

In short, we do not believe that a district can "waive" Election Day 2022 as a legal school holiday, and teachers cannot be required to work that day.

Public Act 102-0015 (<https://www.ilga.gov/legislation/publicacts/102/PDF/102-0015.pdf>) amends the Illinois Election Code to provide that "November 8, 2022, shall be deemed a legal school holiday for purposes of the School Code and State Universities Civil Service Act." PA 102-0015 also amends Section 24-2 of the School Code, and includes the new language about Nov. 8, 2022 being a state holiday.

Section 24-2(a) states that teachers cannot be required to teach on legal school holidays, except as provided in subsection (b), and PA 102-0015 makes Election Day 2022 a "legal school holiday" for purposes of the School Code. Section 24-24(b) lists the specific "legal school holidays" that can be waived or modified by a district (pursuant to certain conditions), and Election Day 2022 is not one such waivable holiday.

Any school that is closed pursuant to Public Act 102-0015 must be made available as a polling place.