



Rep. Mary Beth Canty

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LRB103 30800 RJT 59255 a

1 AMENDMENT TO HOUSE BILL 2396

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2396 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by adding Section  
5 10-22.18e and by changing Sections 10-20.19a and 10-22.18 as  
6 follows:

7 (105 ILCS 5/10-20.19a) (from Ch. 122, par. 10-20.19a)

8 Sec. 10-20.19a. Kindergartens. After July 1, 1970, to  
9 establish and maintain kindergartens for the instruction of  
10 children in accordance with rules and regulations prescribed  
11 by the State Board of Education. Such kindergartens may  
12 provide for either a 1/2 day or a full day of attendance for  
13 pupils enrolled therein.

14 This Section is repealed on July 1, 2023.

15 (Source: P.A. 84-18.)

1 (105 ILCS 5/10-22.18) (from Ch. 122, par. 10-22.18)

2 Sec. 10-22.18. Kindergartens.

3 (a) To establish kindergartens for the instruction of  
4 children between the ages of 4 and 6 years, ~~if in their~~  
5 ~~judgment the public interest requires it,~~ and to pay the  
6 necessary expenses thereof out of the school funds of the  
7 district. Until the 2027-2028 school year, upon ~~upon~~ petition  
8 of at least 50 parents or guardians of children between the  
9 ages of 4 and 6, residing within any school district and within  
10 one mile of the public school where such kindergarten is  
11 proposed to be established, the board of directors shall, if  
12 funds are available, establish a kindergarten in connection  
13 with the public school designated in the petition and maintain  
14 it as long as the annual average daily attendance therein is  
15 not less than 15. Until the 2027-2028 school year, the ~~The~~  
16 board may establish a kindergarten with half-day attendance or  
17 with full-day attendance; however, if. ~~If~~ the board  
18 establishes full-day kindergarten, it shall also establish  
19 half-day kindergarten. Beginning with the 2027-2028 school  
20 year, each school board must establish a kindergarten with  
21 full-day attendance. The full-day kindergarten should be  
22 developmentally appropriate and provide opportunities for  
23 play-based learning. No one shall be employed to teach in a  
24 kindergarten who does not hold a license as provided by law.

25 (b) An elementary or unit school district that does not  
26 offer full-day kindergarten as of October 1, 2022, may, by

1 action of the State Board of Education, apply for an extension  
2 of the 2027-2028 school year implementation deadline for 2  
3 additional years if one of the following criteria are met:

4 (1) the school district is funded below 70% of  
5 adequacy according to the Evidence-Based Funding formula  
6 under Section 18-8.15 of this Code as of the date of the  
7 application;

8 (2) the school district is ranked in the top 25% of  
9 capital funding need by the Full-Day Kindergarten Task  
10 Force, but has yet to receive capital funding as of the  
11 date of the application; or

12 (3) the school district meets a criterion set by State  
13 Board of Education based on Full-Day Kindergarten Task  
14 Force's recommendations under subsection (b) of Section  
15 10-22.18e of this Code.

16 (Source: P.A. 102-894, eff. 5-20-22.)

17 (105 ILCS 5/10-22.18e new)

18 Sec. 10-22.18e. Full-Day Kindergarten Task Force.

19 (a) The Full-Day Kindergarten Task Force is created for  
20 the purpose of conducting a statewide audit to inform the  
21 planning and implementation of full-day kindergarten in the  
22 State and shall, at a minimum, collect, analyze, and report  
23 the following:

24 (1) the number of elementary and unit school districts  
25 in the State that are currently offering kindergarten,

1 including the number offering full-day kindergarten, the  
2 number offering part-day kindergarten, and the number  
3 offering both part-day kindergarten and full-day  
4 kindergarten;

5 (2) the number of students currently enrolled in  
6 kindergarten in the State, including the number enrolled  
7 in full-day kindergarten, the number enrolled in part-day  
8 kindergarten, the total number enrolled in either part-day  
9 kindergarten or full-day kindergarten, and the number of  
10 children on any waitlists for part-day or full-day  
11 kindergarten;

12 (3) for all elementary and unit school districts, an  
13 estimate of the number of students eligible for  
14 kindergarten;

15 (4) for all elementary and unit school districts that  
16 do not currently offer full-day kindergarten, an analysis  
17 of their space utilization rate and an assessment of  
18 district capacity to provide space for full-day  
19 kindergarten classrooms;

20 (5) for all elementary and unit school districts that  
21 do not currently offer full-day kindergarten and are found  
22 to have insufficient capacity to provide space for  
23 full-day kindergarten classrooms, an estimate of the costs  
24 associated with providing a full-day kindergarten  
25 classrooms;

26 (6) recommendations on how available capital funds for

1 full-day kindergarten might be disbursed to school  
2 districts to prioritize districts most in need of State  
3 resources; and

4 (7) other data or recommendations that would support  
5 the state or individual school districts in offering  
6 full-day kindergarten. Such recommendations may include an  
7 analysis of other start-up or categorical costs associated  
8 with offering full-day kindergarten.

9 (b) Based on the findings reported under subsection (b) of  
10 this Section, the Task Force may recommend that the State  
11 Board of Education consider an additional criterion when  
12 granting a waiver under subsection (b) of Section 10-22.18 of  
13 this Code. The State Board of Education shall make a final  
14 determination regarding this additional factor and provide  
15 public notice that determination by no later than July 1,  
16 2025.

17 (c) Members of the Full-Day Kindergarten Task Force shall  
18 be appointed by no later than October 1, 2023 and shall possess  
19 the expertise needed to complete the report and  
20 recommendations. Members appointed to the Task Force must  
21 reflect the racial, ethnic, and geographic diversity of this  
22 State. Task Force members shall include all of the following:

23 (1) The State Superintendent of Education or the  
24 Superintendent's designee.

25 (2) Three members appointed by the State Board of  
26 Education with relevant expertise.

1           (3) One member who represents the Capital Development  
2           Board, appointed by the State Superintendent of Education.

3           (4) One member from an organization with expertise in  
4           school construction and facilities financing, appointed by  
5           the State Superintendent of Education.

6           (5) One member from an organization with expertise in  
7           local, state, and federal tax and budget related issues,  
8           appointed by the State Superintendent of Education.

9           (6) One member of a statewide professional teachers'  
10           organization who is a kindergarten teacher, appointed by  
11           the State Superintendent of Education.

12           (7) One member of another statewide professional  
13           teachers' organization who is a kindergarten teacher,  
14           appointed by the State Superintendent of Education.

15           (8) One member who represents a statewide organization  
16           of school business officials and has experience overseeing  
17           schools with kindergarten programs, appointed by the State  
18           Superintendent of Education.

19           (9) One member who represents a statewide organization  
20           of principals and has experience overseeing schools with  
21           kindergarten programs, appointed by the State  
22           Superintendent of Education.

23           (10) One member who represents a statewide  
24           organization of school boards and has experience  
25           overseeing schools with kindergarten programs, appointed  
26           by the State Superintendent of Education.

1           (11) Three members who are parents of students, one of  
2           whom is from an urban elementary or unit school district,  
3           one of whom is from a rural elementary or unit school  
4           district, and one of whom is from a suburban elementary or  
5           unit school district, all appointed by the State  
6           Superintendent of Education.

7           (12) One member who represents a statewide  
8           organization of school districts and has experience  
9           overseeing schools with kindergarten programs, appointed  
10           by the State Superintendent of Education.

11           (13) One member who represents a elementary or unit  
12           school district which is a Tier 3 or Tier 4 school as  
13           defined by Section 18-8.15 of this Code that does not  
14           currently offer full-day kindergarten, appointed by the  
15           State Superintendent of Education.

16           (14) One member who represents a school district  
17           servng a community with a population of 500,000 or more,  
18           appointed by the State Superintendent of Education.

19           (15) One member who represents a rural elementary or  
20           unit school district, appointed by the State  
21           Superintendent of Education.

22           (d) The Full-Day Kindergarten Task Force shall meet at the  
23           call of the State Superintendent of Education or the  
24           Superintendent's designee, who shall serve as the chairperson.  
25           The State Board of Education shall provide administrative and  
26           other support to the Task Force. Members of the Task Force

1 shall serve without compensation.

2 (e) The Full-Day Kindergarten Task Force shall issue an  
3 interim report by April 15, 2024 and a final report to the  
4 General Assembly and Governor's Office no later than November  
5 15, 2024.

6 (f) Upon issuing its final report, the Full-Day  
7 Kindergarten Task Force is dissolved.

8 Section 99. Effective date. This Act takes effect upon  
9 becoming law.".