ILLINOIS STATE BOARD OF EDUCATION

NOTICE OF EMERGENCY RULE

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

PART 5
REMOTE LEARNING DAYS

Section
5.5 Definitions
EMERGENCY
5.10 Remote Learning Days
EMERGENCY

AUTHORITY: Authorized by Section 2-3.6 of the School Code [105 ILCS 5] and implementing Section 10-29 of the School Code.

SOURCE: Emergency rules adopted at 44 Ill. Reg. _____, effective _____, for a maximum of 150 days.

Section 5.5 Definitions
EMERGENCY

"School Code" or "Code" means the Illinois School Code [105 ILCS 5].

"Board" means the State Board of Education.

"State Superintendent" means the State Superintendent of Education.

Section 5.10 Remote Learning Days
EMERGENCY

a) Notwithstanding the provisions of 23 Ill. Adm. Code 1, when a Gubernatorial Disaster has been proclaimed or when any other exigent circumstance exists, as deemed by the State Superintendent, the State Superintendent may declare a requirement to use Remote Learning Days for a district, multiple districts, a region, or the entire State. During Remote Learning Days, schools must conduct instruction remotely. Once declared, Remote Learning Days will be implemented in any of grades pre-kindergarten through 12 as days of attendance, and shall be

deemed pupil attendance days for calculation of the length of a school term under Section 10-19 of the School Code.

b) For purposes of this Section, a Remote Learning Day may be met through a district's implementation of an e-learning program under Section 10-20.56 of the Code.

c) For any school or district that does not implement an e-learning program under Section 10-20.56 of the Code, the school or district must adopt a Remote Learning Day Plan approved by the school's or district's superintendent or chief administrator. Each school or district may utilize five Remote Learning Planning Days, consecutively or in separate increments, to develop, review, or amend its Remote Learning Day Plan. Remote Learning Planning Days shall be deemed pupil attendance days for calculation of the length of a school term under Section 10-19 of the Code.

1) Each Remote Learning Day Plan shall address all of the following:

A) Accessibility of the remote instruction to all students enrolled in the school or district.

B) When applicable, a requirement that the Remote Learning Days activities reflect the State learning standards.

C) Means for students to confer with an educator, as necessary.

D) The unique needs of students in special populations, including, but not limited, students eligible for special education under Article 14 of the Code, students who are English learners, as defined by Section 14C-2 of the Code, students experiencing homelessness under the Education for Homeless Children Act [105 ILCS 45], or vulnerable student populations.

E) Transitions from remote learning to on-site learning upon the State Superintendent's declaration that Remote Learning Days are no longer deemed necessary.

2) The school's or district's superintendent or chief administrator shall periodically review and amend its Remote Learning Day Plan, as needed, to ensure the Plan meets the needs of all students.

3) Each Remote Learning Day Plan shall be posted on the school's or district's Internet website where other policies, rules, and standards of conduct are posted and shall be provided to students and faculty.

4) Work connected to Remote Learning Day Plans shall be mutually agreed upon between employers and any collective bargaining entity.