



Rep. Sonya M. Harper

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10000HB3437ham001

LRB100 10624 MLM 24274 a

1 AMENDMENT TO HOUSE BILL 3437

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 3437 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Section  
5 27A-10.10 as follows:

6 (105 ILCS 5/27A-10.10)

7 Sec. 27A-10.10. Closure of charter school; unspent public  
8 funds; procedures for the disposition of property and assets.

9 (a) Upon the closing of a charter school authorized by one  
10 or more local school boards, the governing body of the charter  
11 school or its designee shall refund to the chartering entity or  
12 entities all unspent public funds. The charter school's other  
13 property and assets shall be disposed of under the provisions  
14 of the charter application and contract. If the application and  
15 contract are silent or ambiguous as to the disposition of any  
16 of the school's property or assets, any property or assets of

1 the charter school purchased with public funds shall be  
2 returned to the school district or districts from which the  
3 charter school draws enrollment, at no cost to the receiving  
4 district or districts, subject to each district's acceptance of  
5 the property or asset. Any unspent public funds or other  
6 property or assets received by the charter school directly from  
7 any State or federal agency shall be refunded to or revert back  
8 to that State or federal agency, respectively.

9 (b) Upon the closing of a charter school authorized by the  
10 Commission, the governing body of the charter school or its  
11 designee shall refund all unspent public funds to the State  
12 Board of Education. The charter school's other property and  
13 assets shall be disposed of under the provisions of the charter  
14 application and contract. If the application and contract are  
15 silent or ambiguous as to the disposition of any of the  
16 school's property or assets, any property or assets of the  
17 charter school purchased with public funds shall be returned to  
18 the school district or districts from which the charter school  
19 draws its enrollment, at no cost to the receiving district or  
20 districts, subject to each district's acceptance of the  
21 property or asset. Any unspent public funds or other property  
22 or assets provided by a State agency other than the State Board  
23 of Education or by a federal agency shall be refunded to or  
24 revert back to that State or federal agency, respectively.

25 (c) If a determination is made to close a charter school  
26 located within the boundaries of a school district organized

1 under Article 34 of this Code for at least one school year, the  
2 charter school shall give at least 60 days' notice of the  
3 closure to all affected students and parents or legal  
4 guardians.

5 (Source: P.A. 98-783, eff. 1-1-15.)

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