the minimum of 300<br>minutes as one full-school<br>improvement day.   | Ineligible     | School<br>Improvement             | 2029 |
| 21/42 | 7374 | Downers Grove<br>GSD 58                      | DuPage    | 27-6  | Request for K-2 <sup>nd</sup> grade to receive<br>PE instruction 2 days per week<br>plus 30-minute period designated<br>for Teacher Directed Physical<br>Education. | GA Action      | Physical<br>Education             | 2029 |
| 21/42 | 7388 | Listle CUSD 202                              | DuPage    | 17-10                                       | Request to waive the requirement<br>to post the Annual Statement of<br>Affairs in the local newspaper.  | GA Action      | Statement of<br>Affairs           | 2029 |
| 25/50 | 7390 | Aurora East USD<br>131                       | Kane      | 27-24.2                                     | Request to allow 3 simulator<br>hours of driving time be applied<br>toward the total number of on-the-<br>road driving time.  | Ineligible     | Driver's<br>Education             | 2029 |
| 26/52 | 7379 | Fremont School<br>District 79                | Lake      | 17-1.5                                      | Request to waive the 5 percent<br>limitation of administrative costs.   | GA Action      | Administrative<br>Cost Limitation | 2024 |
| 26/52 | 7389 | Fox River Grove<br>District 3                | McHenry   | 17-1.5                                      | Request to waive the 5 percent<br>limitation of administrative costs.   | Withdrawn      | Administrative<br>Cost Limitation | 2024 |
| 30/59 | 7375 | Community High<br>School District<br>128     | Lake      | 27-24.2                                     | Request to change fee of driver's<br>education from "not to exceed<br>\$250" to "not to exceed \$350."  | GA Action      | Driver's<br>Education             | 2024 |
| 31/61 | 7377 | Woodland CCSD<br>50                          | Lake      | 17-1.5                                      | Request to waive the 5 percent<br>limitation of administrative costs.   | GA Action      | Administrative<br>Cost Limitation | 2024 |
| 33/66 | 7383 | Community Unit<br>School District<br>300     | Kane      | 27-6  | Request to decrease number of<br>physical education days from 3<br>days to 2 days per week.   | GA Action      | Physical<br>Education             | 2029 |
| 35/70 | 7361 | Kaneland CUSD<br>302                         | Kane      | 17-1.5                                      | Request to waive the 5 percent<br>limitation of administrative costs.   | GA Action      | Administrative<br>Cost Limitation | 2024 |
| 35/70 | 7386 | Sycamore CUSD<br>427                         | DeKalb    | 17-2.1                                      | Request to allow district to<br>purchase building   | GA Action      | School/Building<br>Code           | 2025 |
| 36/71 | 7381 | Macomb CUSD<br>185                           | McDonough | 27-24.2                                     | Request to change drivers<br>education fee from \$50 to \$150.  | NWN            | Driver's<br>Education             | 2029 |

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|--------|------|--|-----------|-------------|---|---------------|--------------------------------|------|
| 42/83  | 7395 | St Charles CUSD 303                        | Kane      | 27-24.2     | Request to increase \$250 drivers education max to \$600.   | Ineligible    | Driver's Education             | 2030 |
| 43/85  | 7364 | Lockport Township High School District 205 | Will      | 10-19.05(d) | Request to allow a school improvement day without students in attendance [2 full-day improvement days in lieu of 4 half-days].  | ISBE Approved | School Improvement             | 2025 |
| 44/87  | 7372 | Clinton CUSD 15                            | DeWitt    | 10-19.05(d) | Request to allow a school improvement day without students in attendance [2 full-day improvement days in lieu of 4 half-days].  | ISBE Approved | School Improvement             | 2029 |
| 44/87  | 7352 | Heyworth CUSD 4                            | McLean    | 10-19.05(d) | Request to allow a school improvement day without students in attendance [5 full-day improvement days in lieu of 10 half-days]. | ISBE Approved | School Improvement             | 2029 |
| 44/88  | 7357 | Tri-Valley CUSD 3                          | McLean    | 10-19.05(d) | Request to allow a school improvement day without students in attendance [5 full-day improvement days in lieu of 10 half-days]. | ISBE Approved | School Improvement             | 2029 |
| 45/89  | 7380 | West Carroll CUSD 314                      | Carroll   | 17-1.5      | Request to waive the 5 percent limitation of administrative costs.  | GA Action     | Administrative Cost Limitation | 2025 |
| 45/90  | 7373 | Hononegah CHSD 207                         | Winnebago |             | Request to use Drive Right for contract services for behind-the-wheel instruction.  | NWN           | Driver's Education             | 2025 |
| 45/90  | 7387 | Hononegah CHSD 207                         | Winnebago | 27-6        | Request to waive PE for certain students.   | GA Action     | Physical Education             | 2029 |
| 48/95  | 7360 | Edinburg CUSD 84                           | Christian | 17-1.5      | Requests to waive the 5 percent limitation of administrative costs.   | Withdrawn     | Administrative Cost Limitation | 2024 |
| 48/95  | 7384 | Rochester CUSD 5A                          | Sangamon  | 17-1.5      | Request to waive the 5 percent limitation of administrative costs.  | GA Action     | Administrative Cost Limitation | 2024 |
| 50/100 | 7394 | Brussels CUSD 42                           | Calhoun   | 10-20.12    | Request to allow students of non-resident, full-time staff members to attend school.  | NWN           | Non-Resident Tuition           | 2030 |
| 50/100 | 7354 | Jersey CUSD 100                            | Jersey    | 10-19.05(d) | Request to allow a school improvement day without students in attendance [3 full-day improvement days in lieu of 6 half-days].  | ISBE Approved | School Improvement             | 2029 |
| 50/100 | 7353 | Waverly CUSD 6                             | Morgan    | 10-19.05(d) | Request to allow a school improvement day without students in attendance [1 full-day  | Withdrawn     | School Improvement             | 2029 |

|        |      |                      |            |             |  |               |                                |      |
|--------|------|----------------------|------------|-------------|--|---------------|--------------------------------|------|
| 51/102 | 7382 | Kansas CUSD 3        | Edgar      | 17-1.5      | improvement days in lieu of 2 half-days].  | NWN           | Administrative Cost Limitation | 2024 |
| 51/102 | 7378 | Shiloh CUSD 1        | Edgar      | 10-19.05(d) | Request to waive the 5 percent limitation of administrative costs.<br>Request to allow a school improvement day without students in attendance [2 full-day improvement days in lieu of 4 half-days]. | ISBE Approved | School Improvement             | 2030 |
| 52/104 | 7363 | Rantoul City SD 137  | Champaign  | 10-17       | Requests to waive the requirement to post the Annual Statement of Affairs in the local newspaper.  | GA Action     | Statement of Affairs           | 2029 |
| 52/104 | 7396 | Rantoul City SD 137  | Champaign  | 27-6        | Request to decrease number of physical education days from 3 days to 2 days per week.  | GA Action     | Physical Education             | 2029 |
| 52/104 | 7370 | Thomasboro CCSD 130  | Champaign  | 17-4.5      | Requests to waive the 5 percent limitation of administrative costs.  | Ineligible    | Administrative Cost Limitation | 2025 |
| 53/105 | 7369 | Cornell CCSD 426     | Livingston | 10-19.05(d) | Request to allow 2 full days for school improvement in lieu of 4 half days.  | ISBE Approved | School Improvement             | 2029 |
| 53/105 | 7351 | Lexington CUSD 7     | McLean     | 10-19.05(d) | Request to allow a school improvement day without students in attendance [5 full-day improvement days in lieu of 10 half-days].  | ISBE Approved | School Improvement             | 2029 |
| 54/108 | 7359 | Effingham CUSD 40    | Effingham  | 10-19.05(d) | Request to allow a school improvement day without students in attendance [4 full-day improvement days in lieu of 8 half-days].   | ISBE Approved | School Improvement             | 2029 |
| 54/108 | 7356 | Mr. Olive CUSD 5     | Maconpin   | 10-19.05(d) | Request to allow a school improvement day without students in attendance [3 full-day improvement days in lieu of 6 half-days].   | ISBE Approved | School Improvement             | 2029 |
| 54/108 | 7366 | Stanton CUSD 6       | Maconpin   | 10-19.05(d) | Request to allow a school improvement day without students in attendance [3 full-day improvement days in lieu of 6 half-days].   | ISBE Approved | School Improvement             | 2029 |
| 58/115 | 7367 | DuQuoin District 300 | Perry      | 10-19.05(d) | Request to allow a school improvement day without students in attendance [3 full-day   | ISBE Approved | School Improvement             | 2025 |

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|--------|------|-----------------------|------------|-------------|---|------------------|-----------------------|------|
| 59/118 | 7362 | Carterville CUSD<br>5 | Williamson | 10-19.05(d) | improvement days in lieu of 6 half-days].<br>Request to allow a school improvement day without students in attendance [3 full-day improvement days in lieu of 6 half-days]. | ISBE<br>Approved | School<br>Improvement | 2029 |
| 59/118 | 7365 | Herrin CUSD 4         | Williamson | 10-19.05(d) | Request to allow a school improvement day without students in attendance [1 full-day improvement days in lieu of 2 half-days].  | ISBE<br>Approved | School<br>Improvement | 2029 |

The foregoing report was placed before the Senate, ordered received and placed on file with the Secretary’s Office.

At the hour of 1:24 o'clock p.m., the Chair announced that the Senate stands adjourned until Wednesday, November 13, 2024, at 12:00 o'clock p.m.

[November 12, 2024]