



# Navigating School Code Related to Wellness Programs

2021 Virtual Wellness Conference

Recorded webinar

Equity • Quality • Collaboration • Community



## Objectives

- Participants will be able to:
  - Identify laws, rules, and regulations guiding wellness programs in schools
  - Link health and wellness requirements to law by using school code
  - Differentiate between state and federal laws related to wellness programs



## Illinois General Assembly

[Home](#) [Legislation & Laws](#) [Senate](#) [House](#) [My Legislation](#) [Site Map](#)

[Bills & Resolutions](#)

[Compiled Statutes](#)

[Public Acts](#)

[Legislative Reports](#)

[IL Constitution](#)

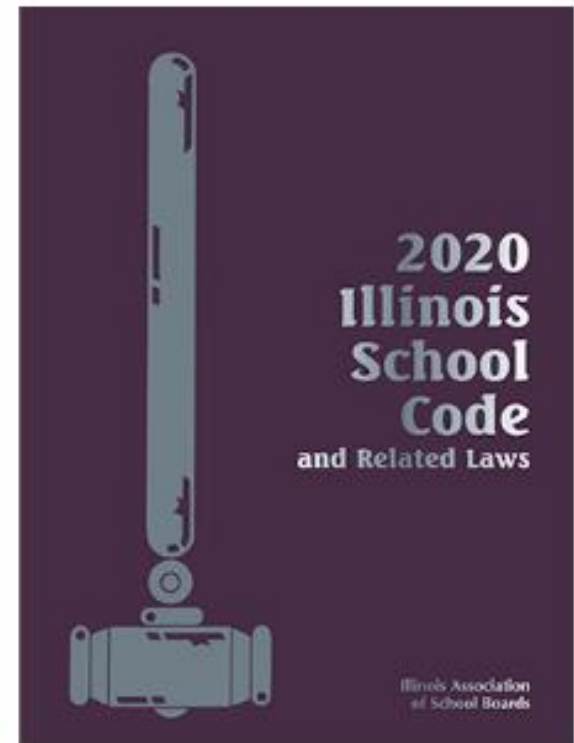
### Illinois Compiled Statutes

[Back to Act Listing](#) [Public Acts](#) [Search](#) [Guide](#) [Disclaimer](#) [Printer-Friendly Version](#)

**SCHOOLS**  
(105 ILCS 5/) School Code.

[View Entire Act](#)

- **Search online:**
- 105 ILCS 5 [View Entire Act](#)
- Through professional education websites
- Linked on district webpage





## Within Wellness Department



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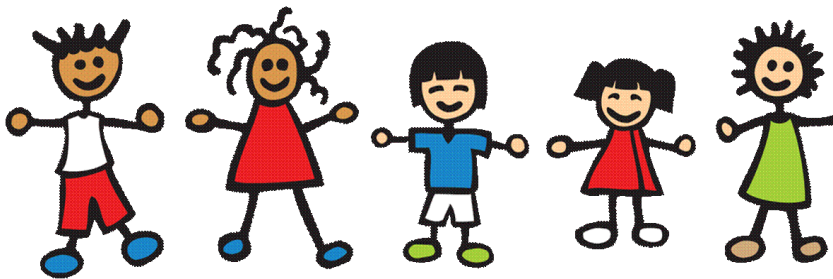
- 21<sup>st</sup> Century
- After School Programs
- McKinney-Vento Homeless Education
- Youth in Foster Care
- School Climate Survey
- Social Emotional Learning
- Mental Health Services Funding
- Physical Fitness & Education
- Critical Health Problems and Comprehensive Health Education
- School Health Office

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## 21<sup>st</sup> Century Programs

- Federal allotment
- Included in State's [Every Student Succeeds Act](#)
- Title IV
  - Part B 21<sup>st</sup> Century Community Learning Centers (21<sup>st</sup> CCLC)
- [Nita M. Lowey 21st Century Community Learning Centers](#)
- Ensure eligible entities identify partners with external organizations
- Work with schools, families, business, and community stakeholders
- Coordinate funds
- Comprehensive and targeted supports for students
- Performance measures link to student achievement
- Competitive grant available to private and public entities



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## After School Programs



- State Appropriations (Public Act 101-0637)
- Majority of funds for school districts
- Funds also available for non-school districts
- Formerly known as Health Community Investment Grant

- The purpose of the funding is to:
  - Improve academic outcomes for students
  - Provide opportunities for enrichment activities in a safe and healthy environment
  - Provide opportunities to strengthen public, private, and philanthropic partnerships so that quality support services are more durable for students facing the greatest challenges
- Encouraged to participate National School Lunch Program (funding through USDA)
  - After School Snack Program
  - Child and Adult Care Food Program (CACFP)



## McKinney-Vento Homeless Education

- Federal legislation
- Included in State's [Every Student Succeeds Act](#)
- State Liaison
  - Lead Area Liaison
  - School/district POC
- National Center for Homeless Education [website](#)
- **All barriers to a homeless child's education must be removed**
- Enroll immediately and fully participate in school
- Procedures to ensure that homeless youth are afforded the same opportunities to be successful learners
- Identify eligible youth who may not be attending school
- Connect eligible youth to available services
  - before/after school programs
- Social-emotional supports for homeless youth
- Prepare and improve readiness for college
- Unaccompanied youth have same rights as homeless youth
- Dispute resolution [Illinois Education for Homeless Children Act (105 ILCS 45)]
  - Enrollment, school activities, transportation



McKinney-Vento

Serving Students In Transition



## Youth in Foster Care



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- Federal legislation
- Illinois School Code ([105 ILCS 5/10-20.59](#))
- Included in State's [Every Student Succeeds Act](#)

- Department of Children and Family Services Liaison
- Protections for vulnerable youth
  - Foster care
  - Juvenile Justice Systems
- School Stability
  - Transportation
  - Data reporting
  - Agency collaboration
- School/District liaison
  - Enrollment process streamlined
  - Student data tracking and monitoring
  - Nutrition and meal program
  - Student records & credit recovery
  - Staff training
  - District and community supports
  - Support for extracurricular activities
  - Transition into adulthood and post-secondary learning opportunities





## School Climate Survey

- 5 Essentials Climate Survey [105 ILCS 5/2-3.153](#)
- Partner with University of Chicago
- From 2011 Senate Bill 7, Performance Evaluation Reform Act
- Climate survey populations:
  - Pre-K-12 Educators
  - Students Fourth Grade-Twelfth Grade
  - Parents and families
- Provides a comprehensive picture of the school environment based on areas critical for school improvement in a meaningful context of similar and successful schools.
- **School Research on five components found to be critical for school success:**
  - Effective Leaders: The principal works with teachers to implement a clear and strategic vision for school success.
  - Collaborative Teachers: Teachers collaborate to promote professional growth..
  - Involved Families: The entire school staff builds strong relationships with families and communities to support learning.
  - Supportive Environment: The school is safe and orderly. Teachers have high expectations for students and support students to realize their goals. Classmates also support one another.
  - Ambitious Instruction: Classes are academically demanding and engage students by emphasizing the application of knowledge.
- Support schools in the improvement process



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## Social and Emotional Learning



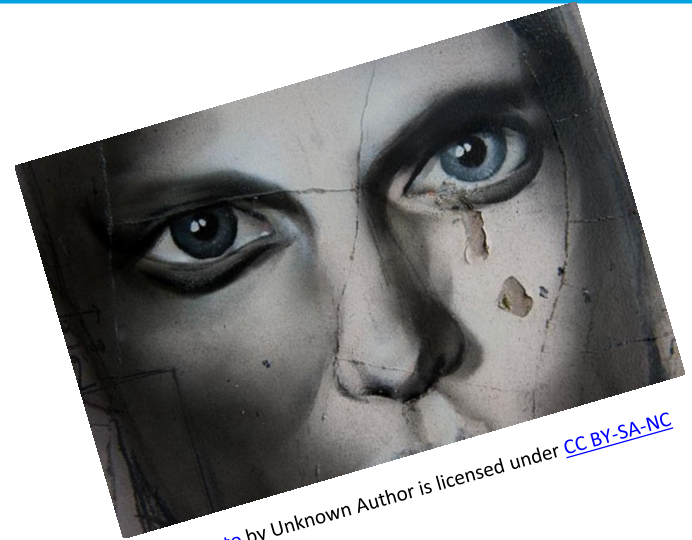
Social-Emotional  
Learning

- [Illinois Children's Mental Health Act of 2003](#)
  - Social and emotional development standards
  - Illinois Learning Standards
  - Grades K-12 requirement
    - Early elementary (K-3)
    - Late elementary (grades 4-5)
    - Middle/junior high (grades 6-8)
    - Early high school (grades 9-10)
    - Late high school (grades 11-12)
- Over-arching SEL goals
- 1) Develop self-awareness and self-management skills to achieve school and life success
  - 2) Use social-awareness and interpersonal skills to establish and maintain positive relationships
  - 3) Demonstrate decision-making skills and responsible behaviors in personal, school, and community contexts
- **Additional SEL Supports**
  - [Illinois Priority Learning Standards Social/Emotional Learning for 2020-21 SY](#)
  - Resilience Education to Advance Community Healing (REACH)
    - Partnering with [Center for Childhood Resilience \(CCR\) at Lurie Children's Hospital](#)
    - Universal Training available for school personnel



## Mental Health Services Funding

- Federal funding through Title 2
- Eligibility under IL Evidence Based Funding Calculations
  - Tier 1
  - Tier 2
  - [105 ILCS 5/ 18-8.15](#)
- The purpose of this program is to provide funding for mental health services to students at school districts with a less than 90% adequacy level.
- Districts must be in specific New Urban-Centric Locale Codes, as defined by the National Center for Education Statistics.
- Access to mental health services
- Using a universal screener.
- Encourages partnership between the district and nonprofit organizations, institutions of higher education, or local mental health agencies



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- **Another area related to Mental Health Services**
- [PA 101-0350](#): MENTAL ILLNESS IN-SERVICE TRAINING  
Amends the School Code. Related to providing in-service training program on the warning signs of mental illness and suicidal behavior in youth.
- District may utilize the Illinois Mental Health First Aid training program, established under the Illinois Mental Health First Aid Training Act and administered by certified instructors trained by a national association recognized as an authority in behavioral health, to provide the training



# Physical Fitness & Education

- Physical Education Course of Study [105 ILCS 5/27-7](#) , [105 ILCS 5/27-6](#)
- Physical Fitness Assessment Rules [105 ILCS 5/27-6.5\(d\)](#)
- Progress with stakeholder engagement
  - 2011 PE Strategic Plan
  - 2013 revised Learning Standards
  - 2015 Assessment Standards
- Enhanced P.E. correlates directly to the health and well-being of students for the rest of their lives
  - Cognitive benefits
  - Youth more receptive to learning



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# Critical Health Problems & Comprehensive Health Education

- Critical Health Problems and Comprehensive Health Education Act [105 ILCS 110](#)
- [School Health Advisory Committee](#)
  - advise matters relating to the implementation of the Act
  - advise and interpret
  - express relationship between the Act and the public health, welfare and educational programs of other agencies in the community
- Stakeholder group
  - Other state agencies
  - Educational leaders
  - Higher education
- Sex Education [105 ILCS 5/27-9.1e](#)



## School Health Office

### What Governs Your Role in Schools

School Code, ILCS

<http://www.ilga.gov/legislation/ilcs/ilcs5.asp?ActID=1005>

Related Rules, Administrative Code

<https://www.isbe.net/Pages/Rules.aspx>

### Nurses

Nurse Practice Act (applicable to school nurses)

<http://www.ilga.gov/legislation/ilcs/ilcs3.asp?ActID=1312&ChapterID=24>



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# School Health Office Continued

## Student Health

- Illinois School Code
  - [105 ILCS 5/27-8.1](#) Health examinations and immunizations
- State Requirements  
Illinois Department of Public Health
  - [Public Health Code Section 665](#)
  - [Communicable Disease Code Section 690](#)

## Staff Training

- [105 ILCS 5/School Code: Sec. 3-11.](#) .... the teacher's institutes shall include instruction on prevalent student chronic health conditions
- [Care of Students with Diabetes Act](#)
- [Seizure Smart School Act](#)
- Illinois Youth Sports Concussion Safety Act ([P.A. 99-0245](#))

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## School Health Office

### Medication Information in School Code

- [School Code: \(105 ILCS 5/10-22.21b\)](#)
  - [Chapter 122, Sec. 10-22.21b](#) (medications) based on [Public Act 91-0719](#)
  - [Public Act 90-0789](#) requires schools to adopt a policy on medications to students and parents be notified annually.
- [105 ILCS 5/22-30](#) Self administration and self-carry of asthma medication and epinephrine auto-injectors; administration of an opioid antagonist; asthma episode emergency response protocol, undesignated asthma medication.





## School Health Office

[105 ILCS 5/24-5](#) Physical fitness and professional growth (employee physical exam, other tests)

Family Educational Rights and Privacy Act ([FERPA](#)) (20 U.S.C. § 1232g; 34 CFR Part 99) is a Federal law that protects the privacy of student education records. The law applies to all schools that receive funds under an applicable program of the U.S. Department of Education.

"Health-related Information" means current documentation of a student's health information, not otherwise governed by the [Mental Health and Developmental Disabilities Confidentiality Act \[740 ILCS 110\]](#) or other privacy laws, which includes identifying information,

[Illinois Student Records Act](#) lists medical documentation as part of the Permanent Record necessary for enrollment and proof of having certain examinations, as may be required under [Section 27-8.1](#) of the School Code.



# Joint Committee on Administrative Rules (JCAR)

- **Administrative Code:**

- [ISBE rule 1.530: Health Services](#) (policy and procedures relative to injury or sudden illness of students and staff)
- [ISBE rule 1.540: Use of undesignated epinephrine, naloxone, and asthma medication](#)
- [ISBE rule 1.760: Standards for Student Support Personnel](#) (sections b-h, school nurse)
- [ISBE rule 226.800: Personnel required to be qualified](#) (nursing interventions)
- [ISBE rule 226.160: Medical Review](#): performance of health evaluation for student for IEP



## Health Office Forms

- [Minor Unaccompanied Youth Status for Health Care.](#)
- [Medical Certification for Home/Hospital Instruction.](#)
- Undesignated medication report forms
  - [Asthma](#)
  - [Epinephrine](#)
  - [Naloxone](#)
- [IDPH child health exam form](#)
- [Dental exam form](#)
- [Eye exam form](#)



## References

- Illinois Association of School Boards, <https://www.iasaedu.org/>
- Illinois General Assembly, <http://www.ilga.gov>
- Illinois State Board of Education, [www.isbe.net](http://www.isbe.net)
- United States Department of Education, <https://www2.ed.gov/policy/gen/guid/fpco/ferpa/index.html>