

HB2606



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB2606

by Rep. Linda Chapa LaVia

SYNOPSIS AS INTRODUCED:

105 ILCS 305/4

from Ch. 122, par. 1503-4

Amends the Illinois Mathematics and Science Academy Law. Authorizes the Board of Trustees to enter into public-private partnership agreements with private entities for purposes relating to or affecting education in the school. Effective immediately.

LRB101 07334 AXK 52374 b

FISCAL NOTE ACT
MAY APPLY

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 Illinois Mathematics and Science Academy Law
5 is amended by changing Section 4 as follows:

6 (105 ILCS 305/4) (from Ch. 122, par. 1503-4)

7 Sec. 4. Powers of the Board. The board is hereby authorized
8 to:

9 (a) Accept donations, bequests, or other forms of
10 financial assistance for educational purposes from any
11 public or private person or agency and comply with rules
12 and regulations governing grants from the federal
13 government or from any other person or agency, which are
14 not in contravention of the Illinois Constitution or the
15 laws of the State of Illinois.

16 (b) Purchase equipment and make improvements to
17 facilities necessary for the use of the school, in
18 accordance with applicable law.

19 (c) Adopt, amend, or repeal rules, regulations, and
20 policies necessary or proper for the conduct of the
21 business of the board.

22 (d) Award certificates and issue diplomas for
23 successful completion of programs of study requirements.

1 (e) Select a Director who shall be the chief
2 administrative officer of the Academy and who shall
3 administer the rules, regulations, and policies adopted by
4 the Board pursuant hereto. The Director shall also be the
5 chief administrative officer of the Board and shall be
6 responsible for all the administrative functions, duties,
7 and needs of the Board.

8 (f) Determine faculty and staff positions necessary
9 for the efficient operation of the school and select
10 personnel for such positions.

11 (g) Prepare and adopt an annual budget necessary for
12 the continued operation of the school.

13 (h) Enter into contracts and agreements which have been
14 recommended by the Director, in accordance with applicable
15 law, and to the extent that funds are specifically
16 appropriated therefor, with other public agencies with
17 respect to cooperative enterprises and undertaking related
18 to or associated with an educational purpose or program
19 affecting education in the school. This shall not preclude
20 the Board from entering into other such contracts and
21 agreements that it may deem necessary to carry out its
22 duties and functions.

23 (h-5) Enter into public-private partnership agreements
24 with private entities for purposes relating to or affecting
25 education in the school.

26 (i) Perform such other functions as are necessary to

1 the supervision and control of those phases of education
2 under its supervision and control.

3 ~~(j)~~ The Board shall delegate to the Director such of its
4 administrative powers and duties as it deems appropriate to aid
5 the Director in the efficient administration of his
6 responsibility for the implementation of the policies of the
7 Board.

8 ~~(k)~~ The Academy shall be empowered to lease or purchase
9 real and personal property on commercially reasonable terms for
10 the use of the Academy. After July 1, 1988, any leases or
11 purchases of real or personal property and any disposition
12 thereof by the Academy must be in compliance with the
13 provisions of The Civil Administrative Code of Illinois and the
14 State Property Control Act. Personal property acquired for the
15 use of the Academy shall be inventoried and disposed of in
16 accordance with the State Property Control Act.

17 In addition to the authorities granted herein and any
18 powers, duties, and responsibilities vested by any other
19 applicable laws, the Board shall:

20 (1) Adopt rules, regulations, and policies necessary
21 for the efficient operation of the school.

22 (2) Establish criteria to be used in determining
23 eligibility of applicants for enrollment. Such criteria
24 shall ensure adequate geographic representation of this
25 State and adequate sexual and ethnic representation.

26 (3) Determine subjects and extracurricular activities

1 to be offered.

2 (4) Pay salaries and expenses, including but not
3 necessarily restricted to facilities, equipment, and
4 supplies of the faculty and staff of the Academy out of
5 funds appropriated or otherwise made available for the
6 operating and administrative expenses of the Board and the
7 Academy.

8 (5) Exercise budgetary responsibility and allocate for
9 expenditure by the Academy and programs under its
10 jurisdiction, all monies appropriated or otherwise made
11 available for purposes of the Board and of such Academy and
12 programs.

13 (6) Prescribe and select for use in the school free
14 school books and other materials of instruction for
15 children enrolled in the school and programs under its
16 jurisdiction for which the General Assembly provides
17 funds. However, free school books and other materials of
18 instruction need not be provided to students who are not
19 Illinois residents, and a fee may be charged to such
20 students for books and materials.

21 (7) Prepare and adopt or approve programs of study and
22 rules, bylaws, and regulations for the conduct of students
23 and for the government of the school and programs under its
24 jurisdiction.

25 (8) Employ such personnel as may be needed, establish
26 policies governing their employment and dismissal, and fix

1 the amount of their compensation. In the employment,
2 establishment of policies and fixing of compensation the
3 board may make no discrimination on account of sex, race,
4 creed, color or national origin.

5 The Academy, its board of trustees, and its employees shall
6 be represented and indemnified in certain civil law suits in
7 accordance with the State Employee Indemnification Act ~~"An Act~~
8 ~~to provide for representation and indemnification in certain~~
9 ~~civil law suits", approved December 3, 1977, as amended.~~

10 Neither the Academy, nor its officers, employees or board
11 members shall participate in the creation of any corporation,
12 joint venture, partnership, association, or other
13 organizational entity which exercises, expands, or enhances
14 the powers, duties, or responsibilities of the Academy unless
15 specifically authorized by the General Assembly by law.

16 This Section does not restrict the Academy from creating
17 any organization entity which is within or a part of the
18 Academy.

19 (Source: P.A. 100-937, eff. 1-1-19; revised 9-28-18.)

20 Section 99. Effective date. This Act takes effect upon
21 becoming law.