



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

HB0042

Introduced 1/9/2019, by Rep. Mary E. Flowers

#### SYNOPSIS AS INTRODUCED:

10 ILCS 5/2A-1.2	from Ch. 46, par. 2A-1.2
10 ILCS 5/2A-48	from Ch. 46, par. 2A-48
105 ILCS 5/34-3	from Ch. 122, par. 34-3
105 ILCS 5/34-4	from Ch. 122, par. 34-4
105 ILCS 5/34-4.1 new	
105 ILCS 5/34-4.2 new	
105 ILCS 5/34-13.1	
105 ILCS 5/34-21.9 new	

Amends the Election Code. Provides for the election of the Chicago Board of Education starting with the 2023 consolidated primary election. Makes related changes. Amends the Chicago School District Article of the School Code. Provides that a person shall be a U.S. citizen and registered voter and shall have been a resident of the city and the electoral district for at least one year immediately preceding his or her election. Sets forth provisions concerning nominating petitions and ballots. Sets forth provisions providing that the City of Chicago shall be subdivided into 20 electoral districts by the Chicago City Council for seats on the Chicago Board of Education. Sets forth provisions providing that in the year following each decennial census, the Chicago Board of Education shall redistrict the electoral districts to reflect the results of each decennial census. Makes other changes. Effective immediately.

LRB101 00165 AXK 45165 b

FISCAL NOTE ACT  
MAY APPLY

STATE MANDATES  
ACT MAY REQUIRE  
REIMBURSEMENT

A BILL FOR

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 Election Code is amended by changing  
5 Sections 2A-1.2 and 2A-48 as follows:

6 (10 ILCS 5/2A-1.2) (from Ch. 46, par. 2A-1.2)

7 Sec. 2A-1.2. Consolidated schedule of elections - offices  
8 designated.

9 (a) At the general election in the appropriate  
10 even-numbered years, the following offices shall be filled or  
11 shall be on the ballot as otherwise required by this Code:

12 (1) Elector of President and Vice President of the  
13 United States;

14 (2) United States Senator and United States  
15 Representative;

16 (3) State Executive Branch elected officers;

17 (4) State Senator and State Representative;

18 (5) County elected officers, including State's  
19 Attorney, County Board member, County Commissioners, and  
20 elected President of the County Board or County Chief  
21 Executive;

22 (6) Circuit Court Clerk;

23 (7) Regional Superintendent of Schools, except in

1 counties or educational service regions in which that  
2 office has been abolished;

3 (8) Judges of the Supreme, Appellate and Circuit  
4 Courts, on the question of retention, to fill vacancies and  
5 newly created judicial offices;

6 (9) (Blank);

7 (10) Trustee of the Metropolitan Sanitary District of  
8 Chicago, and elected Trustee of other Sanitary Districts;

9 (11) Special District elected officers, not otherwise  
10 designated in this Section, where the statute creating or  
11 authorizing the creation of the district requires an annual  
12 election and permits or requires election of candidates of  
13 political parties.

14 (b) At the general primary election:

15 (1) in each even-numbered year candidates of political  
16 parties shall be nominated for those offices to be filled  
17 at the general election in that year, except where pursuant  
18 to law nomination of candidates of political parties is  
19 made by caucus.

20 (2) in the appropriate even-numbered years the  
21 political party offices of State central committeeperson,  
22 township committeeperson, ward committeeperson, and  
23 precinct committeeperson shall be filled and delegates and  
24 alternate delegates to the National nominating conventions  
25 shall be elected as may be required pursuant to this Code.  
26 In the even-numbered years in which a Presidential election

1 is to be held, candidates in the Presidential preference  
2 primary shall also be on the ballot.

3 (3) in each even-numbered year, where the municipality  
4 has provided for annual elections to elect municipal  
5 officers pursuant to Section 6(f) or Section 7 of Article  
6 VII of the Constitution, pursuant to the Illinois Municipal  
7 Code or pursuant to the municipal charter, the offices of  
8 such municipal officers shall be filled at an election held  
9 on the date of the general primary election, provided that  
10 the municipal election shall be a nonpartisan election  
11 where required by the Illinois Municipal Code. For partisan  
12 municipal elections in even-numbered years, a primary to  
13 nominate candidates for municipal office to be elected at  
14 the general primary election shall be held on the Tuesday 6  
15 weeks preceding that election.

16 (4) in each school district which has adopted the  
17 provisions of Article 33 of the School Code, successors to  
18 the members of the board of education whose terms expire in  
19 the year in which the general primary is held shall be  
20 elected.

21 (c) At the consolidated election in the appropriate  
22 odd-numbered years, the following offices shall be filled:

23 (1) Municipal officers, provided that in  
24 municipalities in which candidates for alderman or other  
25 municipal office are not permitted by law to be candidates  
26 of political parties, the runoff election where required by

1 law, or the nonpartisan election where required by law,  
2 shall be held on the date of the consolidated election; and  
3 provided further, in the case of municipal officers  
4 provided for by an ordinance providing the form of  
5 government of the municipality pursuant to Section 7 of  
6 Article VII of the Constitution, such offices shall be  
7 filled by election or by runoff election as may be provided  
8 by such ordinance;

9 (2) Village and incorporated town library directors;

10 (3) City boards of stadium commissioners;

11 (4) Commissioners of park districts;

12 (5) Trustees of public library districts;

13 (6) Special District elected officers, not otherwise  
14 designated in this Section, where the statute creating or  
15 authorizing the creation of the district permits or  
16 requires election of candidates of political parties;

17 (7) Township officers, including township park  
18 commissioners, township library directors, and boards of  
19 managers of community buildings, and Multi-Township  
20 Assessors;

21 (8) Highway commissioners and road district clerks;

22 (9) Members of school boards in school districts which  
23 adopt Article 33 of the School Code;

24 (10) The directors and chair of the Chain O Lakes - Fox  
25 River Waterway Management Agency;

26 (11) Forest preserve district commissioners elected

1 under Section 3.5 of the Downstate Forest Preserve District  
2 Act;

3 (12) Elected members of school boards, school  
4 trustees, directors of boards of school directors,  
5 trustees of county boards of school trustees (except in  
6 counties or educational service regions having a  
7 population of 2,000,000 or more inhabitants) and members of  
8 boards of school inspectors, except school boards in school  
9 districts that adopt Article 33 of the School Code;

10 (13) Members of Community College district boards;

11 (14) Trustees of Fire Protection Districts;

12 (15) Commissioners of the Springfield Metropolitan  
13 Exposition and Auditorium Authority;

14 (16) Elected Trustees of Tuberculosis Sanitarium  
15 Districts;

16 (17) Elected Officers of special districts not  
17 otherwise designated in this Section for which the law  
18 governing those districts does not permit candidates of  
19 political parties.

20 (d) At the consolidated primary election in each  
21 odd-numbered year, candidates of political parties shall be  
22 nominated for those offices to be filled at the consolidated  
23 election in that year, except where pursuant to law nomination  
24 of candidates of political parties is made by caucus, and  
25 except those offices listed in paragraphs (12) through (17) of  
26 subsection (c).

1           At the consolidated primary election in the appropriate  
2 odd-numbered years, the mayor, clerk, treasurer, and aldermen  
3 shall be elected in municipalities in which candidates for  
4 mayor, clerk, treasurer, or alderman are not permitted by law  
5 to be candidates of political parties, subject to runoff  
6 elections to be held at the consolidated election as may be  
7 required by law, and municipal officers shall be nominated in a  
8 nonpartisan election in municipalities in which pursuant to law  
9 candidates for such office are not permitted to be candidates  
10 of political parties.

11           At the consolidated primary election in the appropriate  
12 odd-numbered years, municipal officers shall be nominated or  
13 elected, or elected subject to a runoff, as may be provided by  
14 an ordinance providing a form of government of the municipality  
15 pursuant to Section 7 of Article VII of the Constitution.

16           At the consolidated primary election in 2023 and at the  
17 consolidated primary election every 4 years thereafter,  
18 members of the Chicago Board of Education shall be elected in a  
19 nonpartisan election.

20           (e) (Blank).

21           (f) At any election established in Section 2A-1.1, public  
22 questions may be submitted to voters pursuant to this Code and  
23 any special election otherwise required or authorized by law or  
24 by court order may be conducted pursuant to this Code.

25           Notwithstanding the regular dates for election of officers  
26 established in this Article, whenever a referendum is held for

1 the establishment of a political subdivision whose officers are  
2 to be elected, the initial officers shall be elected at the  
3 election at which such referendum is held if otherwise so  
4 provided by law. In such cases, the election of the initial  
5 officers shall be subject to the referendum.

6 Notwithstanding the regular dates for election of  
7 officials established in this Article, any community college  
8 district which becomes effective by operation of law pursuant  
9 to Section 6-6.1 of the Public Community College Act, as now or  
10 hereafter amended, shall elect the initial district board  
11 members at the next regularly scheduled election following the  
12 effective date of the new district.

13 (g) At any election established in Section 2A-1.1, if in  
14 any precinct there are no offices or public questions required  
15 to be on the ballot under this Code then no election shall be  
16 held in the precinct on that date.

17 (h) There may be conducted a referendum in accordance with  
18 the provisions of Division 6-4 of the Counties Code.

19 (Source: P.A. 100-1027, eff. 1-1-19.)

20 (10 ILCS 5/2A-48) (from Ch. 46, par. 2A-48)

21 Sec. 2A-48. Board of School Directors and Board of  
22 Education - Member - Time of Election. A member of a Board of  
23 School Directors or a member of an elected Board of Education,  
24 as the case may be, shall be elected at each consolidated  
25 election to succeed each incumbent member whose term ends



1 before the following consolidated election. A member of the  
2 Chicago Board of Education shall be elected at the appropriate  
3 consolidated primary election to succeed each incumbent member  
4 whose term expires in the year in which the consolidated  
5 primary election is held.

6 (Source: P.A. 90-358, eff. 1-1-98.)

7 Section 10. The School Code is amended by changing Sections  
8 34-3, 34-4, and 34-13.1 and by adding Sections 34-4.1, 34-4.2,  
9 and 34-21.9 as follows:

10 (105 ILCS 5/34-3) (from Ch. 122, par. 34-3)

11 Sec. 34-3. Chicago School Reform Board of Trustees; new  
12 Chicago Board of Education; members; term; vacancies.

13 (a) Within 30 days after the effective date of this  
14 amendatory Act of 1995, the terms of all members of the Chicago  
15 Board of Education holding office on that date are abolished  
16 and the Mayor shall appoint, without the consent or approval of  
17 the City Council, a 5 member Chicago School Reform Board of  
18 Trustees which shall take office upon the appointment of the  
19 fifth member. The Chicago School Reform Board of Trustees and  
20 its members shall serve until, and the terms of all members of  
21 the Chicago School Reform Board of Trustees shall expire on,  
22 June 30, 1999 or upon the appointment of a new Chicago Board of  
23 Education as provided in subsection (b), whichever is later.  
24 Any vacancy in the membership of the Trustees shall be filled

1 through appointment by the Mayor, without the consent or  
2 approval of the City Council, for the unexpired term. One of  
3 the members appointed by the Mayor to the Trustees shall be  
4 designated by the Mayor to serve as President of the Trustees.  
5 The Mayor shall appoint a full-time, compensated chief  
6 executive officer, and his or her compensation as such chief  
7 executive officer shall be determined by the Mayor. The Mayor,  
8 at his or her discretion, may appoint the President to serve  
9 simultaneously as the chief executive officer.

10 (b) This subsection (b) applies until May 9, 2023. Within  
11 30 days before the expiration of the terms of the members of  
12 the Chicago Reform Board of Trustees as provided in subsection  
13 (a), a new Chicago Board of Education consisting of 7 members  
14 shall be appointed by the Mayor to take office on the later of  
15 July 1, 1999 or the appointment of the seventh member. Three of  
16 the members initially so appointed under this subsection shall  
17 serve for terms ending June 30, 2002, 4 of the members  
18 initially so appointed under this subsection shall serve for  
19 terms ending June 30, 2003, and each member initially so  
20 appointed shall continue to hold office until his or her  
21 successor is appointed and qualified. Thereafter at the  
22 expiration of the term of any member a successor shall be  
23 appointed by the Mayor and shall hold office for a term of 4  
24 years, from July 1 of the year in which the term commences and  
25 until a successor is appointed and qualified. Any vacancy in  
26 the membership of the Chicago Board of Education shall be

1 filled through appointment by the Mayor for the unexpired term.  
2 No appointment to membership on the Chicago Board of Education  
3 that is made by the Mayor under this subsection shall require  
4 the approval of the City Council, whether the appointment is  
5 made for a full term or to fill a vacancy for an unexpired term  
6 on the Board.

7 (b-5) On May 9, 2023, the terms of all members of the  
8 Chicago Board of Education appointed under subsection (b) of  
9 this Section are abolished when the new board, consisting of 15  
10 members, is elected by the electors of the school district as  
11 provided in this subsection (b-5) and takes office.

12 Each member shall be elected for a term of 4 years,  
13 commencing on the second Tuesday in May of the year in which  
14 the member is elected, and until the member's successor is  
15 elected and has qualified. For purposes of elections conducted  
16 pursuant to this subsection (b-5), the City of Chicago shall be  
17 subdivided into 14 electoral districts for seats on the Chicago  
18 Board of Education, as provided under Section 34-21.9 of this  
19 Code. Each district shall be represented by a member, and one  
20 member shall be elected at large and serve as the president of  
21 the board.

22 Within 28 days after each board enters office, the board  
23 shall organize by electing its vice president and fixing a time  
24 and place for the regular meetings. No less than a majority of  
25 the board's regular meetings shall take place after regular  
26 business hours in order to maximize community participation.

1 Upon organizing itself as provided in this subsection (b-5),  
2 the board shall enter upon the discharge of its duties.

3 Whenever a vacancy in the board occurs, the remaining  
4 members of the board shall notify the Mayor of that vacancy  
5 within 5 days after its occurrence and shall proceed to fill  
6 the vacancy until the next board election, at which election a  
7 successor shall be elected to serve the remainder of the  
8 unexpired term. However, if the vacancy occurs with less than  
9 28 months remaining in the term or if the vacancy occurs less  
10 than 88 days before the next board election, then the person so  
11 appointed shall serve the remainder of the unexpired term, and  
12 no election to fill the vacancy shall be held. The successor  
13 shall have the same residential and other qualifications as his  
14 or her predecessor. Should the remaining board members fail to  
15 act within 45 days after the vacancy occurs, the Mayor shall,  
16 within 30 days after the remaining members have failed to fill  
17 the vacancy, fill the vacancy as provided for in this Section.  
18 Upon the Mayor's failure to fill the vacancy, the vacancy shall  
19 be filled at the next board election. The successor shall have  
20 the same residential and other qualifications as his or her  
21 predecessor.

22 (b-10) The board shall elect annually from its number a  
23 ~~president and~~ vice-president, in such manner and at such time  
24 as the board determines by its rules. The president elected by  
25 the voters and vice-president elected by the board ~~officers so~~  
26 ~~elected~~ shall each perform the duties imposed upon his or her

1 ~~their~~ respective office by the rules of the board, provided  
2 that (i) the president shall preside at meetings of the board  
3 and vote as any other member but have no power of veto, and  
4 (ii) the vice president shall perform the duties of the  
5 president if that office is vacant or the president is absent  
6 or unable to act. The secretary of the board ~~Board~~ shall be  
7 selected by the board ~~Board~~ and shall be an employee of the  
8 board ~~Board~~ rather than a member of the board ~~Board~~,  
9 notwithstanding subsection (d) of Section 34-3.3. The duties of  
10 the secretary shall be imposed by the rules of the board ~~Board~~.

11 (b-15) No member shall have, or be an employee or owner of  
12 a company that has, a contract with the school district. No  
13 former officer, member, or employee of the board shall, within  
14 a period of one year immediately after termination of service  
15 on the board, knowingly accept employment or receive  
16 compensation or fees for services from a person or entity if  
17 the officer, member, or employee, during the year immediately  
18 preceding termination of service on the board, participated  
19 personally and substantially in the award of contracts with the  
20 board or the school district, or the issuance of contract  
21 change orders with the board or the school district, with a  
22 cumulative value of \$25,000 or more to the person or entity, or  
23 its parent or subsidiary.

24 (c) The board may appoint a student to the board to serve  
25 in an advisory capacity. The student member shall serve for a  
26 term as determined by the board. The board may not grant the

1 student member any voting privileges, but shall consider the  
2 student member as an advisor. The student member may not  
3 participate in or attend any executive session of the board.

4 (Source: P.A. 94-231, eff. 7-14-05.)

5 (105 ILCS 5/34-4) (from Ch. 122, par. 34-4)

6 Sec. 34-4. Eligibility.

7 (a) To be eligible for ~~election appointment~~ to the board, a  
8 person shall be a citizen of the United States, shall be a  
9 registered voter as provided in the Election Code, shall have  
10 been a resident of the city ~~and the electoral district~~ for at  
11 least ~~one year~~ ~~3 years~~ immediately preceding his or her  
12 ~~election appointment~~, and shall not be a child sex offender as  
13 defined in Section 11-9.3 of the Criminal Code of 2012. ~~A~~  
14 ~~person is ineligible for election or appointment to the board~~  
15 ~~if that person is an employee of the school district. All~~  
16 ~~persons eligible for election to the board shall be nominated~~  
17 ~~by a petition signed by no less than 250 voters residing within~~  
18 ~~the electoral district on a petition in order to be placed on~~  
19 ~~the ballot, except that persons eligible for election to the~~  
20 ~~board at large shall be nominated by a petition signed by no~~  
21 ~~less than 2,500 voters residing within the city.~~

22 Permanent removal from the city by any member of the board  
23 during his or her term of office constitutes a resignation  
24 therefrom and creates a vacancy in the board. Board ~~Except for~~  
25 ~~the President of the Chicago School Reform Board of Trustees~~

1 ~~who may be paid compensation for his or her services as chief~~  
2 ~~executive officer as determined by the Mayor as provided in~~  
3 ~~subsection (a) of Section 34-3, board members shall serve~~  
4 ~~without any compensation; provided, that board members shall be~~  
5 reimbursed for expenses incurred while in the performance of  
6 their duties upon submission of proper receipts or upon  
7 submission of a signed voucher in the case of an expense  
8 allowance evidencing the amount of such reimbursement or  
9 allowance to the president of the board for verification and  
10 approval. Board members ~~The board of education may continue to~~  
11 ~~provide health care insurance coverage, employer pension~~  
12 ~~contributions, employee pension contributions, and life~~  
13 ~~insurance premium payments for an employee required to resign~~  
14 ~~from an administrative, teaching, or career service position in~~  
15 ~~order to qualify as a member of the board of education. They~~  
16 shall not hold other public office under the Federal, State or  
17 any local government other than that of Director of the  
18 Regional Transportation Authority, member of the economic  
19 development commission of a city having a population exceeding  
20 500,000, notary public or member of the National Guard, and by  
21 accepting any such office while members of the board, or by not  
22 resigning any such office held at the time of being elected  
23 ~~appointed~~ to the board within 30 days after such election  
24 ~~appointment~~, shall be deemed to have vacated their membership  
25 in the board.

26 (Source: P.A. 97-1150, eff. 1-25-13.)

1 (105 ILCS 5/34-4.1 new)

2 Sec. 34-4.1. Nomination petitions. In addition to the  
3 requirements of the general election law, the form of petitions  
4 under Section 34-4 of this Code shall be substantially as  
5 follows:

6 NOMINATING PETITIONS

7 (LEAVE OUT THE INAPPLICABLE PART.)

8 To the Board of Election Commissioners for the City of  
9 Chicago:

10 We the undersigned, being (.... or more) of the voters  
11 residing within said district, hereby petition that .... who  
12 resides at .... in the City of Chicago shall be a candidate for  
13 the office of .... of the board of education (full term)  
14 (vacancy) to be voted for at the election to be held on (insert  
15 date).

16 Name: ..... Address: .....

17 In the designation of the name of a candidate on a petition  
18 for nomination, the candidate's given name or names, initial or  
19 initials, a nickname by which the candidate is commonly known,  
20 or a combination thereof may be used in addition to the  
21 candidate's surname. If a candidate has changed his or her  
22 name, whether by a statutory or common law procedure in  
23 Illinois or any other jurisdiction, within 3 years before the  
24 last day for filing the petition, then (i) the candidate's name  
25 on the petition must be followed by "formerly known as (list



1 all prior names during the 3-year period) until name changed on  
2 (list date of each such name change)" and (ii) the petition  
3 must be accompanied by the candidate's affidavit stating the  
4 candidate's previous names during the period specified in  
5 clause (i) and the date or dates each of those names was  
6 changed; failure to meet these requirements shall be grounds  
7 for denying certification of the candidate's name for the  
8 ballot, but these requirements do not apply to name changes  
9 resulting from adoption to assume an adoptive parent's or  
10 parents' surname, marriage to assume a spouse's surname, or  
11 dissolution of marriage or declaration of invalidity of  
12 marriage to assume a former surname. No other designation, such  
13 as a political slogan, as defined by Section 7-17 of the  
14 Election Code, title or degree, or nickname suggesting or  
15 implying possession of a title, degree or professional status,  
16 or similar information may be used in connection with the  
17 candidate's surname.

18 All petitions for the nomination of members of a board of  
19 education shall be filed with the board of election  
20 commissioners of the jurisdiction in which the principal office  
21 of the school district is located within the time provided for  
22 by the general election law. The board of election  
23 commissioners shall receive and file only those petitions that  
24 include a statement of candidacy, the required number of voter  
25 signatures, the notarized signature of the petition  
26 circulator, and a receipt from the County Clerk showing that

1 the candidate has filed a statement of economic interest on or  
2 before the last day to file as required by the Illinois  
3 Governmental Ethics Act. The board of election commissioners  
4 may have petition forms available for issuance to potential  
5 candidates and may give notice of the petition filing period by  
6 publication in a newspaper of general circulation within the  
7 school district not less than 10 days prior to the first day of  
8 filing. The board of election commissioners shall make  
9 certification to the proper election authorities in accordance  
10 with the general election law.

11 The board of election commissioners of the jurisdiction in  
12 which the principal office of the school district is located  
13 shall notify the candidates for whom a petition for nomination  
14 is filed or the appropriate committee of the obligations under  
15 Article 9 of the Election Code. Such notice shall be given on a  
16 form prescribed by the State Board of Elections and in  
17 accordance with the requirements of the general election law.  
18 The board of election commissioners shall within 7 days of  
19 filing or on the last day for filing, whichever is earlier,  
20 acknowledge to the petitioner in writing the office's  
21 acceptance of the petition.

22 A candidate for membership on the board of education who  
23 has petitioned for nomination to fill a full term and to fill a  
24 vacant term to be voted upon at the same election must withdraw  
25 his or her petition for nomination from either the full term or  
26 the vacant term by written declaration.

1       Nomination petitions are not valid unless the candidate  
2 named therein files with the board of election commissioners a  
3 receipt from the county clerk showing that the candidate has  
4 filed a statement of economic interests as required by the  
5 Illinois Governmental Ethics Act. Such receipt shall be so  
6 filed either previously during the calendar year in which his  
7 or her nomination papers were filed or within the period for  
8 the filing of nomination papers in accordance with the general  
9 election law.

10       (105 ILCS 5/34-4.2 new)

11       Sec. 34-4.2. Ballots. The board of election commissioners  
12 of the jurisdiction in which the principal office of the school  
13 district is located shall conduct a lottery to determine the  
14 ballot order of candidates for full terms in the event of any  
15 simultaneous petition filings. Such candidate lottery shall be  
16 conducted as follows:

17       All petitions filed by persons waiting in line as of 8:00  
18 a.m. on the first day for filing, or as of the normal opening  
19 hour of the office involved on such day, shall be deemed  
20 simultaneously filed as of 8:00 a.m. or the normal opening  
21 hour, as the case may be. Petitions filed by mail and received  
22 after midnight of the first day for filing and in the first  
23 mail delivery or pickup of that day shall be deemed  
24 simultaneously filed as of 8:00 a.m. of that day or as of the  
25 normal opening hour of such day, as the case may be. All

1 petitions received thereafter shall be deemed filed in the  
2 order of actual receipt. However, 2 or more petitions filed  
3 within the last hour of the filing deadline shall be deemed  
4 filed simultaneously.

5 Where 2 or more petitions are received simultaneously for  
6 the same office as of 8:00 a.m. on the first day for petition  
7 filing or as of the normal opening hour of the office of the  
8 board of election commissioners with whom such petitions are  
9 filed, the board of election commissioners shall break ties and  
10 determine the order of filing by means of a lottery or other  
11 fair and impartial method of random selection. Such lottery  
12 shall be conducted within 9 days following the last day for  
13 petition filing and shall be open to the public. Seven days  
14 written notice of the time and place of conducting such random  
15 selection shall be given by the board of election commissioners  
16 to all candidates who filed their petitions simultaneously and  
17 to each organization of citizens within the election  
18 jurisdiction that was entitled, under the general election law,  
19 at the next preceding election, to have poll watchers present  
20 on the day of election. The board of election commissioners  
21 shall post in a conspicuous, open, and public place, at the  
22 entrance of his or her office, notice of the time and place of  
23 such lottery.

24 All candidates shall be certified in the order in which  
25 their petitions have been filed and in the manner prescribed by  
26 Section 10-15 of the Election Code. Where candidates have filed

1 simultaneously, they shall be certified in the order prescribed  
2 by this Section and prior to candidates who filed for the same  
3 office at a later time.

4 Where elections are conducted for unexpired terms, a second  
5 lottery to determine ballot order shall be conducted for  
6 candidates who simultaneously file petitions for such  
7 unexpired terms. Such lottery shall be conducted in the same  
8 manner as prescribed by this Section for full term candidates.

9 Ballots for the election of school officers shall be in the  
10 following form:

11 (BALLOT FORMAT

12 Ballot position for candidates shall be determined by the  
13 order of petition filing or lottery held pursuant to this  
14 Section.

15 The school district is divided into 14 electoral districts,  
16 each of which elects one member to the board of education and  
17 votes on one member to serve at-large.)

18 OFFICIAL BALLOT

19 DISTRICT ..... (1 through 14)

20 FOR MEMBERS OF THE BOARD OF EDUCATION TO SERVE

21 A FULL 4-YEAR TERM

22 VOTE FOR ONE

23 ( ) .....

24 ( ) .....

25 ( ) .....

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OFFICIAL BALLOT

AT LARGE

FOR MEMBERS OF THE BOARD OF EDUCATION TO SERVE

A FULL 4-YEAR TERM

VOTE FOR ONE

- ( ) .....
- ( ) .....
- ( ) .....

REVERSE SIDE:

OFFICIAL BALLOT

DISTRICT ..... (1 through 14)

(Precinct name or number)

School District No. ...., ..... County, Illinois

Election Tuesday (insert date)

(facsimile signature of Election Authority)

(County)

(105 ILCS 5/34-13.1)

Sec. 34-13.1. Inspector General.

(a) The Inspector General and his office in existence on the effective date of this amendatory Act of 1995 shall be transferred to the jurisdiction of the board upon appointment of the Chicago School Reform Board of Trustees. The Inspector General shall have the authority to conduct investigations into allegations of or incidents of waste, fraud, and financial mismanagement in public education within the jurisdiction of

1 the board by a local school council member or an employee,  
2 contractor, or member of the board or involving school projects  
3 managed or handled by the Public Building Commission. The  
4 Inspector General shall make recommendations to the board about  
5 the investigations. The Inspector General in office on the  
6 effective date of this amendatory Act of 1996 shall serve for a  
7 term expiring on June 30, 1998. His or her successors in office  
8 shall each be appointed by the Mayor, without the consent or  
9 approval of the City Council, for 4 year terms expiring on June  
10 30th of an even numbered year; however, beginning on May 9,  
11 2023, successors shall be appointed by the board instead of the  
12 Mayor. If the Inspector General leaves office or if a vacancy  
13 in that office otherwise occurs, the Mayor shall appoint,  
14 without the consent or approval of the City Council, a  
15 successor to serve under this Section for the remainder of the  
16 unexpired term; however, beginning on May 9, 2023, successors  
17 shall be appointed by the board instead of the Mayor. The  
18 Inspector General shall be independent of the operations of the  
19 board and the School Finance Authority, and shall perform other  
20 duties requested by the board.

21 (b) The Inspector General shall have access to all  
22 information and personnel necessary to perform the duties of  
23 the office. If the Inspector General determines that a possible  
24 criminal act has been committed or that special expertise is  
25 required in the investigation, he or she shall immediately  
26 notify the Chicago Police Department and the Cook County

1 State's Attorney. All investigations conducted by the  
2 Inspector General shall be conducted in a manner that ensures  
3 the preservation of evidence for use in criminal prosecutions.

4 (c) At all times the Inspector General shall be granted  
5 access to any building or facility that is owned, operated, or  
6 leased by the board, the Public Building Commission, or the  
7 city in trust and for the use and benefit of the schools of the  
8 district.

9 (d) The Inspector General shall have the power to subpoena  
10 witnesses and compel the production of books and papers  
11 pertinent to an investigation authorized by this Code. Any  
12 person who (1) fails to appear in response to a subpoena; (2)  
13 fails to answer any question; (3) fails to produce any books or  
14 papers pertinent to an investigation under this Code; or (4)  
15 knowingly gives false testimony during an investigation under  
16 this Code, is guilty of a Class A misdemeanor.

17 (e) The Inspector General shall provide to the board and  
18 the Illinois General Assembly a summary of reports and  
19 investigations made under this Section for the previous fiscal  
20 year no later than January 1 of each year, except that the  
21 Inspector General shall provide the summary of reports and  
22 investigations made under this Section for the period  
23 commencing July 1, 1998 and ending April 30, 1999 no later than  
24 May 1, 1999. The summaries shall detail the final disposition  
25 of those recommendations. The summaries shall not contain any  
26 confidential or identifying information concerning the



1 subjects of the reports and investigations. The summaries shall  
2 also include detailed recommended administrative actions and  
3 matters for consideration by the General Assembly.

4 (f) (Blank).

5 (g) (Blank).

6 (Source: P.A. 89-15, eff. 5-30-95; 89-698, eff. 1-14-97.)

7 (105 ILCS 5/34-21.9 new)

8 Sec. 34-21.9. Creation of electoral districts;  
9 reapportionment of districts.

10 (a) For purposes of elections conducted pursuant to  
11 subsection (b-5) of Section 34-3 of this Code, the Chicago City  
12 Council shall subdivide the City of Chicago into 20 electoral  
13 districts after the effective date of this amendatory Act of  
14 the 101st General Assembly for seats on the Chicago Board of  
15 Education. The electoral districts must be drawn on or before  
16 May 31, 2022. Each district must be compact, contiguous, and  
17 substantially equal in population.

18 (b) In the year following each decennial census, the  
19 Chicago Board of Education shall redistrict the electoral  
20 districts to reflect the results of the decennial census  
21 consistent with the requirements in subsection (a) of this  
22 Section. The reapportionment plan shall be completed and  
23 formally approved by the Chicago Board of Education not less  
24 than 90 days before the last date established by law for the  
25 filing of nominating petitions for the second school board

1 election after the decennial census year. If by reapportionment  
2 a board member no longer resides within the electoral district  
3 from which the member was elected, the member shall continue to  
4 serve in office until the expiration of the member's regular  
5 term. All new members shall be elected from the electoral  
6 districts as reapportioned.

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