

TITLE 23: EDUCATION AND CULTURAL RESOURCES  
SUBTITLE A: EDUCATION  
CHAPTER I: STATE BOARD OF EDUCATION  
SUBCHAPTER a: PUBLIC SCHOOL RECOGNITION

PART 1  
PUBLIC SCHOOLS EVALUATION, RECOGNITION AND SUPERVISION

SUBPART A: RECOGNITION REQUIREMENTS

Section

- 1.10 Public School Accountability Framework
- 1.20 Operational Requirements
- 1.30 State Assessment
- 1.40 Adequate Yearly Progress
- 1.50 Calculation of Participation Rate
- 1.60 Subgroups of Students; Inclusion of Relevant Scores
- 1.70 Additional Indicators for Adequate Yearly Progress
- 1.75 Student Information System
- 1.77 Educator Licensure Information System (ELIS)
- 1.79 School Report Card
- 1.80 Academic Early Warning and Watch Status
- 1.85 School and District Improvement Plans; Restructuring Plans
- 1.88 Additional Accountability Requirements for Districts Serving Students of Limited English Proficiency under Title III
- 1.90 System of Rewards and Recognition – The Illinois Honor Roll
- 1.95 Appeals Procedure
- 1.97 Survey of Learning Conditions
- 1.100 Waiver and Modification of State Board Rules and School Code Mandates
- 1.110 Appeal Process under Section 22-60 of the School Code

SUBPART B: SCHOOL GOVERNANCE

Section

- 1.210 Approval of Providers of Training for School Board Members under Section 10-16a of the School Code
- 1.220 Duties of Superintendent (Repealed)
- 1.230 Board of Education and the School Code (Repealed)
- 1.240 Equal Opportunities for all Students
- 1.242 Temporary Exclusion for Failure to Meet Minimum Academic or Attendance Standards
- 1.245 Waiver of School Fees
- 1.250 District to Comply with 23 Ill. Adm. Code 180 (Repealed)
- 1.260 Commemorative Holidays to be Observed by Public Schools (Repealed)
- 1.270 Book and Material Selection (Repealed)
- 1.280 Discipline

- 1.285 Requirements for the Use of Isolated Time Out and Physical Restraint
- 1.290 Absenteeism and Truancy Policies

#### SUBPART C: SCHOOL DISTRICT ADMINISTRATION

##### Section

- 1.310 Administrative Qualifications and Responsibilities
- 1.320 Evaluation of Licensed Educators
- 1.330 Toxic Materials Training

#### SUBPART D: THE INSTRUCTIONAL PROGRAM

##### Section

- 1.410 Determination of the Instructional Program
- 1.420 Basic Standards
- 1.422 Electronic Learning (E-Learning) Days Pilot Program
- 1.425 Additional Criteria for Physical Education
- 1.430 Additional Criteria for Elementary Schools
- 1.440 Additional Criteria for High Schools
- 1.442 State Seal of Biliteracy
- 1.445 Required Course Substitute
- 1.450 Special Programs (Repealed)
- 1.460 Credit Earned Through Proficiency Examinations
- 1.462 Uniform Annual Consumer Education Proficiency Test (Repealed)
- 1.465 Ethnic School Foreign Language Credit and Program Approval
- 1.470 Adult and Continuing Education
- 1.480 Correctional Institution Educational Programs

#### SUBPART E: SUPPORT SERVICES

##### Section

- 1.510 Transportation
- 1.515 Training of School Bus Driver Instructors
- 1.520 Home and Hospital Instruction
- 1.530 Health Services
- 1.540 Undesignated Epinephrine Auto-injectors; Opioid Antagonists

#### SUBPART F: STAFF LICENSURE REQUIREMENTS

##### Section

- 1.610 Personnel Required to be Qualified
- 1.620 Accreditation of Staff (Repealed)
- 1.630 Paraprofessionals; Other Unlicensed Personnel
- 1.640 Requirements for Different Certificates (Repealed)
- 1.650 Transcripts of Credits
- 1.660 Records of Professional Personnel

## SUBPART G: STAFF QUALIFICATIONS

Section	
1.700	Requirements for Staff Providing Professional Development
1.705	Requirements for Supervisory and Administrative Staff
1.710	Requirements for Elementary Teachers
1.720	Requirements for Teachers of Middle Grades
1.730	Minimum Requirements for Secondary Teachers and Specified Subject Area Teachers in Grades 6 and Above through June 30, 2004
1.735	Requirements to Take Effect from July 1, 1991, through June 30, 2004
1.736	Requirements to Take Effect from July 1, 1994, through June 30, 2004
1.737	Minimum Requirements for the Assignment of Teachers in Grades 9 through 12 Beginning July 1, 2004
1.740	Standards for Reading through June 30, 2004
1.745	Requirements for Reading Teachers and Reading Specialists at all Levels as of July 1, 2004
1.750	Standards for Media Services through June 30, 2004
1.755	Requirements for Library Information Specialists Beginning July 1, 2004
1.760	Standards for School Support Personnel Services
1.762	Supervision of Speech-Language Pathology Assistants
1.770	Standards for Special Education Personnel
1.780	Standards for Teachers in Bilingual Education Programs
1.781	Requirements for Bilingual Education Teachers in Prekindergarten, Kindergarten and any of Grades 1-12
1.782	Requirements for Teachers of English as a Second Language in Prekindergarten, Kindergarten and any of Grades 1-12
1.783	Requirements for Administrators of Bilingual Education Programs
1.790	Substitute Teacher
1.APPENDIX A	Professional Staff Educator Licensure
1.APPENDIX B	Certification Quick Reference Chart (Repealed)
1.APPENDIX C	Glossary of Terms (Repealed)
1.APPENDIX D	State Goals for Learning
1.APPENDIX E	Evaluation Criteria – Student Performance and School Improvement Determination (Repealed)
1.APPENDIX F	Criteria for Determination – Student Performance and School Improvement (Repealed)
1.APPENDIX G	Criteria for Determination – State Assessment (Repealed)

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#### SUBPART E: SUPPORT SERVICES

## Section 1.530 Health Services

- a) Each school shall maintain records for each student that reflect compliance with the examinations and immunizations prescribed by Section 27-8.1 of the School Code [\[105 ILCS 5\]](#) and the applicable rules and regulations of the Illinois Department of Public Health at 77 Ill. Adm. Code 665 (Child [and Student Health Examination and Immunization Code](#)). The information relative to examinations and immunizations shall be placed in the student permanent record in accordance with 23 Ill. Adm. Code 375 (Student Records).<sup>1)</sup> School districts shall, by November 15 of each school year, report to the State Superintendent of Education the number of students who have received the necessary health examinations and immunizations, the number of students who are not exempt and have not received the necessary health examinations and immunizations, and the number of students exempt from the health examination and immunization requirements for religious or medical reasons, in the manner prescribed by the State Superintendent.
  - ~~2) Any school district that, for two years in a row and in any combination, either fails to deliver its report to the State Superintendent of Education by November 15 or delivers a report that does not comply with the percentage requirements of Section 27-8.1 of the School Code shall be issued a Notice of Non-Compliance. Unless, within seven school days after the mailing of the notice, the district presents written evidence to the State Superintendent that it has delivered the report required by Section 27-8.1 and the report complies with the percentage requirements of that Section, the State Superintendent shall reduce by 10 percent each subsequent payment to the district of General State Aid funds under Section 18-8.05 of the School Code, provided that all amounts withheld shall be restored to the district after compliance is documented. The reduction in the district's General State Aid payments shall commence on January 1 and shall occur semi-monthly thereafter, provided that all amounts withheld shall be restored to the district after compliance is documented.~~
- b) Students participating in interscholastic athletics shall have an annual physical examination.
  - 1) A district shall include as *part of any agreement, contract, code, or other written instrument that the district requires a student athlete and his or her parents or guardian to sign before participating in practice or interscholastic competition* information relative to the school board's adopted concussion and head injury policy. (See 105 ILCS 5/10-20.54 and 34-18.46.)
  - 2) A district shall ensure that each student athlete and his or her parent or guardian receive and read information relative to concussions that meets the requirements of Section 22-80 of the

School Code ~~[105 ILCS 5/22-80]~~. A student shall *not participate in an interscholastic athletic activity for a school year until he or she and his or her parent or guardian, or another person with legal authority to make medical decisions for the student, acknowledge by written signature the receipt and review of this information.* (Section 22-80(e) of the School Code)

- c) Each district shall adopt an emergency procedure to be followed in cases of injury to or sudden illness of students and/or staff, which shall include policy and procedures relative to student athletes that meet the requirements of Section 22-80 of the School Code.
  
- d) Each district shall develop a policy for the administration of medication in schools and furnish a copy of the policy to the parents or guardians of each pupil within 15 days after the beginning of each school year, or within 15 days after starting classes for a pupil who transfers into the district. The district shall require that each school inform its pupils of the contents of its policy. (Section 10-20.14b of the School Code)
  - 1) The policy shall comply with the requirements to administer medications set forth in Section 10-22.21b of the School Code.
  - 2) Medications may be administered to a student by school staff who are not a Registered Nurse (RN), Licensed Practical Nurse (LPN) or school administrator if related to a medical emergency being experienced by a student at the time the medication is administered.
  - 3) Medications may be administered to a student by school staff who are not an RN, LPN or school administrator- under the Care of Students with Diabetes Act [105 ILCS 145].
  - 4) Medications may be administered to a student by school staff who are not an RN, LPN or school administrator under the delegation authority of an RN employed by the school district or school and under the regulations of the Illinois Nurse Practice Act [225 ILCS 65].
  - 5) A school employee who is not an RN may not be delegated the duty of administering medication to a student except as provided for in subsection (e).
  
- e) Delegating Medication Administration to non RN, non LPN and non-School Administrators Employed by the School or School District
  - 1) An RN employed by the school or school district is the only individual who shall delegate the administration of medication. The administration of medication to a student by a school staff member not holding an

appropriate professional nursing license is permissible if all of the following criteria are met:

- A) The school or school district RN has delegated to the staff member the task within the professional nursing practice judgment of the RN and under the provisions of and within the direction and limitations set forth in the Nurse Practice Act and 68 Ill. Adm. Code 1300;
  - B) The school principal or chief administrative officer of the school with supervisory authority over the staff member has agreed to permit the staff member to perform the task;:-
  - C) The staff member has voluntarily accepted the performance of this task delegated to him or her by the school or school district RN;
  - D) The school or school district RN has provided the staff member training on the proper administration of the medication and in the professional judgment of the RN the staff member has demonstrated competency in the administration of the medication; and
  - E) The school or school district RN monitors the administration of medication by the staff member on a regular and ongoing basis for safety and competency.
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- 2) A school or school district RN is not required to delegate medication administration to any other staff member.
  - 3) A school or school district RN reserves the right to decline to delegate administration of medication to a specific staff member.
  - 4) A school or school district RN reserves the right to rescind a delegation.
  - 5) No other staff member, including a school administrator, other than an RN, may delegate the administration of medications to students except as allowed for medical emergencies or otherwise allowed under the Care of Students with Diabetes Act.
  - 6) The staff member to whom medication administration has been delegated to by the school or school district RN may not re-delegate the task to any staff member.
  - 7) If a previously assigned staff member is unable to administer the medication as delegated, the school or school district RN, LPN or school administrator may give the medication.

(Source: Amended at 42 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## SUBPART G: STAFF QUALIFICATIONS

### Section 1.760 Standards for School Support Personnel Services

- a) School psychologists, school social workers, school counselors, speech-language pathologists (nonteaching) and school nurses, except as provided in subsection (c) ~~of this Section~~, shall hold a professional educator license endorsed for school support personnel in their respective area.
- b) Registered Professional Nurse means any nurse who is licensed to practice professional nursing in Illinois in accord with the Nurse Practice Act [225 ILCS 65] and whose license is active and in good standing as determined by the Illinois Department of Financial and Professional Regulation.
- c) School Nurse means any registered professional nurse who holds a professional educator license endorsed for school support services in school nursing, or any registered professional nurse who does not hold the professional educator license but was employed in the school district of current employment before July 1, 1976. *School districts may employ noncertificated registered professional nurses to perform professional nursing services* [105 ILCS 5/10-22.23].
- d) School boards that employ school nurses shall be responsible for verifying that each person holds a valid nursing license and professional educator license except as provided in subsection (c) ~~of this Section~~.
- e) School boards that employ one or more school nurses for the purpose of providing professional nursing services shall develop and keep on file a written job description defining the duties of their school nurses.
- f) Any job description prepared pursuant to subsection (e) of this Section will be accepted by the State Board of Education as complying with Section 10-22.23 of the School Code if it contains at least:
  - 1) the duty to provide registered professional nursing practice as defined in Section 50-10 of the Nurse Practice Act; and
  - 2) at least one or more additional duties as the school board shall select from subsection (g) ~~of this Section~~.
- g) Additional duties of the school nurse shall include one or more of the following:
  - 1) assessment of health care needs through screening for deficits in vision, hearing, growth and development, immunization status, and other physical

defects (e.g., orthopedic, malnutrition, asthma, metabolic disorders, blood pressure, obesity);

- 2) identifying student health problems, making referrals for their diagnosis, treatment and remediation, and providing follow-up for each referral;
- 3) recommending modification of the school programs for a student who requires a change because of a health deficit and developing health care plans when students need special physical health care procedures to be provided at school;
- 4) establishing a communicable disease prevention and control program, including blood-borne pathogen control programs, in collaboration with State and local health departments and federal and State occupational safety and health agencies;
- 5) assessing the health status of students and providing health counseling (e.g., on diet, exercise) for students, parents and school staff;
- 6) processing physicians' orders, administering and monitoring medication and treatment given in school (subject to local policy regarding the administration of medication at school);
- 7) providing crisis intervention for students and/or staff in the advent of sudden illness or injury;
- 8) establishing an accident prevention program in collaboration with the district's administration;
- 9) acting as liaison between the home, school, community health agencies and the private medical sector;
- 10) participating in the identification, evaluation and placement of students into special education programs (e.g., as a referring agent, a consultant to parents, teachers and/or as a member of a multidisciplinary team pursuant to the provisions of 23 Ill. Adm. Code 226 (Special Education));
- 11) collecting and analyzing health-related data (e.g., immunization records, medical records, incidence of specific diseases), making recommendations based upon these data, and reporting the data to State agencies as may be required;
- 12) maintaining accurate school health records and ensuring the confidentiality of their contents in accordance with the Illinois School Student Records Act [105 ILCS 10], 23 Ill. Adm. Code 375 (Student

Records), and the Family Educational Rights and Privacy Act (20 USC 1232g);

- 13) carrying out other specified duties that the school nurse is qualified to perform, provided that the school nurse shall not provide instruction to students unless the nurse holds the appropriate teaching endorsement; however, this subsection (g)(13) does not preclude a school nurse from providing limited classroom instruction as may be requested by the licensed teacher on specific health or illness topics (e.g., asthma, HIV prevention, puberty);
  - 14) coordinating and managing student health through care management, including delegating nursing tasks included in the individual student health plan (e.g., screening tests, diabetes monitoring) to licensed and unlicensed persons, in accordance with the Nurse Practice Act; and
  - 15) providing instruction to or practicum experience for nursing students enrolled in community health/public health/pediatrics courses through a written agreement between the nursing education program and the school district.
- h) The duty to provide registered professional nursing practices, as defined in Section 50-10 of the Nurse Practice Act, shall not be included among the functions assigned to any school district personnel not covered by the job description required for school nurses. [A school employee who is not an RN may not be delegated the duty of administering medication to a student except as provided for in subsection 1.530\(e\).](#)

(Source: Amended at 42 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)