

1 AMENDMENT TO SENATE BILL 1240

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1240 on page 1, by  
3 replacing line 6 with the following:

4 "and 27-24.11 as follows:"; and

5 on page 1, line 9, by replacing "27-24.12" with "27-24.11";  
6 and

7 on page 1, by replacing lines 12 through 30 with the  
8 following:

9 "(105 ILCS 5/27-24.9 new)

10 Sec. 27-24.9. Parent-directed or guardian-directed  
11 driver education.

12 (a) A parent or legal guardian may teach his or her  
13 child's driver education course if the parent or guardian:

14 (1) is a licensed driver;

15 (2) has not had his or her driver's license  
16 suspended within the past 5 years;

17 (3) has never been convicted of driving under the  
18 influence of alcohol, drugs, or intoxicating compounds,  
19 leaving the scene of an accident involving personal  
20 injury or death, or reckless homicide and has never  
21 received a statutory summary suspension of his or her  
22 driver's license; and

1           (4) uses a parent-directed or guardian-directed  
2           driver education course that has been approved by the  
3           State Board of Education in accordance with this Section.

4           (b) Completion of a parent-directed or guardian-directed  
5           driver education course approved under this Section is  
6           equivalent to completion of a school-based driver education  
7           course approved by the State Board. A student participating  
8           in a parent-directed or guardian-directed driver education  
9           course approved by the State Board must meet the academic and  
10           age requirements for participating in driver education under  
11           Section 27-24.2 of this Code. The provider of an approved  
12           parent-directed or guardian-directed driver education course  
13           must, upon request, supply parents and guardians with the  
14           forms required to obtain an instruction permit under the  
15           Illinois Vehicle Code.

16           (c) A parent or guardian electing to teach his or her  
17           child's driver education course must maintain adequate  
18           records to demonstrate that the approved parent-directed or  
19           guardian-directed driver education course was completed and  
20           must provide those records to the person or company providing  
21           the course. The parent or guardian must supply all original  
22           tests from each lesson, original driver final evaluation  
23           sheets from each lesson, and all original driving logs from  
24           each lesson to the person or company providing the course.  
25           The parent or guardian must demonstrate proof of insurance to  
26           the person or company providing the course.

27           (d) A student participating in a parent-directed or  
28           guardian-directed driver education course must spend at least  
29           30 hours in classroom instruction and 50 hours in practice  
30           driving instruction, including at least 10 hours of nighttime  
31           driving.

32           (e) The State Board may not approve a parent-directed or  
33           guardian-directed driver education course unless the State  
34           Board determines that the curriculum is at least equal to

1 that required in a school-based driver education course  
2 approved by the State Board. The State Board, however, may  
3 not require that the classroom instruction be provided in a  
4 room having particular characteristics or equipment or that  
5 the motor vehicle used for the practice driving instruction  
6 have equipment other than the equipment required by law for  
7 operation on a highway.

8 (f) Before the State Board may approve a parent-directed  
9 or guardian-directed driver education course, the person or  
10 company offering the course must register with the Secretary  
11 of State to do business in Illinois and must have  
12 professional liability insurance in the amount of no less  
13 than \$1,000,000, covering the course materials and person or  
14 company being considered and extending coverage to a student  
15 and his or her parent or guardian during practice driving  
16 instruction. The insurance policy must include the State of  
17 Illinois as an additional insured.

18 (g) The Secretary of State shall supply to providers  
19 with approved parent-directed or guardian-directed driver  
20 education courses applications and other materials necessary  
21 for obtaining an instruction permit under the Illinois  
22 Vehicle Code, upon the provider's request. The provider of  
23 the course must maintain adequate records and, upon request  
24 by the State Board or the Secretary of State, provide  
25 documentation verifying compliance with this Section and its  
26 implementing rules.

27 (h) The State Board, upon application accompanied by a  
28 \$500 fee, which shall be deposited in the Driver Education  
29 Fund in the State treasury, is authorized to approve a  
30 parent-directed or guardian-directed driver education course  
31 if the course includes lessons teaching students the dangers  
32 of drinking and driving and provides step-wise, systematic,  
33 and progressive levels of instruction with concurrent  
34 classroom and driving instruction that meets all other

1 requirements of this Section. The course must have concurrent  
2 classroom and driving instruction, becoming more complex as  
3 the student's skill levels and knowledge increase and moving  
4 from simple driving decisions to more complex driving  
5 decisions as the student masters skill levels. The course  
6 must follow the following sequence:

7 (1) Students must be taught basic State laws and  
8 rules regarding driving and the mechanical operation of a  
9 motor vehicle. Students shall fulfill all requirements  
10 to receive their instruction permits under the Illinois  
11 Vehicle Code.

12 (2) Students must receive off-street instruction,  
13 graduating to driving on low-volume, 2-lane roads at a  
14 maximum speed of 30 miles per hour. Students must be  
15 taught basic driving rules and how to identify possible  
16 driving hazards.

17 (3) Students must graduate to driving on avenues  
18 and boulevards at a maximum speed of 35 miles per hour.  
19 Students must be taught car control, lane positions, and  
20 to focus on keeping the proper spacing around the motor  
21 vehicle.

22 (4) Students must continue to practice and improve  
23 their driving skills on avenues and boulevards. Students  
24 must graduate to driving on 4-lane roads with maximum  
25 speed limits of 45 miles per hour, while continuing to  
26 focus on proper lane positioning and lane use as well as  
27 vehicle spacing.

28 (5) Students must focus on the importance of  
29 driving at safe speeds under all conditions. Students  
30 must be instructed on how to deal with emergency road  
31 situations. Students must be permitted to drive in  
32 downtown traffic, on roads with a 45 mile per hour speed  
33 limit, and learn how to properly park their motor  
34 vehicles.

1           (6) Students must learn how to handle driving  
2           emergencies, learning collision avoidance techniques to  
3           be better prepared for the unexpected. Students must  
4           graduate to driving on the freeway.

5           (7) Students must focus on thinking and behavior  
6           while driving. Students must learn about automobile  
7           insurance, protecting themselves and their motor  
8           vehicles, and security measures that can be taken.  
9           Students must receive a final evaluation that includes  
10           freeway driving, city driving, rural driving, driving on  
11           busy 4-lane roads, and reversing, as applicable to the  
12           student's environment. Upon passing the final evaluation,  
13           the student shall qualify for certification of completion  
14           of the course.

15           (i) The provider of an approved parent-directed or  
16           guardian-directed driver education course must offer  
17           technical support during business hours Monday through  
18           Friday. The curriculum must provide a midcourse check point.  
19           At this point, all driving logs and classroom work must be  
20           reviewed by technical support to determine whether a parent  
21           or guardian is properly teaching the course. At the  
22           conclusion of the course, the provider must certify to the  
23           State Board whether the course has been successfully  
24           completed, including the total hours the student spent on the  
25           course, as evidenced by the records and affidavits submitted  
26           by the parent or guardian. Upon notification that the  
27           student has successfully completed the course, the State  
28           Board shall forward to the provider the State certification  
29           of completion of an approved driver education course. The  
30           provider shall forward the certification to the parent or  
31           guardian.

32           (j) The State Board may adopt any rules necessary to  
33           implement this Section and shall make a listing of approved  
34           parent-directed or guardian-directed driver education courses

1 available on its Internet web site.

2 (k) Nothing in this Section or Section 27-24.10 shall be  
3 construed to allow a school to subcontract for driver  
4 education.

5 (105 ILCS 5/27-24.10 new)

6 Sec. 27-24.10. Compliance; change in curriculum. A  
7 person or company providing an approved parent-directed or  
8 guardian-directed driver education course shall comply with  
9 all provisions of Sections 27-24.9 through 27-24.11 of this  
10 Code and any rules adopted under those Sections. Any  
11 proposed change in an approved curriculum shall be submitted  
12 to the State Board for approval before the change is  
13 implemented. The State Board must terminate the approval of  
14 any parent-directed or guardian-directed driver education  
15 course that is not in compliance with this Section or its  
16 implementing rules.

17 (105 ILCS 5/27-24.11 new)

18 Sec. 27-24.11. Penalty. A person is guilty of a Class C  
19 misdemeanor if he or she knowingly does any of the following:

20 (1) Offers or provides to parents and guardians a  
21 parent-directed or guardian-directed driver education  
22 course that has not been approved by the State Board.

23 (2) Provides false information to the State Board  
24 in an application for approval of a parent-directed or  
25 guardian-directed driver education course.

26 (3) Falsely certifies that a student has  
27 successfully completed a parent-directed or  
28 guardian-directed driver education course.

29 (4) Possesses a certificate of completion of a  
30 parent-directed or guardian-directed driver education  
31 course that he or she is not authorized to possess.

32 (5) Transfers a certificate of completion of a

1 parent-directed or guardian-directed driver education  
2 course to a person who is not authorized to possess the  
3 certificate."; and

4 by deleting pages 2 and 3; and

5 on page 4, by deleting lines 1 through 8.