



Sen. Pamela J. Althoff

Filed: 4/6/2011

09700SB1742sam001

LRB097 09922 NHT 53924 a

1 AMENDMENT TO SENATE BILL 1742

2 AMENDMENT NO. _____. Amend Senate Bill 1742 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Sections
5 1C-4 and 1D-1 as follows:

6 (105 ILCS 5/1C-4)

7 Sec. 1C-4. Reports. The State Superintendent of Education,
8 in cooperation with the school districts participating under
9 this Article, shall annually report to the leadership of the
10 General Assembly on the progress made in implementing this
11 Article. By February 1, 1997, the State Board of Education
12 shall submit to the Governor and General Assembly a
13 comprehensive plan for Illinois school districts, including
14 the school district that has been organized under Article 34
15 and is under the jurisdiction of the Chicago Board of
16 Education, to establish and implement a block grant funding

1 system for educational programs that are currently funded
2 through single-program grants. Before submitting its plan to
3 establish and implement a block grant funding system to the
4 Governor and General Assembly as required by this Section, the
5 State Board of Education shall give appropriate notice of and
6 hold statewide public hearings on the subject of funding
7 educational programs through block grants. The plan shall be
8 designed to relieve school districts of the administrative
9 burdens that impede efficiency and accompany single-program
10 funding.

11 A school district that receives an Early Childhood
12 Education Block Grant shall report to the State Board of
13 Education on its use of the block grant in such form and detail
14 as the State Board of Education may specify. In addition, the
15 report must include the following description for the district,
16 which must also be reported to the General Assembly: block
17 grant allocation and expenditures by program; population and
18 service levels by program; and administrative expenditures by
19 program. The State Board of Education shall ensure that the
20 reporting requirements for a district organized under Article
21 34 of this Code are the same as for all other school districts
22 in this State.

23 (Source: P.A. 88-555, eff. 7-27-94; 89-397, eff. 8-20-95;
24 89-610, eff. 8-6-96.)

1 Sec. 1D-1. Block grant funding.

2 (a) For fiscal year 1996 and each fiscal year thereafter,
3 the State Board of Education shall award to a school district
4 having a population exceeding 500,000 inhabitants a general
5 education block grant and an educational services block grant,
6 determined as provided in this Section, in lieu of distributing
7 to the district separate State funding for the programs
8 described in subsections (b) and (c). The provisions of this
9 Section, however, do not apply to any federal funds that the
10 district is entitled to receive. In accordance with Section
11 2-3.32, all block grants are subject to an audit. Therefore,
12 block grant receipts and block grant expenditures shall be
13 recorded to the appropriate fund code for the designated block
14 grant.

15 (b) The general education block grant shall include the
16 following programs: REI Initiative, Summer Bridges, Preschool
17 At Risk, K-6 Comprehensive Arts, School Improvement Support,
18 Urban Education, Scientific Literacy, Substance Abuse
19 Prevention, Second Language Planning, Staff Development,
20 Outcomes and Assessment, K-6 Reading Improvement, 7-12
21 Continued Reading Improvement, Truants' Optional Education,
22 Hispanic Programs, Agriculture Education, Parental Education,
23 Prevention Initiative, Report Cards, and Criminal Background
24 Investigations. Notwithstanding any other provision of law,
25 all amounts paid under the general education block grant from
26 State appropriations to a school district in a city having a

1 population exceeding 500,000 inhabitants shall be appropriated
2 and expended by the board of that district for any of the
3 programs included in the block grant or any of the board's
4 lawful purposes.

5 (c) The educational services block grant shall include the
6 following programs: Bilingual, Regular and Vocational
7 Transportation, State Lunch and Free Breakfast Program,
8 Special Education (Personnel, Transportation, Orphanage,
9 Private Tuition), funding for children requiring special
10 education services, Summer School, Educational Service
11 Centers, and Administrator's Academy. This subsection (c) does
12 not relieve the district of its obligation to provide the
13 services required under a program that is included within the
14 educational services block grant. It is the intention of the
15 General Assembly in enacting the provisions of this subsection
16 (c) to relieve the district of the administrative burdens that
17 impede efficiency and accompany single-program funding. The
18 General Assembly encourages the board to pursue mandate waivers
19 pursuant to Section 2-3.25g.

20 The funding program included in the educational services
21 block grant for funding for children requiring special
22 education services in each fiscal year shall be treated in that
23 fiscal year as a payment to the school district in respect of
24 services provided or costs incurred in the prior fiscal year,
25 calculated in each case as provided in this Section. Nothing in
26 this Section shall change the nature of payments for any

1 program that, apart from this Section, would be or, prior to
2 adoption or amendment of this Section, was on the basis of a
3 payment in a fiscal year in respect of services provided or
4 costs incurred in the prior fiscal year, calculated in each
5 case as provided in this Section.

6 (d) For fiscal year 1996 and each fiscal year thereafter,
7 the amount of the district's block grants shall be determined
8 as follows: (i) with respect to each program that is included
9 within each block grant, the district shall receive an amount
10 equal to the same percentage of the current fiscal year
11 appropriation made for that program as the percentage of the
12 appropriation received by the district from the 1995 fiscal
13 year appropriation made for that program, and (ii) the total
14 amount that is due the district under the block grant shall be
15 the aggregate of the amounts that the district is entitled to
16 receive for the fiscal year with respect to each program that
17 is included within the block grant that the State Board of
18 Education shall award the district under this Section for that
19 fiscal year. In the case of the Summer Bridges program, the
20 amount of the district's block grant shall be equal to 44% of
21 the amount of the current fiscal year appropriation made for
22 that program.

23 (e) The district is not required to file any application or
24 other claim in order to receive the block grants to which it is
25 entitled under this Section. The State Board of Education shall
26 make payments to the district of amounts due under the

1 district's block grants on a schedule determined by the State
2 Board of Education.

3 (f) A school district to which this Section applies shall
4 report to the State Board of Education on its use of the block
5 grants in such form and detail as the State Board of Education
6 may specify. In addition, the report must include the following
7 description for the district, which must also be reported to
8 the General Assembly: block grant allocation and expenditures
9 by program; population and service levels by program; and
10 administrative expenditures by program. The State Board of
11 Education shall ensure that the reporting requirements for the
12 district are the same as for all other school districts in this
13 State.

14 (g) This paragraph provides for the treatment of block
15 grants under Article 1C for purposes of calculating the amount
16 of block grants for a district under this Section. Those block
17 grants under Article 1C are, for this purpose, treated as
18 included in the amount of appropriation for the various
19 programs set forth in paragraph (b) above. The appropriation in
20 each current fiscal year for each block grant under Article 1C
21 shall be treated for these purposes as appropriations for the
22 individual program included in that block grant. The proportion
23 of each block grant so allocated to each such program included
24 in it shall be the proportion which the appropriation for that
25 program was of all appropriations for such purposes now in that
26 block grant, in fiscal 1995.

1 Payments to the school district under this Section with
2 respect to each program for which payments to school districts
3 generally, as of the date of this amendatory Act of the 92nd
4 General Assembly, are on a reimbursement basis shall continue
5 to be made to the district on a reimbursement basis, pursuant
6 to the provisions of this Code governing those programs.

7 (h) Notwithstanding any other provision of law, any school
8 district receiving a block grant under this Section may
9 classify all or a portion of the funds that it receives in a
10 particular fiscal year from any block grant authorized under
11 this Code or from general State aid pursuant to Section 18-8.05
12 of this Code (other than supplemental general State aid) as
13 funds received in connection with any funding program for which
14 it is entitled to receive funds from the State in that fiscal
15 year (including, without limitation, any funding program
16 referred to in subsection (c) of this Section), regardless of
17 the source or timing of the receipt. The district may not
18 classify more funds as funds received in connection with the
19 funding program than the district is entitled to receive in
20 that fiscal year for that program. Any classification by a
21 district must be made by a resolution of its board of
22 education. The resolution must identify the amount of any block
23 grant or general State aid to be classified under this
24 subsection (h) and must specify the funding program to which
25 the funds are to be treated as received in connection
26 therewith. This resolution is controlling as to the

1 classification of funds referenced therein. A certified copy of
2 the resolution must be sent to the State Superintendent of
3 Education. The resolution shall still take effect even though a
4 copy of the resolution has not been sent to the State
5 Superintendent of Education in a timely manner. No
6 classification under this subsection (h) by a district shall
7 affect the total amount or timing of money the district is
8 entitled to receive under this Code. No classification under
9 this subsection (h) by a district shall in any way relieve the
10 district from or affect any requirements that otherwise would
11 apply with respect to the block grant as provided in this
12 Section, including any accounting of funds by source, reporting
13 expenditures by original source and purpose, reporting
14 requirements, or requirements of provision of services.

15 (Source: P.A. 92-568, eff. 6-26-02; 92-651, eff. 7-11-02;
16 93-21, eff. 7-1-03; 93-53, eff. 7-1-03; 93-1022, eff. 8-24-04.)

17 Section 99. Effective date. This Act takes effect July 1,
18 2011."