

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by changing Section  
5 17-2A as follows:

6 (105 ILCS 5/17-2A) (from Ch. 122, par. 17-2A)  
7 Sec. 17-2A. Interfund transfers.

8 (a) The school board of any district having a population of  
9 less than 500,000 inhabitants may, by proper resolution  
10 following a public hearing set by the school board or the  
11 president of the school board (that is preceded (i) by at least  
12 one published notice over the name of the clerk or secretary of  
13 the board, occurring at least 7 days and not more than 30 days  
14 prior to the hearing, in a newspaper of general circulation  
15 within the school district and (ii) by posted notice over the  
16 name of the clerk or secretary of the board, at least 48 hours  
17 before the hearing, at the principal office of the school board  
18 or at the building where the hearing is to be held if a  
19 principal office does not exist, with both notices setting  
20 forth the time, date, place, and subject matter of the  
21 hearing), transfer money from (1) the Educational Fund to the  
22 Operations and Maintenance Fund or the Transportation Fund, (2)  
23 the Operations and Maintenance Fund to the Educational Fund or

1 the Transportation Fund, (3) the Transportation Fund to the  
2 Educational Fund or the Operations and Maintenance Fund, or (4)  
3 the Tort Immunity Fund to the Operations and Maintenance Fund  
4 of said district, provided that, except during the period from  
5 July 1, 2003 through June 30, 2019, such transfer is made  
6 solely for the purpose of meeting one-time, non-recurring  
7 expenses. Except during the period from July 1, 2003 through  
8 June 30, 2019 and except as otherwise provided in subsection  
9 (b) of this Section, any other permanent interfund transfers  
10 authorized by any provision or judicial interpretation of this  
11 Code for which the transferee fund is not precisely and  
12 specifically set forth in the provision of this Code  
13 authorizing such transfer shall be made to the fund of the  
14 school district most in need of the funds being transferred, as  
15 determined by resolution of the school board.

16 (b) (Blank).

17 (c) Notwithstanding subsection (a) of this Section or any  
18 other provision of this Code to the contrary, the school board  
19 of any school district (i) that is subject to the Property Tax  
20 Extension Limitation Law, (ii) that is an elementary district  
21 servicing students in grades K through 8, (iii) whose territory  
22 is in one county, (iv) that is eligible for Section 7002  
23 Federal Impact Aid, and (v) that has no more than \$81,000 in  
24 funds remaining from refinancing bonds that were refinanced a  
25 minimum of 5 years prior to January 20, 2017 (the effective  
26 date of Public Act 99-926) ~~this amendatory Act of the 99th~~

1 ~~General Assembly~~ may make a one-time transfer of the funds  
2 remaining from the refinancing bonds to the Operations and  
3 Maintenance Fund of the district by proper resolution following  
4 a public hearing set by the school board or the president of  
5 the school board, with notice as provided in subsection (a) of  
6 this Section, so long as the district meets the qualifications  
7 set forth in this subsection (c) on January 20, 2017 (the  
8 effective date of Public Act 99-926) ~~this amendatory Act of the~~  
9 ~~99th General Assembly.~~

10 (d) Notwithstanding subsection (a) of this Section or any  
11 other provision of this Code to the contrary, the school board  
12 of any school district (i) that is subject to the Property Tax  
13 Extension Limitation Law, (ii) that is a community unit school  
14 district servicing students in grades K through 12, (iii) whose  
15 territory is in one county, (iv) that owns property designated  
16 by the United States as a Superfund site pursuant to the  
17 federal Comprehensive Environmental Response, Compensation and  
18 Liability Act of 1980 (42 U.S.C. 9601 et seq.), and (v) has an  
19 excess accumulation of funds in its bond fund, including funds  
20 accumulated prior to July 1, 2000, may make a one-time transfer  
21 of those excess funds accumulated prior to July 1, 2000 to the  
22 Operations and Maintenance Fund of the district by proper  
23 resolution following a public hearing set by the school board  
24 or the president of the school board, with notice as provided  
25 in subsection (a) of this Section, so long as the district  
26 meets the qualifications set forth in this subsection (d) on

1 the effective date of this amendatory Act of the 100th General  
2 Assembly.

3 (Source: P.A. 98-26, eff. 6-21-13; 98-131, eff. 1-1-14; 99-713,  
4 eff. 8-5-16; 99-922, eff. 1-17-17; 99-926, eff. 1-20-17;  
5 revised 1-23-17.)

6 Section 99. Effective date. This Act takes effect upon  
7 becoming law.