

1 AN ACT with regard to education.

2 Be it enacted by the People of the State of Illinois,
3 represented in the General Assembly:

4 Section 5. The School Code is amended by changing
5 Section 14-15.01 as follows:

6 (105 ILCS 5/14-15.01) (from Ch. 122, par. 14-15.01)

7 Sec. 14-15.01. Community and Residential Services
8 Authority.

9 (a) (1) The Community and Residential Services Authority
10 is hereby created and shall consist of the following members:

11 A representative of the State Board of Education;

12 Four ~~Three~~ representatives of the Department of Human
13 Services, with one member from the Division of Community
14 Health and Prevention, one member from the Office of
15 Developmental Disabilities of the Division of Disability and
16 Behavioral Health Services, one member from the Office of
17 Mental Health of the Division of Disability and Behavioral
18 Health Services, and one member of the Office of
19 Rehabilitation Services of the Division of Disability and
20 Behavioral Health Services;

21 A representative of the Department of Children and Family
22 Services;

23 ~~A representative of the Department of Public Health;~~

24 A representative of the Department of Corrections;

25 A representative of the Department of Public Aid;

26 A representative of the Attorney General's Disability
27 Rights Advocacy Division;

28 The Chairperson and Minority Spokesperson of the House
29 and Senate Committees on Elementary and Secondary Education
30 or their designees; and

31 Six persons appointed by the Governor. Five of such

1 appointees shall be experienced or knowledgeable relative to
2 provision of services for individuals with a behavior
3 disorder or a severe emotional disturbance and shall include
4 representatives of both the private and public sectors,
5 except that no more than 2 of those 5 appointees may be from
6 the public sector and at least 2 must be or have been
7 directly involved in provision of services to such
8 individuals. The remaining member appointed by the Governor
9 shall be or shall have been a parent of an individual with a
10 behavior disorder or a severe emotional disturbance, and that
11 appointee may be from either the private or the public
12 sector.

13 (2) Members appointed by the Governor shall be appointed
14 for terms of 4 years and shall continue to serve until their
15 respective successors are appointed; provided that the terms
16 of the original appointees shall expire on August 1, 1990,
17 and the term of the additional member appointed under this
18 amendatory Act of 1992 shall commence upon the appointment
19 and expire August 1, 1994. Any vacancy in the office of a
20 member appointed by the Governor shall be filled by
21 appointment of the Governor for the remainder of the term.

22 A vacancy in the office of a member appointed by the
23 Governor exists when one or more of the following events
24 occur:

- 25 (i) An appointee dies;
- 26 (ii) An appointee files a written resignation with
27 the Governor;
- 28 (iii) An appointee ceases to be a legal resident of
29 the State of Illinois; or
- 30 (iv) An appointee fails to attend a majority of
31 regularly scheduled Authority meetings in a fiscal year.

32 Members who are representatives of an agency shall serve
33 at the will of the agency head. Membership on the Authority
34 shall cease immediately upon cessation of their affiliation

1 with the agency. If such a vacancy occurs, the appropriate
2 agency head shall appoint another person to represent the
3 agency.

4 If a legislative member of the Authority ceases to be
5 Chairperson or Minority Spokesperson of the designated
6 Committees, they shall automatically be replaced on the
7 Authority by the person who assumes the position of
8 Chairperson or Minority Spokesperson.

9 (b) The Community and Residential Services Authority
10 shall have the following powers and duties:

11 (1) To conduct surveys to determine the extent of
12 need, the degree to which documented need is currently
13 being met and feasible alternatives for matching need
14 with resources.

15 (2) To develop policy statements for interagency
16 cooperation to cover all aspects of service delivery,
17 including laws, regulations and procedures, and clear
18 guidelines for determining responsibility at all times.

19 (3) To recommend policy statements and provide
20 information regarding effective programs for delivery of
21 services to all individuals under 22 years of age with a
22 behavior disorder or a severe emotional disturbance in
23 public or private situations.

24 (4) To review the criteria for service eligibility,
25 provision and availability established by the
26 governmental agencies represented on this Authority, and
27 to recommend changes, additions or deletions to such
28 criteria.

29 (5) To develop and submit to the Governor, the
30 General Assembly, the Directors of the agencies
31 represented on the Authority, and the State Board of
32 Education a master plan for individuals under 22 years of
33 age with a behavior disorder or a severe emotional
34 disturbance, including detailed plans of service ranging

1 from the least to the most restrictive options; and to
2 assist local communities, upon request, in developing or
3 strengthening collaborative interagency networks.

4 (6) To develop a process for making determinations
5 in situations where there is a dispute relative to a plan
6 of service for individuals or funding for a plan of
7 service.

8 (7) To provide technical assistance to parents,
9 service consumers, providers, and member agency personnel
10 regarding statutory responsibilities of human service and
11 educational agencies, and to provide such assistance as
12 deemed necessary to appropriately access needed services.

13 (c) (1) The members of the Authority shall receive no
14 compensation for their services but shall be entitled to
15 reimbursement of reasonable expenses incurred while
16 performing their duties.

17 (2) The Authority may appoint special study groups to
18 operate under the direction of the Authority and persons
19 appointed to such groups shall receive only reimbursement of
20 reasonable expenses incurred in the performance of their
21 duties.

22 (3) The Authority shall elect from its membership a
23 chairperson, vice-chairperson and secretary.

24 (4) The Authority may employ and fix the compensation of
25 such employees and technical assistants as it deems necessary
26 to carry out its powers and duties under this Act. Staff
27 assistance for the Authority shall be provided by the State
28 Board of Education.

29 (5) Funds for the ordinary and contingent expenses of
30 the Authority shall be appropriated to the State Board of
31 Education in a separate line item.

32 (d) (1) The Authority shall have power to promulgate
33 rules and regulations to carry out its powers and duties
34 under this Act.

1 (2) The Authority may accept monetary gifts or grants
2 from the federal government or any agency thereof, from any
3 charitable foundation or professional association or from any
4 other reputable source for implementation of any program
5 necessary or desirable to the carrying out of the general
6 purposes of the Authority. Such gifts and grants may be held
7 in trust by the Authority and expended in the exercise of its
8 powers and performance of its duties as prescribed by law.

9 (3) The Authority shall submit an annual report of its
10 activities and expenditures to the Governor, the General
11 Assembly, the directors of agencies represented on the
12 Authority, and the State Superintendent of Education.

13 (Source: P.A. 89-21, eff. 7-1-95; 89-507, eff. 7-1-97;
14 90-566, eff. 1-2-98.)