



# **SENATE JOURNAL**

**STATE OF ILLINOIS**

**NINETY-SEVENTH GENERAL ASSEMBLY**

**47TH LEGISLATIVE DAY**

**THURSDAY, MAY 19, 2011**

**2:07 O'CLOCK P.M.**

**SENATE**  
**Daily Journal Index**  
**47th Legislative Day**

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The Senate met pursuant to adjournment.  
Senator John M. Sullivan, Rushville, Illinois, presiding.  
Prayer by Reverend Don Pritchard, Zion Lutheran Church, Pleasant Plains, Illinois.  
Senator Maloney led the Senate in the Pledge of Allegiance.

Senator Hunter moved that reading and approval of the Journal of Wednesday, May 18, 2011, be postponed, pending arrival of the printed Journal.  
The motion prevailed.

**JOINT ACTION MOTIONS FILED**

The following Joint Action Motions to the Senate Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Motion to Concur in House Amendments 1 and 2 to Senate Bill 170  
Motion to Concur in House Amendments 1 and 2 to Senate Bill 1821

**MESSAGES FROM THE PRESIDENT**

**OFFICE OF THE SENATE PRESIDENT  
STATE OF ILLINOIS**

JOHN J. CULLERTON  
SENATE PRESIDENT

327 STATE CAPITOL  
SPRINGFIELD, ILLINOIS 62706  
217-782-2728

May 19, 2011

Ms. Jillayne Rock  
Secretary of the Senate  
Room 401 State House  
Springfield, IL 62706

Dear Madam Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Edward Maloney to temporarily replace Senator William Haine to serve as a member of the Senate Judiciary Committee. This appointment will automatically expire upon adjournment of the Senate Judiciary Committee.

Sincerely,  
s/John J. Cullerton  
John J. Cullerton  
Senate President

cc: Senate Minority Leader Christine Radogno

**OFFICE OF THE SENATE PRESIDENT  
STATE OF ILLINOIS**

JOHN J. CULLERTON  
SENATE PRESIDENT

327 STATE CAPITOL  
SPRINGFIELD, ILLINOIS 62706  
217-782-2728

May 19, 2011

Ms. Jillayne Rock

[May 19, 2011]

Secretary of the Senate  
Room 401 State House  
Springfield, IL 62706

Dear Madam Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Mattie Hunter to temporarily replace Senator William Haine to serve as a member of the Senate Licensed Activities Committee. This appointment will automatically expire upon adjournment of the Senate Licensed Activities Committee.

Sincerely,  
s/John J. Cullerton  
John J. Cullerton  
Senate President

cc: Senate Minority Leader Christine Radogno

### REPORTS FROM STANDING COMMITTEES

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred **Appointment Messages Numbered 81, 82, 83, 95, 96, 97, 99, 100, 101 and 102**, reported the same back with the recommendation that the Senate do advise and consent.

Under the rules, the foregoing appointment messages are eligible for consideration by the Senate.

Senator Delgado, Chairperson of the Committee on Public Health, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to House Bill 3090

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

Senator Wilhelmi, Chairperson of the Committee on Judiciary, to which was referred **House Bill No. 1698**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Wilhelmi, Chairperson of the Committee on Judiciary, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to House Bill 3025

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

Senator Lightford, Vice-Chairperson of the Committee on Education, to which was referred **Senate Resolution No. 149**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **Senate Resolution No. 149** was placed on the Secretary's Desk.

Senator Lightford, Vice-Chairperson of the Committee on Education, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 2 to House Bill 190

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

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Senator Sandoval, Chairperson of the Committee on Transportation, to which was referred **House Bill No. 3308**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Sandoval, Chairperson of the Committee on Transportation, to which was referred **House Bill No. 1315**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

Senator Sandoval, Chairperson of the Committee on Transportation, to which was referred **House Joint Resolution No. 24**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **House Joint Resolution No. 24** was placed on the Secretary's Desk.

Senator Sandoval, Chairperson of the Committee on Transportation, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to House Bill 3403

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

Senator Forby, Chairperson of the Committee on Labor, to which was referred **House Bill No. 2987**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Harmon, Chairperson of the Committee on Executive, to which was referred **House Bills Numbered 219, 1444, 1530, 3384 and 3500**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Harmon, Chairperson of the Committee on Executive, to which was referred the following Senate floor amendments, reported that the Committee recommends do adopt:

Senate Amendment No. 2 to Senate Bill 668  
 Senate Amendment No. 3 to House Bill 1091  
 Senate Amendment No. 1 to House Bill 1193  
 Senate Amendment No. 1 to House Bill 1670  
 Senate Amendment No. 2 to House Bill 1670  
 Senate Amendment No. 1 to House Bill 1825  
 Senate Amendment No. 4 to House Bill 3131

Under the rules, the foregoing floor amendments are eligible for consideration on second reading.

Senator Hutchinson, Chairperson of the Committee on Revenue, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 2 to House Bill 2955

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

Senator Martinez, Chairperson of the Committee on Licensed Activities, to which was referred **Senate Bill No. 2255**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

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Senator Martinez, Chairperson of the Committee on Licensed Activities, to which was referred **House Bill No. 700**, reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

Senator Martinez, Chairperson of the Committee on Licensed Activities, to which was referred **House Bill No. 1973**, reported the same back with amendments having been adopted thereto, with the recommendation that the bill, as amended, do pass.

Under the rules, the bill was ordered to a second reading.

Senator Holmes, Chairperson of the Committee on State Government and Veterans Affairs, to which was referred **House Bills Numbered 3276 and 3315**, reported the same back with the recommendation that the bills do pass.

Under the rules, the bills were ordered to a second reading.

Senator Holmes, Chairperson of the Committee on State Government and Veterans Affairs, to which was referred **Senate Resolution No. 218**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **Senate Resolution No. 218** was placed on the Secretary's Desk.

Senator Holmes, Chairperson of the Committee on State Government and Veterans Affairs, to which was referred **House Joint Resolution No. 31**, reported the same back with the recommendation that the resolution be adopted.

Under the rules, **House Joint Resolution No. 31** was placed on the Secretary's Desk.

Senator Holmes, Chairperson of the Committee on State Government and Veterans Affairs, to which was referred the following Senate floor amendment, reported that the Committee recommends do adopt:

Senate Amendment No. 1 to House Bill 1537

Under the rules, the foregoing floor amendment is eligible for consideration on second reading.

### **PRESENTATION OF RESOLUTION**

Senator J. Collins offered the following Senate Resolution, which was referred to the Committee on Assignments:

#### **SENATE RESOLUTION NO. 248**

WHEREAS, The United States Postal Service is considering reducing delivery service from six days a week to five days a week; and

WHEREAS, American citizens, businesses, and organizations have depended on six-day mail service for the timely delivery of important documents since 1912, especially working families who rely on the U.S. Postal Service for delivery of paychecks; and

WHEREAS, The reduction in service will inevitably create a backlog of undelivered mail, as postal workers would have to handle the same amount of mail in a shorter period of time; and

WHEREAS, This backlog would create delays in mail delivery and increase the costs of mail service as postal workers would have to work overtime hours to ensure timely delivery of the mail; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we urge the United States Postal Service to maintain a six-day a week mail service; and be it further

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RESOLVED, That a suitable copy of this resolution be presented to the United States Postmaster General.

**MOTION IN WRITING**

Senator Muñoz submitted the following Motion in Writing:

Pursuant to Senate Rule 10-1(c), as the Chairman of the Executive Appointments Committee, I move to compile the following Appointment Messages to be acted on together by a single vote of the Senate:

AM's 81, 82, 83 (Illinois State University Board of Trustees)  
AM's 97, 99 (Southwestern Illinois Development Authority)  
AM 100 (Illinois Finance Authority)  
AM 102 (Weatherization Initiative Board)

Date: 19 May, 2011

s/Antonio Muñoz  
ASSISTANT MAJORITY LEADER ANTONIO MUÑOZ  
CHAIR, EXECUTIVE APPOINTMENTS COMMITTEE

The foregoing Motion in Writing was filed with the Secretary and ordered placed on the Senate Calendar.

**ANNOUNCEMENT ON ATTENDANCE**

Senator Murphy announced for the record that Senator Millner was absent due to family illness.

At the hour of 2:19 o'clock p.m., Senator Crotty, presiding.

Senator Murphy asked and obtained unanimous consent to recess for the purpose of a Republican caucus.

At the hour of 2:21 o'clock p.m., the Chair announced that the Senate stand at recess subject to the call of the Chair.

**AFTER RECESS**

At the hour of 3:26 o'clock p.m., the Senate resumed consideration of business.  
Senator Sullivan, presiding.

**MESSAGES FROM THE HOUSE**

A message from the House by  
Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1637

A bill for AN ACT concerning animals.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1637  
Passed the House, as amended, May 19, 2011.

[May 19, 2011]



MARK MAHONEY, Clerk of the House

**AMENDMENT NO. 1 TO SENATE BILL 1637**

AMENDMENT NO. 1. Amend Senate Bill 1637 as follows:

on page 4, by deleting lines 20 through 25.

Under the rules, the foregoing **Senate Bill No. 1637**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by  
Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1761

A bill for AN ACT concerning public health.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1761

Passed the House, as amended, May 19, 2011.

MARK MAHONEY, Clerk of the House

**AMENDMENT NO. 1 TO SENATE BILL 1761**

AMENDMENT NO. 1. Amend Senate Bill 1761 by replacing everything after the enacting clause with the following:

"Section 5. The Newborn Metabolic Screening Act is amended by changing Section 2 as follows:  
(410 ILCS 240/2) (from Ch. 111 1/2, par. 4904)

Sec. 2. The Department of Public Health shall administer the provisions of this Act and shall:

(a) Institute and carry on an intensive educational program among physicians, hospitals, public health nurses and the public concerning the diseases phenylketonuria, hypothyroidism, galactosemia and other metabolic diseases. This educational program shall include information about the nature of the diseases and examinations for the detection of the diseases in early infancy in order that measures may be taken to prevent the mental retardation resulting from the diseases.

(a-5) Beginning July 1, 2002, provide all newborns with expanded screening tests for the presence of genetic, endocrine, or other metabolic disorders, including phenylketonuria, galactosemia, hypothyroidism, congenital adrenal hyperplasia, biotinidase deficiency, and sickling disorders, as well as other amino acid disorders, organic acid disorders, fatty acid oxidation disorders, and other abnormalities detectable through the use of a tandem mass spectrometer. If by July 1, 2002, the Department is unable to provide expanded screening using the State Laboratory, it shall temporarily provide such screening through an accredited laboratory selected by the Department until the Department has the capacity to provide screening through the State Laboratory. If expanded screening is provided on a temporary basis through an accredited laboratory, the Department shall substitute the fee charged by the accredited laboratory, plus a 5% surcharge for documentation and handling, for the fee authorized in subsection (e) of this Section.

(a-6) In accordance with the timetable specified in this subsection, provide all newborns with expanded screening tests for the presence of certain Lysosomal Storage Disorders known as Krabbe, Pompe, Gaucher, Fabry, and Niemann-Pick. The testing shall begin within 6 months following the occurrence of all of the following:

(i) the establishment and verification of relevant and appropriate performance specifications as defined under the federal Clinical Laboratory Improvement Amendments and regulations thereunder for Federal Drug Administration-cleared or in-house developed methods, performed under an institutional review board approved protocol, if required the registration with the federal Food and Drug Administration of the necessary reagents;

~~(ii) the availability of the necessary reagents from the Centers for Disease Control and Prevention;~~

~~(ii) (iii) the availability of quality assurance testing methodology for these processes; and~~

~~(iii) (iv) the acquisition and installment by the Department of the equipment necessary to~~

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implement the expanded screening tests; -

(iv) establishment of precise threshold values ensuring defined disorder identification for each screening test;

(v) authentication of pilot testing achieving each milestone described in items (i) through (iv) of this subsection (a-6) for each disorder screening test; and

(vi) authentication achieving potentiality of high throughput standards for statewide volume of each disorder screening test concomitant with each milestone described in items (i) through (iv) of the subsection (a-6).

It is the goal of this amendatory Act of the 97th ~~95th~~ General Assembly that the expanded screening for the specified Lysosomal Storage Disorders begins within 2 ~~3~~ years after the effective date of this amendatory Act of the 97th General Assembly. The Department is authorized to implement an additional fee for the screening prior to beginning the testing in order to accumulate the resources for start-up and other costs associated with implementation of the screening and thereafter to support the costs associated with screening and follow-up programs for the specified Lysosomal Storage Disorders.

(a-7) In accordance with the timetable specified in this subsection (a-7), provide all newborns with expanded screening tests for the presence of Severe Combined Immunodeficiency Disease (SCID). The testing shall begin within 12 months following the occurrence of all of the following:

(i) the establishment and verification of relevant and appropriate performance specifications as defined under the federal Clinical Laboratory Improvement Amendments and regulations thereunder for Federal Drug Administration-cleared or in-house developed methods, performed under an institutional review board approved protocol, if required;

(ii) the availability of quality assurance testing and comparative threshold values for SCID;

(iii) the acquisition and installment by the Department of the equipment necessary to implement the initial pilot and expanded statewide volume of screening tests for SCID;

(iv) establishment of precise threshold values ensuring defined disorder identification for SCID;

(v) authentication of pilot testing achieving each milestone described in items (i) through (iv) of this subsection (a-7) for SCID; and

(vi) authentication achieving potentiality of high throughput standards for statewide volume of the SCID screening test concomitant with each milestone described in items (i) through (iv) of this subsection (a-7).

It is the goal of this amendatory Act of the 97th General Assembly that the expanded screening for Severe Combined Immunodeficiency Disease begins within 2 years after the effective date of this amendatory Act of the 97th General Assembly. The Department is authorized to implement an additional fee for the screening prior to beginning the testing in order to accumulate the resources for start-up and other costs associated with implementation of the screening and thereafter to support the costs associated with screening and follow-up programs for Severe Combined Immunodeficiency Disease.

(a-8) In accordance with the timetable specified in this subsection (a-8), provide all newborns with expanded screening tests for the presence of certain Lysosomal Storage Disorders known as Mucopolysaccharidosis I (Hurlers) and Mucopolysaccharidosis II (Hunters). The testing shall begin within 12 months following the occurrence of all of the following:

(i) the establishment and verification of relevant and appropriate performance specifications as defined under the federal Clinical Laboratory Improvement Amendments and regulations thereunder for Federal Drug Administration-cleared or in-house developed methods, performed under an institutional review board approved protocol, if required;

(ii) the availability of quality assurance testing and comparative threshold values for each screening test and accompanying disorder;

(iii) the acquisition and installment by the Department of the equipment necessary to implement the initial pilot and expanded statewide volume of screening tests for each disorder;

(iv) establishment of precise threshold values ensuring defined disorder identification for each screening test;

(v) authentication of pilot testing achieving each milestone described in items (i) through (iv) of this subsection (a-8) for each disorder screening test; and

(vi) authentication achieving potentiality of high throughput standards for statewide volume of each disorder screening test concomitant with with each milestone described in items (i) through (iv) of this subsection (a-8).

It is the goal of this amendatory Act of the 97th General Assembly that the expanded screening for the specified Lysosomal Storage Disorders begins within 3 years after the effective date of this amendatory Act of the 97th General Assembly. The Department is authorized to implement an additional fee for the

screening prior to beginning the testing in order to accumulate the resources for start-up and other costs associated with implementation of the screening and thereafter to support the costs associated with screening and follow-up programs for the specified Lysosomal Storage Disorders.

(b) Maintain a registry of cases including information of importance for the purpose of follow-up services to prevent mental retardation.

(c) Supply the necessary metabolic treatment formulas where practicable for diagnosed cases of amino acid metabolism disorders, including phenylketonuria, organic acid disorders, and fatty acid oxidation disorders for as long as medically indicated, when the product is not available through other State agencies.

(d) Arrange for or provide public health nursing, nutrition and social services and clinical consultation as indicated.

(e) Require that all specimens collected pursuant to this Act or the rules and regulations promulgated hereunder be submitted for testing to the nearest Department of Public Health laboratory designated to perform such tests. The Department may develop a reasonable fee structure and may levy fees according to such structure to cover the cost of providing this testing service. Fees collected from the provision of this testing service shall be placed in a special fund in the State Treasury, hereafter known as the Metabolic Screening and Treatment Fund. Other State and federal funds for expenses related to metabolic screening, follow-up and treatment programs may also be placed in such Fund. Moneys shall be appropriated from such Fund to the Department of Public Health solely for the purposes of providing metabolic screening, follow-up and treatment programs. Nothing in this Act shall be construed to prohibit any licensed medical facility from collecting additional specimens for testing for metabolic or neonatal diseases or any other diseases or conditions, as it deems fit. Any person violating the provisions of this subsection (e) is guilty of a petty offense.

(Source: P.A. 95-695, eff. 11-5-07.)

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

Under the rules, the foregoing **Senate Bill No. 1761**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by  
Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1804

A bill for AN ACT concerning revenue.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1804

Passed the House, as amended, May 19, 2011.

MARK MAHONEY, Clerk of the House

**AMENDMENT NO. 1 TO SENATE BILL 1804**

AMENDMENT NO. 1. Amend Senate Bill 1804 on page 1, line 9, by replacing "right" with "statutory rights".

Under the rules, the foregoing **Senate Bill No. 1804**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by  
Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1972

A bill for AN ACT concerning civil law.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1972

[May 19, 2011]

Passed the House, as amended, May 19, 2011.

MARK MAHONEY, Clerk of the House

**AMENDMENT NO. 1 TO SENATE BILL 1972**

AMENDMENT NO. 1. Amend Senate Bill 1972 on page 14, by replacing lines 15 through 19 with the following:

"assessments; and the court costs incurred by the association in an action to enforce the collection ~~and~~ that remain unpaid by the owner during whose possession the assessments accrued. If the outstanding assessments and the court costs incurred by the association in an action to enforce the collection are paid at"; and

on page 14, line 22, by deleting "or costs"; and

on page 14, line 26, after "and", by inserting "court".

Under the rules, the foregoing **Senate Bill No. 1972**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 2007

A bill for AN ACT concerning State government.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 2 to SENATE BILL NO. 2007

Passed the House, as amended, May 19, 2011.

MARK MAHONEY, Clerk of the House

**AMENDMENT NO. 2 TO SENATE BILL 2007**

AMENDMENT NO. 2. Amend Senate Bill 2007 by replacing everything after the enacting clause with the following:

"Section 5. The State Treasurer Act is amended by changing Sections 16.5 and 17 as follows:  
(15 ILCS 505/16.5)

Sec. 16.5. College Savings Pool. The State Treasurer may establish and administer a College Savings Pool to supplement and enhance the investment opportunities otherwise available to persons seeking to finance the costs of higher education. The State Treasurer, in administering the College Savings Pool, may receive moneys paid into the pool by a participant and may serve as the fiscal agent of that participant for the purpose of holding and investing those moneys.

"Participant", as used in this Section, means any person who has authority to withdraw funds, change the designated beneficiary, or otherwise exercise control over an account. "Donor", as used in this Section, means any person who makes investments in the pool. "Designated beneficiary", as used in this Section, means any person on whose behalf an account is established in the College Savings Pool by a participant. Both in-state and out-of-state persons may be participants, donors, and designated beneficiaries in the College Savings Pool.

New accounts in the College Savings Pool may be processed through participating financial institutions. "Participating financial institution", as used in this Section, means any financial institution insured by the Federal Deposit Insurance Corporation and lawfully doing business in the State of Illinois and any credit union approved by the State Treasurer and lawfully doing business in the State of Illinois that agrees to process new accounts in the College Savings Pool. Participating financial institutions may charge a processing fee to participants to open an account in the pool that shall not exceed \$30 until the year 2001. Beginning in 2001 and every year thereafter, the maximum fee limit shall be adjusted by the Treasurer based on the Consumer Price Index for the North Central Region as published by the United States Department of Labor, Bureau of Labor Statistics for the immediately preceding calendar year. Every contribution received by a financial institution for investment in the College Savings Pool shall be

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transferred from the financial institution to a location selected by the State Treasurer within one business day following the day that the funds must be made available in accordance with federal law. All communications from the State Treasurer to participants and donors shall reference the participating financial institution at which the account was processed.

The Treasurer may invest the moneys in the College Savings Pool in the same manner and in the same types of investments provided for the investment of moneys by the Illinois State Board of Investment. To enhance the safety and liquidity of the College Savings Pool, to ensure the diversification of the investment portfolio of the pool, and in an effort to keep investment dollars in the State of Illinois, the State Treasurer may make a percentage of each account available for investment in participating financial institutions doing business in the State. The State Treasurer may deposit with the participating financial institution at which the account was processed the following percentage of each account at a prevailing rate offered by the institution, provided that the deposit is federally insured or fully collateralized and the institution accepts the deposit: 10% of the total amount of each account for which the current age of the beneficiary is less than 7 years of age, 20% of the total amount of each account for which the beneficiary is at least 7 years of age and less than 12 years of age, and 50% of the total amount of each account for which the current age of the beneficiary is at least 12 years of age. The Treasurer shall develop, publish, and implement an investment policy covering the investment of the moneys in the College Savings Pool. The policy shall be published ~~(i) at least once each year in at least one newspaper of general circulation in both Springfield and Chicago and (ii) each year as part of the audit of the College Savings Pool by the Auditor General, which shall be distributed to all participants.~~ The Treasurer shall notify all participants in writing, and the Treasurer shall publish in a newspaper of general circulation in both Chicago and Springfield, any changes to the previously published investment policy at least 30 calendar days before implementing the policy. Any investment policy adopted by the Treasurer shall be reviewed and updated if necessary within 90 days following the date that the State Treasurer takes office.

Participants shall be required to use moneys distributed from the College Savings Pool for qualified expenses at eligible educational institutions. "Qualified expenses", as used in this Section, means the following: (i) tuition, fees, and the costs of books, supplies, and equipment required for enrollment or attendance at an eligible educational institution and (ii) certain room and board expenses incurred while attending an eligible educational institution at least half-time. "Eligible educational institutions", as used in this Section, means public and private colleges, junior colleges, graduate schools, and certain vocational institutions that are described in Section 481 of the Higher Education Act of 1965 (20 U.S.C. 1088) and that are eligible to participate in Department of Education student aid programs. A student shall be considered to be enrolled at least half-time if the student is enrolled for at least half the full-time academic work load for the course of study the student is pursuing as determined under the standards of the institution at which the student is enrolled. Distributions made from the pool for qualified expenses shall be made directly to the eligible educational institution, directly to a vendor, or in the form of a check payable to both the beneficiary and the institution or vendor. Any moneys that are distributed in any other manner or that are used for expenses other than qualified expenses at an eligible educational institution shall be subject to a penalty of 10% of the earnings unless the beneficiary dies, becomes disabled, or receives a scholarship that equals or exceeds the distribution. Penalties shall be withheld at the time the distribution is made.

The Treasurer shall limit the contributions that may be made on behalf of a designated beneficiary based on the limitations established by the Internal Revenue Service. The contributions made on behalf of a beneficiary who is also a beneficiary under the Illinois Prepaid Tuition Program shall be further restricted to ensure that the contributions in both programs combined do not exceed the limit established for the College Savings Pool. The Treasurer shall provide the Illinois Student Assistance Commission each year at a time designated by the Commission, an electronic report of all participant accounts in the Treasurer's College Savings Pool, listing total contributions and disbursements from each individual account during the previous calendar year. As soon thereafter as is possible following receipt of the Treasurer's report, the Illinois Student Assistance Commission shall, in turn, provide the Treasurer with an electronic report listing those College Savings Pool participants who also participate in the State's prepaid tuition program, administered by the Commission. The Commission shall be responsible for filing any combined tax reports regarding State qualified savings programs required by the United States Internal Revenue Service. The Treasurer shall work with the Illinois Student Assistance Commission to coordinate the marketing of the College Savings Pool and the Illinois Prepaid Tuition Program when considered beneficial by the Treasurer and the Director of the Illinois Student Assistance Commission. The Treasurer's office shall not publicize or otherwise market the College Savings Pool or accept any moneys into the College Savings Pool prior to March 1, 2000. The Treasurer shall provide a separate

accounting for each designated beneficiary to each participant, the Illinois Student Assistance Commission, and the participating financial institution at which the account was processed. No interest in the program may be pledged as security for a loan. Moneys held in an account invested in the Illinois College Savings Pool shall be exempt from all claims of the creditors of the participant, donor, or designated beneficiary of that account, except for the non-exempt College Savings Pool transfers to or from the account as defined under subsection (j) of Section 12-1001 of the Code of Civil Procedure (735 ILCS 5/12-1001(j)).

The assets of the College Savings Pool and its income and operation shall be exempt from all taxation by the State of Illinois and any of its subdivisions. The accrued earnings on investments in the Pool once disbursed on behalf of a designated beneficiary shall be similarly exempt from all taxation by the State of Illinois and its subdivisions, so long as they are used for qualified expenses. Contributions to a College Savings Pool account during the taxable year may be deducted from adjusted gross income as provided in Section 203 of the Illinois Income Tax Act. The provisions of this paragraph are exempt from Section 250 of the Illinois Income Tax Act.

The Treasurer shall adopt rules he or she considers necessary for the efficient administration of the College Savings Pool. The rules shall provide whatever additional parameters and restrictions are necessary to ensure that the College Savings Pool meets all of the requirements for a qualified state tuition program under Section 529 of the Internal Revenue Code (26 U.S.C. 529). The rules shall provide for the administration expenses of the pool to be paid from its earnings and for the investment earnings in excess of the expenses and all moneys collected as penalties to be credited or paid monthly to the several participants in the pool in a manner which equitably reflects the differing amounts of their respective investments in the pool and the differing periods of time for which those amounts were in the custody of the pool. Also, the rules shall require the maintenance of records that enable the Treasurer's office to produce a report for each account in the pool at least annually that documents the account balance and investment earnings. Notice of any proposed amendments to the rules and regulations shall be provided to all participants prior to adoption. Amendments to rules and regulations shall apply only to contributions made after the adoption of the amendment.

Upon creating the College Savings Pool, the State Treasurer shall give bond with 2 or more sufficient sureties, payable to and for the benefit of the participants in the College Savings Pool, in the penal sum of \$1,000,000, conditioned upon the faithful discharge of his or her duties in relation to the College Savings Pool.

(Source: P.A. 95-23, eff. 8-3-07; 95-306, eff. 1-1-08; 95-521, eff. 8-28-07; 95-876, eff. 8-21-08.)

(15 ILCS 505/17) (from Ch. 130, par. 17)

Sec. 17. The State Treasurer may establish and administer a Public Treasurers' Investment Pool to supplement and enhance the investment opportunities otherwise available to other custodians of public funds for public agencies in this State.

The Treasurer, in administering the Public Treasurers' Investment Pool, may receive public funds paid into the pool by any other custodian of such funds and may serve as the fiscal agent of that custodian of public funds for the purpose of holding and investing those funds.

The Treasurer may invest the public funds constituting the Public Treasurers' Investment Pool in the same manner, in the same types of investments and subject to the same limitations provided for the investment of funds in the State Treasury. The Treasurer shall develop, publish, and implement an investment policy covering the management of funds in the Public Treasurers' Investment Pool. The policy shall be published ~~at least once each year in at least one newspaper of general circulation in both Springfield and Chicago, and~~ each year as part of the audit of the Public Treasurers' Investment Pool by the Auditor General, which shall be distributed to all participants. The Treasurer shall notify all Public Treasurers' Investment Pool participants in writing, and the Treasurer shall publish in at least one newspaper of general circulation in both Springfield and Chicago any changes to a previously published investment policy at least 30 calendar days before implementing the policy. Any such investment policy adopted by the Treasurer shall be reviewed, and updated if necessary, within 90 days following the installation of a new Treasurer.

The Treasurer shall promulgate such rules and regulations as he deems necessary for the efficient administration of the Public Treasurers' Investment Pool, including specification of minimum amounts which may be deposited in the Pool and minimum periods of time for which deposits shall be retained in the Pool. The rules shall provide for the administration expenses of the Pool to be paid from its earnings and for the interest earnings in excess of such expenses to be credited or paid monthly to the several custodians of public funds participating in the Pool in a manner which equitably reflects the differing amounts of their respective investments in the Pool and the differing periods of time for which such amounts were in the custody of the Pool.

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Upon creating a Public Treasurers' Investment Pool the State Treasurer shall give bond with 2 or more sufficient sureties, payable to custodians of public funds who participate in the Pool for the benefit of the public agencies whose funds are paid into the Pool for investment, in the penal sum of \$150,000, conditioned for the faithful discharge of his duties in relation to the Public Treasurers' Investment Pool.

"Public funds" and "public agency", as used in this Section have the meanings ascribed to them in Section 1 of "An Act relating to certain investments of public funds by public agencies", approved July 23, 1943, as amended.

This amendatory Act of 1975 is not a limit on any home rule unit.  
(Source: P.A. 89-350, eff. 8-17-95.)

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

Under the rules, the foregoing **Senate Bill No. 2007**, with House Amendment No. 2, was referred to the Secretary's Desk.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 2042

A bill for AN ACT concerning education.

Together with the following amendments which are attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 2042

House Amendment No. 2 to SENATE BILL NO. 2042

Passed the House, as amended, May 19, 2011.

MARK MAHONEY, Clerk of the House

#### **AMENDMENT NO. 1 TO SENATE BILL 2042**

AMENDMENT NO. 1. Amend Senate Bill 2042 by replacing everything after the enacting clause with the following:

Section 5. The Public Community College Act is amended by changing Section 1-2, by changing and resectioning Section 3-7, and by adding Section 3-7c as follows:

(110 ILCS 805/1-2) (from Ch. 122, par. 101-2)

Sec. 1-2. The following terms have the meanings respectively prescribed for them except as the context otherwise requires:

(a) "Board of Higher Education": The Board of Higher Education created by "An Act creating a Board of Higher Education, defining its powers and duties, making an appropriation therefor, and repealing an Act herein named", approved August 22, 1961, as now or hereafter amended.

(b) "State Board": Illinois Community College Board created by Article II of this Act.

(c) "Community Colleges": Public community colleges existing in community college districts organized under this Act, or public community colleges which prior to October 1, 1973, were organized as public junior colleges under this Act, or public community colleges existing in districts accepted as community college districts under this Act which districts have a population of not less than 30,000 inhabitants or consist of at least 3 counties or that portion of 3 counties not included in a community college district and an assessed valuation of not less than \$75,000,000 and which districts levy a tax for community college purposes.

(d) "Community College Districts": Districts authorized to maintain community colleges under this Act, including community college districts which prior to October 1, 1973, were established under this Act as public junior college districts.

(e) "Comprehensive community college program": A program offered by a community college which includes (1) courses in liberal arts and sciences and general education; (2) adult education courses; and (3) courses in occupational, semi-technical or technical fields leading directly to employment. At least 15% of all courses taught must be in fields leading directly to employment, one-half of which courses to be in fields other than business education.

(f) "Common Schools": Schools in districts operating grades 1 through 8, 1 through 12 or 9 through 12.

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(g) "Board": The board of trustees of a community college district, whether elected ~~as provided in Section 3-7~~ or appointed ~~as provided in Section 7-2~~.

(h) "The election for the establishment": An election to establish a community college district under Article III, or an election to establish a junior college district prior to July 15, 1965, which district has become a community college district under this Act.

(i) "Regional superintendent": The superintendent of an educational service region.

(j) "Employment Advisory Board": A board, appointed by the Board of Trustees of a Community College District, for the purpose of advising the Board of Trustees as to local employment conditions within the boundaries of the Community College District.

(k) "Operation and maintenance of facilities": The management of fixed equipment, plant and infrastructure.

(Source: P.A. 85-1335.)

(110 ILCS 805/3-7) (from Ch. 122, par. 103-7)

Sec. 3-7. (a) The election of the members of the board of trustees shall be nonpartisan and shall be held at the time and in the manner provided in the general election law.

(b) Unless otherwise provided in this Act, members shall be elected to serve 6 year terms. The term of members elected in 1985 and thereafter shall be from the date the member is officially determined to be elected to the board by a canvass conducted pursuant to the Election Code, to the date that the winner of the seat is officially determined by the canvass conducted pursuant to the Election Code the next time the seat on the board is to be filled by election.

(c) ~~(e)~~ Each member must on the date of his election be a citizen of the United States, of the age of 18 years or over, and a resident of the State and the territory which on the date of the election is included in the community college district for at least one year immediately preceding his election. In Community College District No. 526, each member elected at the consolidated election in 2005 or thereafter must also be a resident of the trustee district he or she represents for at least one year immediately preceding his or her election, except that in the first consolidated election for each trustee district following reapportionment ~~by the General Assembly~~, a candidate for the board may be elected from any trustee district that contains a part of the trustee district in which he or she resided at the time of the reapportionment and may be reelected if a resident of the new trustee district he or she represents for one year prior to reelection. In the event a person who is a member of a common school board is elected or appointed to a board of trustees of a community college district, that person shall be permitted to serve the remainder of his or her term of office as a member of the common school board. Upon the expiration of the common school board term, that person shall not be eligible for election or appointment to a common school board during the term of office with the community college district board of trustees.

(d) ~~(f)~~ Whenever a vacancy occurs, the remaining members shall fill the vacancy, and the person so appointed shall serve until a successor is elected at the next regular election for board members and is certified in accordance with Sections 22-17 and 22-18 of the Election Code. If the remaining members fail so to act within 60 days after the vacancy occurs, the chairman of the State Board shall fill that vacancy, and the person so appointed shall serve until a successor is elected at the next regular election for board members and is certified in accordance with Sections 22-17 and 22-18 of the Election Code. The person appointed to fill the vacancy shall have the same residential qualifications as his predecessor in office was required to have. In either instance, if the vacancy occurs with less than 4 months remaining before the next scheduled consolidated election, and the term of office of the board member vacating the position is not scheduled to expire at that election, then the term of the person so appointed shall extend through that election and until the succeeding consolidated election. If the term of office of the board member vacating the position is scheduled to expire at the upcoming consolidated election, the appointed member shall serve only until a successor is elected and qualified at that election.

(e) ~~(g)~~ Members of the board shall serve without compensation but shall be reimbursed for their reasonable expenses incurred in connection with their service as members. Compensation, for purposes of this Section, means any salary or other benefits not expressly authorized by this Act to be provided or paid to, for or on behalf of members of the board. The board of each community college district may adopt a policy providing for the issuance of bank credit cards, for use by any board member who requests the same in writing and agrees to use the card only for the reasonable expenses which he or she incurs in connection with his or her service as a board member. Expenses charged to such credit cards shall be accounted for separately and shall be submitted to the chief financial officer of the district for review prior to being reported to the board at its next regular meeting.

(f) ~~(h)~~ Except in an election of the initial board for a new community college district created pursuant to Section 6-6.1, the ballot for the election of members of the board for a community college district shall indicate the length of term for each office to be filled. In the election of a board for any community



college district, the ballot shall not contain any political party designation.

(Source: P.A. 95-100, eff. 8-13-07.)

(110 ILCS 805/3-7a new) (was 110 ILCS 805/3-7, subsec. (c))

Sec. 3-7a. Trustee districts: Community College District No. 522. ~~(c)~~ A board of trustees of a community college district which is contiguous or has been contiguous to an experimental community college district as authorized and defined by Article IV of this Act may, on its own motion, or shall, upon the petition of the lesser of 1/10 or 2,000 of the voters registered in the district, order submitted to the voters of the district at the next general election the proposition for the election of board members by trustee district rather than at large, and such proposition shall thereupon be certified by the secretary of the board to the proper election authority in accordance with the general election law for submission.

If the proposition is approved by a majority of those voting on the proposition, the State Board of Elections, in 1991, shall reapportion the trustee districts to reflect the results of the last decennial census, and shall divide the community college district into 7 trustee districts, each of which shall be compact, contiguous and substantially equal in population to each other district. In 2001, and in the year following each decennial census thereafter, the board of trustees of community college District #522 shall reapportion the trustee districts to reflect the results of the census, and shall divide the community college district into 7 trustee districts, each of which shall be compact, contiguous, and substantially equal in population to each other district. The division of the community college district into trustee districts shall be completed and formally approved by a majority of the members of the board of trustees of community college District #522 in 2001 and in the year following each decennial census. At the same meeting of the board of trustees, the board shall, publicly by lot, divide the trustee districts as equally as possible into 2 groups. Beginning in 2003 and every 10 years thereafter, trustees or their successors from one group shall be elected for successive terms of 4 years and 6 years; and members or their successors from the second group shall be elected for successive terms of 6 years and 4 years. One member shall be elected from each such trustee district. Each member elected in 2001 shall be elected at the 2001 consolidated election from the trustee districts established in 1991. The term of each member elected in 2001 shall end on the date that the trustees elected in 2003 are officially determined by a canvass conducted pursuant to the Election Code.

(Source: P.A. 95-100, eff. 8-13-07.)

(110 ILCS 805/3-7b new) (was 110 ILCS 805/3-7, subsec. (d))

Sec. 3-7b. Trustee districts prior to the 2013 consolidated election: Community College District No. 526.

~~(a)~~ ~~(4)~~ In Community College District No. 526, the election of board members shall be by trustee district rather than at large beginning with the consolidated election in 2005.

~~(b)~~ For the 2005, 2007, and 2009 consolidated elections, Community College District No. 526 ~~the community college district~~ is divided into 7 trustee districts as follows:

#### TRUSTEE DISTRICT 1

Sangamon County (pt)

Capital CCD (pt)

Tract 0001.00

Tract 0002.01 (pt)

BG 1 (pt)

Block 1010

Block 1011

Block 1013

Block 1014

Block 1015

Block 1016

Block 1017

Block 1018

BG 2 (pt)

Block 2002

Block 2003

Block 2004

Block 2005

Block 2008

Block 2013

Block 2014

Block 2015  
Block 2016  
Block 2017  
Block 2018  
Block 2019  
Block 2020  
Block 2021  
BG 3 (pt)  
Block 3000  
Block 3001  
Block 3008  
Block 3009  
Tract 0002.02  
Tract 0003.00  
Tract 0004.00  
Tract 0005.01  
Tract 0005.03  
Tract 0005.04  
Tract 0006.00 (pt)  
BG 1  
BG 2 (pt)  
Block 2000  
Block 2001  
Block 2002  
Block 2003  
Block 2004  
Block 2005  
Block 2006  
Block 2008  
Block 2011  
Block 2012  
Block 2015  
Block 2017  
Block 2018  
Block 2020  
Block 2021  
Block 2022  
Block 2023  
Block 2024  
Block 2025  
Block 2027  
Block 2028  
Block 2029  
Block 2030  
BG 3  
BG 4 (pt)  
Block 4000  
Block 4002  
Block 4003  
Block 4004  
Block 4005  
Block 4006  
Block 4007  
Block 4010  
Block 4018  
Block 4019  
BG 5 (pt)  
Block 5001  
Block 5004

Block 5006  
Block 5007  
Block 5015  
Block 5016  
Block 5018  
Tract 0007.00 (pt)  
BG 1 (pt)  
Block 1033  
Block 1036  
BG 2 (pt)  
Block 2000  
Block 2001  
Block 2002  
Block 2003  
Block 2004  
Block 2005  
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Tract 0008.00 (pt)  
BG 1 (pt)  
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Block 2005  
Block 2006  
Block 2010  
Block 2011  
Block 2012  
BG 3 (pt)  
Block 3003  
Tract 0009.00  
Tract 0010.01 (pt)  
BG 2 (pt)  
Block 2000  
Block 2002  
Block 2016  
Block 2017  
Block 2018  
Tract 0010.02 (pt)  
BG 1 (pt)  
Block 1016  
BG 2  
BG 3  
BG 4 (pt)  
Block 4000  
BG 5 (pt)  
Block 5000  
BG 6 (pt)  
Block 6000  
Block 6001  
Block 6002  
Block 6003  
Block 6005  
Tract 0011.00 (pt)  
BG 1 (pt)  
Block 1000  
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BG 3 (pt)  
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Tract 0013.00  
Tract 0014.00  
Tract 0016.00 (pt)  
  BG 1 (pt)  
    Block 1001  
    Block 1002  
Tract 0018.00 (pt)  
  BG 1 (pt)  
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    Block 1019  
    Block 1020

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 Tract 0019.00 (pt)  
   BG 1 (pt)  
     Block 1000  
   BG 2 (pt)  
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 Tract 0037.00  
 Tract 0038.01 (pt)  
   BG 1  
 Clear Lake CCD (pt)  
   Tract 0001.00 (pt)  
     BG 1 (pt)  
       Block 1018  
   Tract 0005.01  
   Tract 0038.01 (pt)  
     BG 1 (pt)  
       Block 1003  
       Block 1010  
       Block 1011  
       Block 1012  
       Block 1015  
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       Block 1018  
       Block 1019  
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       Block 1023  
       Block 1026  
       Block 1027  
       Block 1032  
       Block 1033  
       Block 1034  
       Block 1035  
     BG 2 (pt)  
       Block 2000  
       Block 2001  
       Block 2002  
       Block 2999  
 Springfield CCD (pt)  
   Tract 0001.00 (pt)  
     BG 1  
     BG 2  
     BG 3  
     BG 4 (pt)

[May 19, 2011]

Block 4000  
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Block 4053  
Block 4055  
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Block 4999  
Tract 0002.01 (pt)  
  BG 1 (pt)  
    Block 1012  
    Block 1019  
    Block 1020  
  BG 2 (pt)  
    Block 2000  
    Block 2001  
  BG 3 (pt)  
    Block 3002  
Tract 0002.02  
Tract 0003.00  
Tract 0004.00  
Tract 0005.01  
Tract 0005.04  
Tract 0006.00 (pt)  
  BG 1  
  BG 2  
  BG 3  
  BG 4  
  BG 5 (pt)  
    Block 5000  
    Block 5002  
    Block 5003  
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    Block 5013  
    Block 5014  
    Block 5017

Block 5019  
Block 5020  
Block 5021  
Tract 0007.00  
Tract 0016.00 (pt)  
BG 1 (pt)  
Block 1000  
Tract 0037.00 (pt)  
BG 1 (pt)  
Block 1023  
Block 1025  
Block 1991  
Block 1996  
Block 1997  
Block 1998  
Block 1999  
BG 2  
BG 3  
BG 4

TRUSTEE DISTRICT 2

Sangamon County (pt)

Ball CCD (pt)

Tract 0031.00 (pt)

BG 3 (pt)

Block 3056  
Block 3058  
Block 3064  
Block 3067  
Block 3069  
Block 3071  
Block 3073  
Block 3075  
Block 3079  
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Block 3088  
Block 3089  
Block 3166  
Block 3173

BG 4 (pt)

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- Block 4057
- Block 4059
- Block 4061
- Block 4062
- BG 5
- Tract 0032.01 (pt)
  - BG 2 (pt)
    - Block 2025
- Tract 0032.03 (pt)
  - BG 2 (pt)
    - Block 2009
    - Block 2010
  - BG 4 (pt)
    - Block 4006
    - Block 4008
- Capital CCD (pt)
  - Tract 0006.00 (pt)
    - BG 2 (pt)
      - Block 2031
      - Block 2033
      - Block 2034
    - BG 4 (pt)
      - Block 4011
      - Block 4012
      - Block 4015
    - BG 5 (pt)
      - Block 5026
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      - Block 5036
      - Block 5037
      - Block 5038
      - Block 5039
      - Block 5041
      - Block 5043
      - Block 5044
  - BG 6
  - Tract 0007.00 (pt)
    - BG 1 (pt)
      - Block 1037
    - BG 2 (pt)
      - Block 2022
  - Tract 0008.00 (pt)
    - BG 1 (pt)
      - Block 1022
    - BG 2 (pt)
      - Block 2007
      - Block 2008
      - Block 2009
      - Block 2013
      - Block 2014
      - Block 2015
      - Block 2016
      - Block 2017
      - Block 2018
      - Block 2019
      - Block 2020
      - Block 2021
      - Block 2022
      - Block 2023

Block 2024  
Block 2025  
Block 2026  
Block 2027  
Block 2028  
BG 3 (pt)  
Block 3000  
Block 3001  
Block 3002  
Tract 0015.00  
Tract 0016.00 (pt)  
BG 1 (pt)  
Block 1003  
Block 1004  
Block 1005  
Block 1006  
Block 1007  
Block 1008  
Block 1009  
Block 1010  
Block 1011  
Block 1012  
Block 1013  
Block 1016  
Block 1020  
Block 1021  
Block 1022  
Block 1023  
BG 2  
BG 3  
BG 4  
Tract 0017.00  
Tract 0023.00  
Tract 0024.00  
Tract 0025.00  
Tract 0026.00 (pt)  
BG 1  
BG 2  
BG 3  
BG 4 (pt)  
Block 4000  
Block 4003  
Tract 0027.00 (pt)  
BG 1  
BG 2  
BG 3 (pt)  
Block 3000  
Block 3019  
Block 3020  
Block 3040  
Block 3042  
Block 3043  
Block 3044  
Block 3045  
BG 4 (pt)  
Block 4016  
Block 4017  
Block 4018  
Block 4019

Block 4020  
Block 4023  
Block 4024  
Block 4025  
Block 4028  
Block 4029  
Tract 0030.00 (pt)  
BG 1  
BG 2  
BG 3  
BG 4 (pt)  
Block 4001  
Block 4002  
Block 4005  
Block 4006  
Block 4007  
Block 4008  
Block 4009  
Block 4010  
Block 4011  
Block 4012  
Block 4013  
Block 4014  
Block 4015  
Block 4016  
Block 4017  
Block 4018  
Block 4020  
Block 4022  
Block 4023  
Block 4024  
Block 4025  
Block 4027  
Block 4030  
Block 4031  
Block 4032  
Block 4042  
Block 4044  
Block 4047  
Block 4048  
Block 4049  
Block 4050  
Block 4051  
Block 4052  
Block 4053  
Block 4056  
Tract 0031.00 (pt)  
BG 1  
BG 2  
BG 3  
BG 4  
BG 5 (pt)  
Block 5002  
Block 5003  
Block 5005  
Block 5007  
Block 5008  
Block 5009  
Block 5010

Block 5012  
Block 5013  
Block 5014  
Block 5015  
Block 5016  
Block 5019  
Block 5020  
Block 5022  
Block 5025  
Block 5026  
Block 5029  
Block 5030  
Block 5031  
Block 5032  
Block 5034  
Block 5035  
Block 5037  
Block 5039  
Block 5053  
Block 5054  
Block 5055  
Block 5998  
Block 5999  
Tract 0032.01 (pt)  
BG 2  
Tract 0032.03 (pt)  
BG 2 (pt)  
Block 2000  
Block 2001  
Block 2012  
BG 4  
Tract 0038.01 (pt)  
BG 2  
Tract 0039.01  
Tract 0039.02  
Clear Lake CCD (pt)  
Tract 0006.00  
Tract 0038.01 (pt)  
BG 1 (pt)  
Block 1031  
Block 1993  
Block 1994  
Block 1999  
BG 2 (pt)  
Block 2003  
Block 2004  
Block 2005  
Block 2006  
Block 2007  
Block 2008  
Block 2009  
Block 2010  
Block 2011  
Block 2012  
Block 2013  
Block 2014  
Block 2015  
Block 2016  
Block 2017

Block 2018  
Block 2019  
Block 2020  
Block 2021  
Block 2022  
Block 2023  
Block 2024  
Block 2030  
Block 2031  
Block 2032  
Block 2033  
Block 2034  
Block 2991  
Block 2992  
Block 2993  
Block 2994  
Block 2995  
Block 2996  
Block 2997  
Block 2998  
BG 3  
Tract 0038.02  
Tract 0039.02  
Rochester CCD (pt)  
Tract 0031.00 (pt)  
BG 1  
BG 3 (pt)  
Block 3006  
Block 3011  
Block 3015  
Block 3019  
Block 3023  
Block 3025  
Block 3028  
Block 3034  
Block 3035  
Block 3036  
Block 3043  
Block 3047  
Block 3048  
Tract 0039.01 (pt)  
BG 1 (pt)  
Block 1000  
Block 1009  
Block 1010  
Block 1011  
Block 1012  
Block 1014  
Block 1016  
Block 1017  
Block 1995  
Block 1996  
Block 1997  
Block 1998  
Block 1999  
BG 2  
BG 4 (pt)  
Block 4006  
Block 4007

Block 4008  
Block 4009  
Block 4010  
Block 4011  
Block 4012  
Block 4013  
Block 4014  
Block 4015  
Block 4016  
Block 4017

Tract 0039.02 (pt)

BG 1

BG 2 (pt)

Block 2003  
Block 2004  
Block 2005  
Block 2006  
Block 2007  
Block 2008  
Block 2009  
Block 2010  
Block 2011  
Block 2012  
Block 2013  
Block 2014  
Block 2015  
Block 2016  
Block 2017  
Block 2018  
Block 2019  
Block 2020  
Block 2021  
Block 2022  
Block 2023  
Block 2024  
Block 2025  
Block 2026  
Block 2027  
Block 2028  
Block 2029  
Block 2030  
Block 2031  
Block 2032  
Block 2033

BG 3

Tract 0040.00

Springfield CCD (pt)

Tract 0006.00 (pt)

BG 5 (pt)

Block 5022  
Block 5023  
Block 5024  
Block 5025  
Block 5027  
Block 5028  
Block 5029  
Block 5030  
Block 5031  
Block 5033

Block 5034  
Block 5035  
Block 5040  
Block 5042  
BG 6  
Tract 0016.00 (pt)  
BG 1 (pt)  
Block 1014  
Block 1015  
Block 1017  
Block 1018  
Block 1019  
BG 2  
BG 3  
Tract 0024.00  
Tract 0039.02  
Woodside CCD (pt)  
Tract 0006.00  
Tract 0016.00  
Tract 0024.00  
Tract 0025.00  
Tract 0026.00  
Tract 0027.00 (pt)  
BG 1  
BG 2  
BG 3 (pt)  
Block 3001  
Block 3002  
Block 3003  
Block 3004  
Block 3005  
Block 3006  
Block 3009  
Block 3010  
Block 3011  
Block 3012  
Block 3013  
Block 3014  
Block 3015  
Block 3016  
Block 3017  
Block 3018  
Block 3021  
Block 3022  
Block 3023  
Block 3024  
Block 3025  
Block 3026  
Block 3027  
Block 3028  
Block 3029  
Block 3030  
Block 3034  
Block 3035  
Block 3037  
Block 3041  
Block 3046  
BG 4  
Tract 0030.00 (pt)

BG 1

BG 2

BG 3

BG 4 (pt)

Block 4000

Block 4003

Block 4004

Block 4019

Block 4021

Block 4026

Block 4028

Block 4029

Block 4033

Block 4034

Block 4035

Block 4036

Block 4037

Block 4038

Block 4039

Block 4040

Block 4041

Block 4043

Block 4045

Block 4046

Block 4054

Block 4055

Tract 0031.00 (pt)

BG 1

BG 2

BG 3

BG 4

BG 5 (pt)

Block 5000

Block 5001

Block 5004

Block 5006

Block 5011

Block 5017

Block 5018

Block 5021

Block 5023

Block 5024

Block 5027

Block 5028

Block 5038

Tract 0032.01 (pt)

BG 2

Tract 0039.02

TRUSTEE DISTRICT 3

Sangamon County (pt)

Ball CCD (pt)

Tract 0032.01 (pt)

BG 1

BG 2 (pt)

Block 2002

Block 2017

Block 2018

Block 2019

[May 19, 2011]



Block 2020  
Block 2021  
Block 2023  
Block 2024  
Block 2027  
Block 2028  
Block 2029  
Block 2030  
Block 2031  
Block 2032  
Block 2033  
Block 2034  
Block 2037  
Block 2038  
Block 2041  
Block 2042  
Block 2045

Tract 0032.03 (pt)

BG 1 (pt)

Block 1000  
Block 1001  
Block 1002  
Block 1003  
Block 1004  
Block 1005  
Block 1006  
Block 1007  
Block 1008  
Block 1009  
Block 1010  
Block 1011  
Block 1038  
Block 1052

BG 2 (pt)

Block 2002  
Block 2004  
Block 2005  
Block 2006  
Block 2007  
Block 2008  
Block 2011  
Block 2013  
Block 2014  
Block 2015  
Block 2016  
Block 2017  
Block 2018  
Block 2019  
Block 2020  
Block 2021  
Block 2022

Capital CCD (pt)

Tract 0010.02 (pt)

BG 4 (pt)

Block 4001  
Block 4002  
Block 4003  
Block 4004  
Block 4005

Block 4006  
Block 4007  
Block 4008  
Block 4009  
BG 5 (pt)  
Block 5001  
Block 5002  
Block 5003  
Block 5004  
Block 5005  
Block 5006  
Block 5007  
Block 5008  
Block 5009  
Block 5010  
Block 5011  
Block 5012  
Block 5013  
BG 6 (pt)  
Block 6004  
Block 6006  
Block 6007  
Tract 0011.00 (pt)  
BG 1 (pt)  
Block 1012  
Block 1013  
Block 1014  
Block 1015  
Block 1016  
BG 2  
BG 3 (pt)  
Block 3008  
Block 3014  
Block 3015  
Tract 0012.00 (pt)  
BG 1 (pt)  
Block 1010  
Block 1011  
Block 1012  
Block 1013  
Block 1014  
BG 2 (pt)  
Block 2008  
BG 3  
BG 4  
Tract 0018.00 (pt)  
BG 1 (pt)  
Block 1021  
Block 1022  
Block 1023  
Block 1024  
Block 1025  
Block 1026  
Block 1027  
Block 1028  
Block 1029  
Block 1032  
Block 1033  
Block 1034

Block 1035  
Block 1036  
Block 1037  
Block 1038  
Block 1039  
Block 1040  
Block 1041  
Block 1042  
Block 1043  
Block 1044  
Block 1045  
Block 1046  
Block 1047  
Block 1048  
Block 1049

BG 2

Tract 0019.00 (pt)

BG 1 (pt)

Block 1001  
Block 1002  
Block 1003  
Block 1004  
Block 1005  
Block 1006  
Block 1007  
Block 1008  
Block 1009  
Block 1010  
Block 1011  
Block 1012  
Block 1013  
Block 1014  
Block 1015  
Block 1016  
Block 1017

BG 2 (pt)

Block 2009  
Block 2017  
Block 2018  
Block 2019  
Block 2020  
Block 2021  
Block 2022  
Block 2023  
Block 2024  
Block 2025  
Block 2026  
Block 2027  
Block 2028  
Block 2029  
Block 2030  
Block 2031  
Block 2032  
Block 2033  
Block 2034  
Block 2035  
Block 2036

BG 3

Tract 0020.00

Tract 0021.00  
Tract 0022.00  
Tract 0026.00 (pt)  
  BG 4 (pt)  
    Block 4001  
    Block 4002  
    Block 4004  
    Block 4005  
    Block 4006  
    Block 4007  
    Block 4008  
    Block 4009  
    Block 4010  
    Block 4011  
    Block 4012  
    Block 4013  
    Block 4014  
Tract 0027.00 (pt)  
  BG 3 (pt)  
    Block 3007  
    Block 3008  
    Block 3031  
    Block 3032  
    Block 3033  
    Block 3036  
  BG 4 (pt)  
    Block 4000  
    Block 4001  
    Block 4002  
    Block 4003  
Tract 0028.01  
Tract 0028.02  
Tract 0029.00  
Tract 0030.00 (pt)  
  BG 4 (pt)  
    Block 4058  
    Block 4059  
Tract 0031.00 (pt)  
  BG 5 (pt)  
    Block 5041  
    Block 5043  
    Block 5052  
Tract 0032.01 (pt)  
  BG 1  
Tract 0032.03 (pt)  
  BG 2 (pt)  
    Block 2003  
Tract 0036.03 (pt)  
  BG 2 (pt)  
    Block 2000  
    Block 2001  
    Block 2002  
    Block 2003  
    Block 2042  
    Block 2051  
Tract 0036.04 (pt)  
  BG 1 (pt)  
    Block 1000  
    Block 1001

Block 1013  
Block 1018  
Block 1023  
Block 1024  
Block 1025  
Block 1026  
Block 1027  
BG 2 (pt)  
Block 2000  
Block 2001  
Block 2002  
Block 2003  
Block 2004  
Block 2005  
Block 2006  
Block 2007  
Block 2008  
Block 2009  
Block 2010  
Block 2011  
Block 2012  
Block 2013  
Block 2014  
Block 2015  
Block 2018  
Block 2030  
Chatham CCD (pt)  
Tract 0032.01  
Tract 0032.02 (pt)  
BG 1 (pt)  
Block 1000  
Block 1001  
Block 1002  
Block 1003  
Block 1004  
Block 1005  
Block 1006  
Block 1009  
Block 1010  
Block 1011  
Block 1012  
Block 1013  
Block 1014  
Block 1015  
Block 1016  
BG 2  
BG 3 (pt)  
Block 3000  
Block 3001  
Block 3031  
Block 3033  
Block 3034  
Block 3035  
Block 3036  
Block 3037  
Block 3038  
Tract 0032.03 (pt)  
BG 1 (pt)  
Block 1012

Block 1013  
Block 1014  
Block 1015  
Block 1016  
Block 1017  
Block 1018  
Block 1019  
Block 1020  
Block 1021  
Block 1022  
Block 1023  
Block 1024  
Block 1025  
Block 1026  
Block 1027  
Block 1028  
Block 1029  
Block 1030  
Block 1031  
Block 1032  
Block 1033  
Block 1034  
Block 1035  
Block 1036  
Block 1037  
Block 1040  
Block 1041  
Block 1042  
Curran CCD (pt)  
Tract 0020.00  
Tract 0029.00  
Tract 0036.04 (pt)  
BG 1 (pt)  
Block 1002  
Block 1003  
Block 1009  
Block 1010  
Block 1011  
Block 1012  
Block 1014  
Block 1022  
BG 2 (pt)  
Block 2029  
Woodside CCD (pt)  
Tract 0018.00  
Tract 0020.00  
Tract 0021.00  
Tract 0027.00 (pt)  
BG 3 (pt)  
Block 3038  
Block 3039  
Tract 0028.01  
Tract 0028.02  
Tract 0029.00  
Tract 0030.00 (pt)  
BG 4 (pt)  
Block 4057  
Block 4060  
Block 4061

Tract 0031.00 (pt)

BG 5 (pt)

Block 5040

Block 5042

Block 5044

Block 5045

Block 5046

Block 5047

Block 5048

Block 5049

Block 5050

Block 5051

Tract 0032.01 (pt)

BG 1 (pt)

Block 1000

Block 1001

Block 1005

Block 1015

Tract 0036.03

TRUSTEE DISTRICT 4

Christian County (pt)

Bear Creek CCD

Buckhart CCD (pt)

Tract 9581.00 (pt)

BG 2 (pt)

Block 2066

Block 2067

Block 2068

Block 2069

Block 2070

Block 2071

Block 2072

Block 2078

Block 2079

Block 2080

Block 2081

Block 2082

Block 2083

Block 2084

Block 2085

Block 2086

Block 2096

Block 2097

Block 2098

Block 2099

Block 2100

Block 2101

Block 2102

Block 2103

Block 2108

Block 2109

Block 2110

Block 2111

Block 2112

Block 2113

BG 3

Tract 9582.00

Greenwood CCD (pt)

Tract 9590.00 (pt)

BG 4 (pt)

- Block 4044
- Block 4045
- Block 4046
- Block 4047
- Block 4048
- Block 4099
- Block 4100
- Block 4101
- Block 4102
- Block 4103
- Block 4104
- Block 4105
- Block 4106
- Block 4107
- Block 4108
- Block 4109
- Block 4111
- Block 4116
- Block 4117
- Block 4118
- Block 4119
- Block 4120
- Block 4121
- Block 4122
- Block 4137
- Block 4138
- Block 4139
- Block 4140
- Block 4141
- Block 4142
- Block 4143
- Block 4144
- Block 4145
- Block 4146
- Block 4147
- Block 4148
- Block 4149
- Block 4150
- Block 4151
- Block 4152
- Block 4153
- Block 4154
- Block 4155
- Block 4156
- Block 4157
- Block 4158
- Block 4159

Johnson CCD

King CCD

Locust CCD (pt)

Tract 9587.00 (pt)

BG 3 (pt)

- Block 3002
- Block 3003
- Block 3004
- Block 3007
- Block 3008



Block 3009  
Block 3010  
Block 3016  
Block 3017  
Block 3029  
Block 3030  
Block 3031  
Block 3032  
Block 3033  
Block 3034  
Block 3035  
Block 3042  
Block 3043  
Block 3044  
Block 3045  
Block 3046  
Block 3047  
Block 3048  
Block 3049  
Block 3050  
Block 3051  
Block 3052  
Block 3053  
Block 3054  
Block 3055  
Block 3056  
Block 3057  
Block 3058  
Block 3068  
Block 3069  
Block 3070  
Block 3071  
Block 3072  
Block 3073  
Block 3074  
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Block 3079  
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Block 3092  
Block 3093  
Block 3094  
Block 3095  
Block 3096  
Block 3097  
Block 3098

Block 3099  
Block 3100  
Block 3101  
Block 3102  
Block 3103  
Block 3104  
Block 3105  
Block 3106  
Block 3107  
Block 3108  
Block 3109  
Block 3110  
Block 3111  
Block 3112  
Block 3113  
Block 3114  
Block 3115  
Block 3116  
Block 3117  
Block 3118  
Block 3119  
Block 3120  
Block 3121  
Block 3122  
Block 3130  
Block 3131  
Block 3133  
Block 3134  
Block 3154  
Block 3155  
Block 3995  
Block 3997  
Block 3999

Tract 9590.00

May CCD (pt)

Tract 9586.00 (pt)

BG 2 (pt)

Block 2125  
Block 2126  
Block 2127  
Block 2130  
Block 2167  
Block 2168  
Block 2169  
Block 2170  
Block 2180  
Block 2181  
Block 2182  
Block 2183

BG 3 (pt)

Block 3051  
Block 3053  
Block 3054  
Block 3055  
Block 3056  
Block 3057  
Block 3058  
Block 3059  
Block 3060

Block 3061  
Block 3066  
Block 3067  
Block 3071  
Block 3075  
Block 3076  
Block 3077  
Block 3078  
Block 3079  
Block 3080  
Block 3081  
Block 3082  
Block 3083  
Block 3084  
Block 3085  
Block 3091  
Block 3092  
Block 3093  
Tract 9587.00  
Tract 9590.00  
Mosquito CCD (pt)  
Tract 9581.00 (pt)  
BG 1 (pt)  
Block 1004  
Block 1005  
Block 1006  
Block 1010  
Block 1011  
Block 1012  
Block 1013  
Block 1014  
Block 1022  
Block 1023  
Block 1024  
Block 1025  
Block 1026  
Block 1027  
Block 1028  
Block 1029  
Block 1068  
Block 1069  
Block 1070  
Block 1071  
Block 1072  
Block 1073  
Block 1074  
Block 1075  
Block 1076  
Block 1077  
Block 1078  
Block 1083  
Block 1085  
Block 1086  
Block 1087  
Block 1088  
Block 1089  
Block 1090  
Block 1091  
Block 1092

Block 1093  
 Block 1094  
 Block 1095  
 Block 1107  
 Block 1108  
 Block 1109  
 Block 1110  
 Block 1111  
 Block 1120  
 Block 1121  
 Mount Auburn CCD  
 Ricks CCD  
 Rosamond CCD (pt)  
   Tract 9587.00 (pt)  
     BG 3 (pt)  
       Block 3156  
       Block 3157  
 South Fork CCD  
 Stonington CCD (pt)  
   Tract 9586.00 (pt)  
     BG 2 (pt)  
       Block 2017  
 Taylorville CCD  
 De Witt County (pt)  
   Tunbridge CCD (pt)  
     Tract 9716.00 (pt)  
       BG 3 (pt)  
         Block 3172  
       BG 4 (pt)  
         Block 4057  
         Block 4058  
         Block 4059  
         Block 4060  
         Block 4061  
 Logan County (pt)  
   Aetna CCD (pt)  
     Tract 9536.00 (pt)  
       BG 1 (pt)  
         Block 1020  
         Block 1021  
         Block 1022  
         Block 1023  
         Block 1024  
         Block 1026  
         Block 1028  
         Block 1040  
         Block 1041  
         Block 1042  
         Block 1043  
         Block 1044  
         Block 1045  
         Block 1047  
         Block 1048  
         Block 1049  
         Block 1050  
         Block 1051  
         Block 1052  
         Block 1060  
         Block 1061

Block 1062  
 Block 1068  
 Block 1069  
 Block 1070  
 Block 1071  
 Block 1072  
 Block 1073  
 Block 1074  
 Block 1075  
 Block 1076  
 Block 1077  
 Block 1078  
 Block 1079  
 Block 1080  
 Block 1081  
 Block 1082  
 Block 1083  
 Block 1084  
 Block 1085  
 Block 1086  
 Block 1087  
 Block 1088  
 Block 1089  
 Block 1090  
 Block 1091  
 Block 1092

BG 4

Broadwell CCD (pt)

Tract 9535.00 (pt)

BG 1 (pt)

Block 1094  
 Block 1096  
 Block 1097  
 Block 1098  
 Block 1099  
 Block 1100  
 Block 1103  
 Block 1104  
 Block 1105  
 Block 1156

Chester CCD (pt)

Tract 9535.00 (pt)

BG 1 (pt)

Block 1115  
 Block 1116  
 Block 1117  
 Block 1120  
 Block 1121  
 Block 1127

Tract 9536.00 (pt)

BG 1 (pt)

Block 1064  
 Block 1065  
 Block 1097  
 Block 1098  
 Block 1099

Corwin CCD (pt)

Tract 9535.00 (pt)

BG 2 (pt)

Block 2005  
Block 2006  
Block 2010  
Block 2015  
Block 2016  
Block 2017  
Block 2018  
Block 2019  
Block 2020  
Block 2021  
Block 2022  
Block 2023  
Block 2024  
Block 2025  
Block 2026  
Block 2027  
Block 2028  
Block 2029  
Block 2030  
Block 2031  
Block 2032  
Block 2033  
Block 2034  
Block 2035  
Block 2036  
Block 2037  
Block 2038  
Block 2039  
Block 2040  
Block 2041  
Block 2042  
Block 2043  
Block 2044  
Block 2045  
Block 2046  
Block 2047  
Block 2048  
Block 2049  
Block 2050  
Block 2051  
Block 2052  
Block 2053  
Block 2054  
Block 2055  
Block 2056  
Block 2057  
Block 2059  
Block 2060  
Block 2061  
Block 2062  
Block 2063  
Block 2064  
Block 2065  
Block 2066  
Block 2067  
Block 2068  
Block 2069  
Block 2070  
Block 2071

Block 2072  
Block 2073  
Block 2074  
Block 2075  
Block 2076  
Block 2077  
Block 2078  
Block 2079  
Block 2080  
Block 2085  
Block 2126  
Block 2127  
Block 2128  
Block 2129  
Block 2130  
Block 2131  
Block 2132  
Block 2133  
Block 2134  
Block 2135  
Block 2136  
Block 2137  
Block 2138  
Block 2139  
Block 2140  
Block 2141  
Block 2142

Elkhart CCD

Hurlbut CCD

Laenna CCD (pt)

Tract 9536.00 (pt)

BG 1

BG 4 (pt)

Block 4000  
Block 4001  
Block 4002  
Block 4005  
Block 4006  
Block 4007  
Block 4008  
Block 4009  
Block 4010  
Block 4011  
Block 4012  
Block 4013  
Block 4014  
Block 4015  
Block 4019  
Block 4020  
Block 4021  
Block 4023  
Block 4024  
Block 4025  
Block 4061  
Block 4062  
Block 4063  
Block 4064  
Block 4073  
Block 4074

Lake Fork CCD (pt)

Tract 9536.00 (pt)

BG 4 (pt)

Block 4072

Block 4075

Block 4076

Block 4088

Block 4089

Block 4090

Block 4091

Block 4095

Block 4096

Mount Pulaski CCD

Prairie Creek CCD (pt)

Tract 9530.00 (pt)

BG 2 (pt)

Block 2039

Block 2041

Block 2042

Block 2045

Block 2046

Block 2047

Block 2048

Block 2049

Block 2050

Block 2052

Block 2054

Block 2055

Sheridan CCD (pt)

Tract 9530.00 (pt)

BG 2 (pt)

Block 2056

Block 2057

Block 2058

Block 2059

Block 2060

Block 2062

Block 2063

Block 2065

Block 2066

Block 2067

Block 2068

Block 2069

Block 2070

Block 2071

Block 2072

Block 2073

Block 2074

Block 2075

Block 2076

Block 2077

Block 2078

Block 2079

Block 2080

Block 2081

Block 2082

Block 2083

Block 2084

Block 2085



Block 2086  
Block 2087  
Block 2088  
Block 2089  
Block 2090  
Block 2091  
Block 2092  
Block 2093  
Block 2094  
Block 2095  
Block 2096  
Block 2097  
Block 2098  
Block 2099  
Block 2100  
Block 2101  
Block 2102  
Block 2103  
Block 2104  
Block 2106  
Block 2107  
Block 2108  
Block 2109  
Block 2111  
Block 2112  
Block 2113  
Block 2114  
Block 2115  
Block 2116  
Block 2117  
Block 2118  
Block 2119  
Block 2120  
Block 2121  
Block 2122  
Tract 9535.00 (pt)  
BG 2 (pt)  
Block 2007  
Block 2011  
Block 2012  
Block 2013  
Block 2014  
Macon County (pt)  
Austin CCD (pt)  
Tract 0028.00 (pt)  
BG 1 (pt)  
Block 1009  
Block 1010  
Sangamon County (pt)  
Auburn CCD (pt)  
Tract 0033.00 (pt)  
BG 4  
BG 5 (pt)  
Block 5038  
Block 5039  
Tract 0034.00 (pt)  
BG 1  
BG 2  
BG 3

BG 4 (pt)

- Block 4004
- Block 4005
- Block 4006
- Block 4007
- Block 4008
- Block 4009
- Block 4011
- Block 4012
- Block 4013
- Block 4014
- Block 4015
- Block 4016
- Block 4017
- Block 4018
- Block 4019
- Block 4020
- Block 4021
- Block 4022
- Block 4023
- Block 4027

BG 5 (pt)

- Block 5000
- Block 5001
- Block 5002
- Block 5003
- Block 5004
- Block 5005
- Block 5006
- Block 5007
- Block 5008
- Block 5009
- Block 5010
- Block 5011
- Block 5012
- Block 5013
- Block 5014
- Block 5015
- Block 5019
- Block 5036

Ball CCD (pt)

Tract 0031.00 (pt)

BG 3 (pt)

- Block 3055
- Block 3062
- Block 3087
- Block 3164

BG 4 (pt)

- Block 4037
- Block 4063
- Block 4066
- Block 4067
- Block 4068

Tract 0032.03 (pt)

BG 1 (pt)

- Block 1039
- Block 1046
- Block 1051

BG 2 (pt)

Block 2023  
Block 2024  
Block 2025  
Block 2026

BG 3

BG 4 (pt)

Block 4000  
Block 4009  
Block 4010  
Block 4011  
Block 4012  
Block 4013  
Block 4016  
Block 4018  
Block 4019  
Block 4020  
Block 4022  
Block 4023  
Block 4024  
Block 4025  
Block 4026  
Block 4027  
Block 4028  
Block 4029  
Block 4030  
Block 4031  
Block 4032  
Block 4033  
Block 4034  
Block 4035  
Block 4036  
Block 4037  
Block 4038  
Block 4039  
Block 4040  
Block 4041  
Block 4042  
Block 4043  
Block 4044  
Block 4045  
Block 4046  
Block 4047  
Block 4048  
Block 4049  
Block 4995  
Block 4996  
Block 4997

Tract 0033.00

Buffalo Hart CCD

Cooper CCD

Cotton Hill CCD

Divernon CCD

Illiopolis CCD (pt)

Tract 0040.00 (pt)

BG 2 (pt)

Block 2000  
Block 2003  
Block 2004  
Block 2005

Block 2006  
Block 2011  
Block 2016  
Block 2101  
Lanesville CCD (pt)  
Tract 0040.00 (pt)  
BG 2 (pt)  
Block 2007  
Block 2008  
Block 2009  
Block 2010  
Block 2102  
Block 2104  
BG 3 (pt)  
Block 3003  
Block 3004  
Block 3034  
Block 3035  
Block 3091  
Block 3092  
Block 3093  
Block 3094  
BG 5 (pt)  
Block 5003  
Block 5004  
Block 5005  
Block 5006  
Block 5008  
Block 5009  
Block 5010  
Block 5011  
Block 5012  
Block 5013  
Block 5018  
Block 5019  
Block 5020  
Block 5027  
Block 5028  
Block 5029  
Block 5030  
Block 5031  
Block 5032  
Block 5076  
Block 5077  
Block 5080  
Block 5081  
Block 5083  
Block 5084  
Mechanicsburg CCD  
Pawnee CCD  
Rochester CCD (pt)  
Tract 0031.00 (pt)  
BG 3 (pt)  
Block 3033  
Tract 0039.01 (pt)  
BG 1 (pt)  
Block 1020  
Block 1021  
Block 1022

BG 3  
BG 4 (pt)  
Block 4005  
Block 4018  
Block 4019  
Block 4020  
Block 4021  
Block 4022  
Block 4023  
Block 4024  
Block 4025  
Block 4026  
Block 4036  
Block 4996  
Block 4999  
Tract 0039.02 (pt)  
BG 2 (pt)  
Block 2035  
Williams CCD (pt)  
Tract 0037.00 (pt)  
BG 3 (pt)  
Block 3000  
BG 5  
BG 6 (pt)  
Block 6000  
Block 6001  
Block 6002  
Block 6003  
Block 6004  
Block 6023  
Block 6024  
Block 6025  
Block 6026  
Block 6027  
Block 6028  
Block 6029  
Block 6030  
Block 6031  
Block 6032  
Block 6033  
Block 6034  
Block 6039  
Block 6040  
Block 6041  
Block 6042  
Block 6043  
Block 6044  
Block 6045  
Block 6046  
Block 6047  
Block 6048  
Block 6049  
Block 6050  
Block 6052  
Block 6053  
Block 6054  
Block 6055  
Block 6056  
Block 6057

Block 6058  
Tract 0040.00 (pt)  
BG 3 (pt)  
Block 3017  
Block 3018  
Block 3022  
Block 3023

TRUSTEE DISTRICT 5

Cass County (pt)

Ashland CCD

Bluff Springs CCD (pt)

Tract 9602.00

Tract 9603.00 (pt)

BG 1 (pt)

Block 1006  
Block 1007  
Block 1008  
Block 1009  
Block 1025  
Block 1026  
Block 1027  
Block 1028  
Block 1031  
Block 1032  
Block 1033  
Block 1034  
Block 1035  
Block 1036  
Block 1037  
Block 1038  
Block 1044  
Block 1045  
Block 1046  
Block 1047  
Block 1048  
Block 1049  
Block 1050  
Block 1051  
Block 1055  
Block 1056  
Block 1059  
Block 1060  
Block 1061  
Block 1062  
Block 1063  
Block 1064  
Block 1065  
Block 1066  
Block 1067  
Block 1068  
Block 1069  
Block 1070  
Block 1071  
Block 1086  
Block 1087  
Block 1088  
Block 1089  
Block 1090

Block 1093  
Block 1094  
Block 1095  
Block 1990  
Block 1991  
Block 1992  
Block 1993  
Block 1995  
Block 1996  
BG 2 (pt)  
Block 2042  
Block 2043  
Block 2044  
Block 2045  
Chandlerville CCD (pt)  
Tract 9601.00 (pt)  
BG 1 (pt)  
Block 1002  
Block 1003  
Block 1004  
Block 1005  
Block 1006  
Block 1007  
Block 1008  
Block 1009  
Block 1010  
Block 1011  
Block 1012  
Block 1013  
Block 1014  
Block 1017  
Block 1018  
Block 1019  
Block 1020  
Block 1021  
Block 1022  
Block 1023  
Block 1028  
Block 1029  
Block 1030  
Block 1031  
Block 1032  
Block 1033  
Block 1034  
Block 1035  
Block 1036  
Block 1037  
Block 1038  
Block 1039  
Block 1040  
Block 1041  
Block 1042  
Block 1043  
Block 1044  
Block 1045  
Block 1046  
Block 1047  
Block 1048  
Block 1049

Block 1050  
Block 1051  
Block 1052  
Block 1053  
Block 1054  
Block 1055  
Block 1056  
Block 1057  
Block 1058  
Block 1059  
Block 1060  
Block 1061  
Block 1062  
Block 1063  
Block 1064  
Block 1065  
Block 1066  
Block 1067  
Block 1068  
Block 1069  
Block 1070  
Block 1071  
Block 1075  
Block 1076  
Block 1077  
Block 1078  
Block 1079  
Block 1080  
Block 1081  
Block 1082  
Block 1083  
Block 1084  
Block 1085  
Block 1086  
Block 1111  
Block 1113  
Block 1114  
Block 1115  
Block 1116  
Block 1117  
Block 1118  
Block 1119  
Block 1120  
Block 1121  
Block 1122  
Block 1123  
Block 1984  
Block 1985  
Block 1986  
Block 1987  
Block 1988  
Block 1989  
Block 1990  
Block 1991  
Block 1992  
Block 1993  
Block 1994  
Block 1995  
Block 1996



Block 1997  
Block 1998  
BG 2  
Newmansville CCD  
Panther Creek CCD  
Philadelphia CCD  
Sangamon Valley CCD (pt)  
Tract 9601.00  
Tract 9602.00  
Tract 9603.00 (pt)  
BG 1 (pt)  
Block 1000  
Block 1001  
Block 1002  
Block 1003  
Block 1004  
Block 1005  
Block 1010  
Block 1011  
Block 1012  
Block 1013  
Block 1014  
Block 1015  
Block 1016  
Block 1017  
Block 1018  
Block 1019  
Block 1020  
Block 1021  
Block 1022  
Block 1023  
Block 1024  
Block 1072  
Block 1073  
Block 1074  
Block 1075  
Block 1076  
Block 1077  
Block 1078  
Block 1079  
Block 1080  
Block 1081  
Block 1082  
Block 1083  
Block 1084  
Block 1085  
Block 1091  
Block 1997  
Block 1999  
Virginia CCD  
Mason County (pt)  
Allens Grove CCD (pt)  
Tract 9567.00 (pt)  
BG 1 (pt)  
Block 1077  
Block 1078  
Block 1079  
Block 1095  
Block 1096

Block 1097  
Block 1098  
Block 1099  
Block 1100  
Block 1101  
Block 1102  
Block 1103  
Block 1104  
Block 1105  
Block 1109  
Block 1110  
Bath CCD (pt)  
Tract 9566.00 (pt)  
BG 3 (pt)  
Block 3122  
Block 3125  
Block 3126  
Block 3145  
Block 3149  
Block 3975  
Block 3976  
Block 3978  
Block 3980  
Crane Creek CCD  
Forest City CCD (pt)  
Tract 9563.00 (pt)  
BG 3 (pt)  
Block 3186  
Block 3187  
Tract 9564.00 (pt)  
BG 1 (pt)  
Block 1085  
Block 1086  
Block 1091  
Block 1092  
Block 1095  
Block 1135  
Havana CCD (pt)  
Tract 9564.00 (pt)  
BG 3 (pt)  
Block 3043  
Block 3068  
Block 3069  
Block 3070  
Block 3072  
Block 3073  
Block 3074  
Kilbourne CCD (pt)  
Tract 9566.00 (pt)  
BG 1 (pt)  
Block 1000  
Block 1001  
Block 1002  
Block 1003  
Block 1099  
Block 1100  
Block 1101  
Block 1102  
Block 1105

BG 3 (pt)  
Block 3001  
Block 3002  
Block 3131  
Block 3132  
Block 3139  
Block 3140  
Block 3990  
Block 3992  
Block 3998  
Block 3999  
Tract 9567.00  
Lynchburg CCD (pt)  
Tract 9566.00 (pt)  
BG 2 (pt)  
Block 2080  
Block 2148  
Block 2153  
Block 2986  
Block 2989  
Mason City CCD (pt)  
Tract 9567.00 (pt)  
BG 2 (pt)  
Block 2000  
Block 2001  
Block 2003  
Block 2004  
Block 2005  
Block 2006  
Block 2007  
Block 2008  
Block 2009  
Block 2010  
Block 2011  
Block 2012  
Block 2013  
Block 2014  
Block 2015  
Block 2016  
Block 2082  
Block 2086  
Block 2087  
Block 2088  
Block 2089  
Block 2090  
Block 2091  
Block 2092  
Block 2093  
Block 2094  
Block 2095  
Block 2096  
Block 2097  
Block 2098  
Block 2099  
Block 2100  
Block 2101  
Block 2102  
Block 2103  
Block 2104

Block 2105  
Block 2106  
Block 2107  
Block 2108  
Block 2109  
Block 2110  
Block 2111  
Block 2112  
Block 2113  
Block 2114  
Block 2115  
Block 2116  
Block 2117  
Block 2118  
Block 2119  
Block 2120  
Block 2121  
Block 2122  
Block 2123  
Block 2124  
Block 2125  
Block 2126  
Block 2127  
Block 2128  
Block 2129  
Block 2130  
Block 2131  
Block 2132  
Block 2133  
Block 2134  
Block 2135  
Block 2136  
Block 2137  
Block 2138  
Block 2180  
Block 2181  
Block 2182  
Block 2183  
Block 2184  
Block 2185  
Block 2186  
Block 2187  
Block 2188  
Block 2189  
Block 2190  
Block 2191  
Block 2192  
Block 2990  
Block 2991  
Block 2992  
Block 2993  
Block 2994  
Block 2995  
Block 2996  
Block 2997  
Block 2998  
Block 2999

Tract 9568.00  
Pennsylvania CCD (pt)

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Tract 9567.00 (pt)

BG 2 (pt)

Block 2017  
Block 2018  
Block 2019  
Block 2020  
Block 2021  
Block 2022  
Block 2026  
Block 2027  
Block 2028  
Block 2029  
Block 2030  
Block 2031  
Block 2032  
Block 2034  
Block 2035  
Block 2036  
Block 2037  
Block 2038  
Block 2039  
Block 2040  
Block 2041  
Block 2042  
Block 2043  
Block 2044  
Block 2045  
Block 2046  
Block 2047  
Block 2048  
Block 2049  
Block 2050  
Block 2051  
Block 2052  
Block 2053

Quiver CCD (pt)

Tract 9564.00 (pt)

BG 1 (pt)

Block 1076  
Block 1079  
Block 1096  
Block 1097  
Block 1098  
Block 1099  
Block 1110  
Block 1117  
Block 1118  
Block 1119  
Block 1120  
Block 1121  
Block 1122  
Block 1123  
Block 1124  
Block 1125  
Block 1126  
Block 1127  
Block 1128  
Block 1129  
Block 1130

Block 1131  
 Block 1132  
 Block 1133  
 Block 1134  
 BG 3 (pt)  
 Block 3000  
 Block 3031  
 Salt Creek CCD  
 Sherman CCD  
 Menard County  
 Sangamon County (pt)  
 Capital CCD (pt)  
 Tract 0002.01 (pt)  
 BG 1 (pt)  
 Block 1002  
 Block 1003  
 Block 1004  
 Block 1005  
 Block 1006  
 Block 1007  
 Block 1008  
 Block 1009  
 BG 2 (pt)  
 Block 2010  
 Block 2012  
 BG 3 (pt)  
 Block 3003  
 Block 3004  
 Block 3007  
 Tract 0010.01 (pt)  
 BG 1  
 BG 2 (pt)  
 Block 2001  
 Block 2003  
 Block 2004  
 Block 2005  
 Block 2007  
 Block 2008  
 Block 2009  
 Block 2010  
 Block 2011  
 Block 2012  
 Block 2013  
 Block 2014  
 Block 2015  
 Tract 0010.02 (pt)  
 BG 1 (pt)  
 Block 1000  
 Block 1001  
 Block 1002  
 Block 1003  
 Block 1004  
 Block 1005  
 Block 1006  
 Block 1007  
 Block 1009  
 Block 1010  
 Block 1013  
 Block 1014

Block 1015  
Block 1999  
Tract 0036.02  
Tract 0036.03 (pt)  
BG 1  
BG 2 (pt)  
Block 2004  
Block 2005  
Block 2006  
Block 2007  
Block 2008  
Block 2010  
Block 2011  
Block 2012  
Block 2016  
Block 2017  
Block 2019  
Block 2022  
Block 2023  
Block 2029  
Block 2030  
Block 2033  
Block 2034  
Block 2035  
Block 2036  
Block 2037  
Block 2043  
Block 2045  
Block 2047  
Block 2048  
Block 2049  
Block 2053  
Block 2054  
Block 2055  
Block 2056  
Block 2059  
Block 2060  
Block 2061  
Block 2074  
Block 2075  
Block 2076  
Tract 0036.04 (pt)  
BG 1 (pt)  
Block 1004  
Block 1005  
Block 1007  
Block 1008  
Block 1015  
Block 1016  
Block 1017  
Block 1019  
Block 1020  
Block 1021  
Block 1029  
BG 2 (pt)  
Block 2016  
Block 2017  
Block 2019  
Block 2020

Block 2021  
Block 2027  
Cartwright CCD  
Chatham CCD (pt)  
Tract 0032.02 (pt)  
BG 1 (pt)  
Block 1007  
Block 1008  
BG 3 (pt)  
Block 3002  
Block 3003  
Block 3004  
Block 3005  
Block 3006  
Block 3007  
Block 3012  
Block 3013  
Block 3015  
Block 3016  
Block 3017  
Block 3018  
Block 3019  
Block 3020  
Block 3021  
Block 3022  
Block 3023  
Block 3024  
Block 3025  
Block 3026  
Block 3027  
Block 3028  
Block 3029  
Block 3030  
Block 3032  
Block 3039  
Block 3040  
Block 3041  
Block 3042  
Block 3043  
Block 3044  
Block 3045  
Block 3046  
Block 3047  
Block 3048  
Block 3049  
Block 3050  
Block 3051  
Block 3052  
Block 3053  
Block 3054  
Block 3055  
Block 3056  
Block 3057  
Block 3058  
Tract 0032.03 (pt)  
BG 1 (pt)  
Block 1043  
Block 1044  
Block 1045



Block 1047  
 Block 1048  
 Block 1049  
 Block 1050  
 BG 3  
 Tract 0033.00  
 Tract 0034.00  
 Tract 0036.03  
 Clear Lake CCD (pt)  
 Tract 0001.00 (pt)  
 BG 1 (pt)  
 Block 1000  
 Tract 0037.00  
 Tract 0038.01 (pt)  
 BG 1 (pt)  
 Block 1000  
 Block 1013  
 Block 1992  
 Block 1995  
 Block 1997  
 Curran CCD (pt)  
 Tract 0032.02  
 Tract 0036.01  
 Tract 0036.03  
 Tract 0036.04 (pt)  
 BG 1 (pt)  
 Block 1006  
 Block 1028  
 BG 2 (pt)  
 Block 2022  
 Block 2023  
 Block 2024  
 Block 2025  
 Block 2026  
 Block 2028  
 Fancy Creek CCD  
 Gardner CCD  
 Island Grove CCD  
 Maxwell CCD  
 New Berlin CCD  
 Springfield CCD (pt)  
 Tract 0001.00 (pt)  
 BG 4 (pt)  
 Block 4056  
 Block 4057  
 Block 4059  
 Block 4994  
 Tract 0002.01 (pt)  
 BG 1 (pt)  
 Block 1000  
 Block 1001  
 BG 2 (pt)  
 Block 2006  
 Block 2007  
 Block 2009  
 Block 2011  
 BG 3 (pt)  
 Block 3005  
 Block 3006

Tract 0010.01  
Tract 0036.01  
Tract 0036.02  
Tract 0037.00 (pt)  
  BG 1 (pt)  
    Block 1020  
    Block 1021  
    Block 1022  
    Block 1992  
    Block 1994  
    Block 1995  
Williams CCD (pt)  
  Tract 0037.00 (pt)  
    BG 3 (pt)  
      Block 3001  
      Block 3002  
      Block 3003  
      Block 3004  
      Block 3005  
      Block 3006  
      Block 3007  
      Block 3008  
      Block 3009  
      Block 3010  
      Block 3011  
      Block 3012  
      Block 3013  
      Block 3014  
      Block 3015  
      Block 3016  
      Block 3017  
      Block 3035  
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      Block 3049  
      Block 3050  
      Block 3051  
      Block 3052  
      Block 3053  
      Block 3054  
      Block 3055  
      Block 3056  
      Block 3999  
    BG 4  
    BG 6 (pt)  
      Block 6051  
  Tract 0038.01  
  Tract 0038.02

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Tract 0040.00 (pt)

BG 3 (pt)

Block 3024

Block 3104

Block 3105

Block 3106

Block 3107

Block 3108

Block 3109

Woodside CCD (pt)

Tract 0032.01 (pt)

BG 1 (pt)

Block 1007

#### TRUSTEE DISTRICT 6

Cass County (pt)

Arenzville CCD

Beardstown CCD

Bluff Springs CCD (pt)

Tract 9603.00 (pt)

BG 1 (pt)

Block 1987

Block 1989

BG 2 (pt)

Block 2000

Block 2038

Block 2039

Block 2040

Block 2041

Block 2046

Block 2047

Block 2064

Block 2065

Block 2069

Block 2070

Block 2192

Block 2193

Block 2194

Hagener CCD (pt)

Tract 9602.00

Tract 9603.00 (pt)

BG 2 (pt)

Block 2059

Block 2060

Block 2061

Block 2062

Block 2080

Block 2081

Block 2082

Block 2111

Block 2112

Block 2113

Block 2119

Block 2120

Block 2121

Block 2122

Block 2123

Block 2124

Block 2125

Block 2126  
Block 2127  
Block 2128  
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Block 2162  
Block 2163  
Block 2164  
Block 2167  
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Block 2170  
Block 2172  
Block 2175  
Block 2176  
Block 2177  
Block 2178  
Block 2195  
Block 2196  
Block 2197  
Block 2198  
Block 2199  
Block 2204  
Block 2205  
Block 2211  
Block 2213  
Block 2214  
Block 2221  
Block 2222  
Block 2223  
Block 2224

Morgan County (pt)  
  Alexander CCD  
  Arcadia CCD  
  Chapin CCD (pt)  
    Tract 9514.00 (pt)  
      BG 1  
      BG 4 (pt)  
        Block 4000  
        Block 4001  
        Block 4002  
        Block 4003

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Block 4004  
Block 4012  
Block 4013  
Block 4014  
Block 4015  
Block 4019  
Block 4020  
Block 4021  
Block 4022  
Block 4023  
Block 4024  
Block 4025  
Block 4026  
Block 4027  
Block 4028  
Block 4029  
Block 4030  
Block 4031  
Block 4032  
Block 4033  
Block 4034  
Block 4035  
Block 4036  
Block 4037  
Block 4038  
Block 4039  
Block 4040  
Block 4041  
Block 4042  
Block 4043  
Block 4044  
Block 4045  
Block 4046  
Block 4047  
Block 4048  
Block 4049  
Block 4050  
Block 4051  
Block 4052  
Block 4053  
Block 4054  
Block 4055  
Block 4056  
Block 4057  
Block 4058  
Block 4060  
Block 4064  
Block 4065  
Block 4066  
Block 4067  
Block 4068

Concord CCD

Franklin CCD

Jacksonville No. 1 CCD

Jacksonville No. 2 CCD

Jacksonville No. 3 CCD

Jacksonville No. 4 CCD

Jacksonville No. 5 CCD

Jacksonville No. 6 CCD

Jacksonville No. 7 CCD  
Jacksonville No. 8 CCD  
Jacksonville No. 9 CCD  
Jacksonville No. 10 CCD  
Jacksonville No. 11 CCD  
Jacksonville No. 12 CCD  
Jacksonville No. 13 CCD  
Jacksonville No. 14 CCD  
Jacksonville No. 15 CCD  
Jacksonville No. 16 CCD  
Jacksonville No. 17 CCD  
Jacksonville No. 18 CCD  
Jacksonville No. 19 CCD  
Jacksonville No. 22 CCD  
Jacksonville No. 23 CCD  
Jacksonville No. 24 CCD  
Jacksonville No. 25 CCD  
Jacksonville No. 26 CCD  
Jacksonville No. 27 CCD  
Jacksonville No. 28 CCD  
Literberry CCD  
Lynnville CCD  
Markham CCD  
Meredosia No. 1 CCD (pt)  
  Tract 9514.00 (pt)  
    BG 1 (pt)  
      Block 1009  
      Block 1015  
      Block 1016  
      Block 1054  
      Block 1055  
      Block 1056  
      Block 1057  
      Block 1058  
      Block 1072  
Meredosia No. 2 CCD (pt)  
  Tract 9514.00 (pt)  
    BG 1 (pt)  
      Block 1073  
Murrayville No. 1 CCD (pt)  
  Tract 9522.00 (pt)  
    BG 1  
      BG 3 (pt)  
        Block 3000  
        Block 3001  
        Block 3002  
        Block 3003  
        Block 3017  
        Block 3018  
        Block 3019  
        Block 3020  
        Block 3021  
        Block 3022  
        Block 3023  
        Block 3024  
        Block 3025  
        Block 3026  
        Block 3027  
        Block 3028

Block 3039  
Block 3040  
Block 3041  
Block 3042  
Block 3043  
Block 3044  
Block 3045  
Block 3046  
Block 3051  
Block 3052  
Block 3053  
Block 3056  
Block 3075  
Block 3076  
Block 3095  
Block 3096  
Block 3097  
Block 3098  
Block 3099  
Block 3101  
Block 3104  
Block 3105  
Block 3107  
Block 3108

Murrayville No. 2 CCD

Nortonville CCD (pt)

Tract 9522.00 (pt)

BG 1 (pt)

Block 1158  
Block 1159  
Block 1160  
Block 1161  
Block 1166  
Block 1168  
Block 1169  
Block 1170  
Block 1171  
Block 1172  
Block 1173  
Block 1174  
Block 1175  
Block 1176  
Block 1178  
Block 1179  
Block 1180  
Block 1181  
Block 1182  
Block 1183  
Block 1184  
Block 1185  
Block 1186  
Block 1187  
Block 1188  
Block 1189  
Block 1190  
Block 1191  
Block 1192  
Block 1193  
Block 1194

Block 1195  
Block 1196  
Block 1197  
Block 1200  
Block 1201  
Block 1202  
Block 1203  
Block 1204  
Block 1205  
Block 1206  
Block 1207  
Block 1208  
Block 1209  
Block 1210  
Block 1211  
Block 1212  
Block 1213  
Block 1214

BG 3

Tract 9523.00

Pisgah CCD

Prentice CCD

Waverly No. 1 CCD

Waverly No. 2 CCD

Waverly No. 3 CCD

Woodson CCD

Schuyler County (pt)

Frederick CCD (pt)

Tract 9703.00 (pt)

BG 1 (pt)

Block 1997

Scott County (pt)

Alsey CCD

Bloomfield CCD (pt)

Tract 9706.00 (pt)

BG 2 (pt)

Block 2103

Block 2135

Block 2136

Block 2141

Block 2158

Block 2159

Block 2160

Block 2161

Block 2163

Block 2164

Block 2165

Block 2166

Block 2167

Block 2168

Block 2184

Block 2185

Block 2186

Block 2187

Block 2188

Block 2189

Block 2190

Block 2191

Block 2192

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Block 2193  
 Block 2197  
 Block 2198  
 Block 2199  
 Block 2200  
 Block 2201  
 Block 2202  
 Block 2203  
 Block 2204  
 Block 2205  
 Block 2995

Tract 9707.00

Exeter-Bluffs CCD (pt)

Tract 9706.00 (pt)

BG 2 (pt)

Block 2099

Block 2100

Glasgow CCD

Manchester CCD

Merritt CCD (pt)

Tract 9706.00 (pt)

BG 1 (pt)

Block 1000

Block 1001

Block 1002

Block 1003

Block 1004

Block 1005

Block 1096

Block 1097

Block 1099

Block 1100

Block 1101

Block 1102

Block 1103

Block 1104

Block 1105

Block 1106

Block 1107

Block 1108

Block 1109

Block 1110

Winchester No. 1 CCD

Winchester No. 2 CCD

Winchester No. 3 CCD

#### TRUSTEE DISTRICT 7

Bond County (pt)

Lagrange CCD (pt)

Tract 9512.00 (pt)

BG 1 (pt)

Block 1014

Block 1018

Block 1022

Block 1023

Block 1024

Block 1025

Block 1026

Block 1027

Block 1028  
Block 1029  
Block 1030  
Block 1132  
Tract 9514.00 (pt)  
BG 1 (pt)  
Block 1107  
Shoal Creek CCD (pt)  
Tract 9514.00 (pt)  
BG 1 (pt)  
Block 1000  
Block 1001  
Block 1002  
Block 1003  
Block 1004  
Block 1005  
Block 1006  
Block 1007  
Block 1008  
Block 1009  
Block 1010  
Block 1022  
Block 1023  
Block 1024  
Block 1025  
Block 1026  
Block 1027  
Block 1028  
Block 1029  
Block 1030  
Block 1031  
Block 1032  
Block 1033  
Block 1097  
Block 1098  
Block 1099  
Block 1100  
Block 1101  
Block 1102  
Block 1105  
Block 1106  
Block 1141  
Fayette County (pt)  
Hurricane CCD (pt)  
Tract 9507.00 (pt)  
BG 2 (pt)  
Block 2011  
Block 2012  
Macoupin County (pt)  
Barr CCD (pt)  
Tract 9562.00 (pt)  
BG 4 (pt)  
Block 4021  
Block 4022  
Block 4023  
Block 4034  
Block 4035  
Block 4036  
Block 4037

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Block 4038  
Block 4039  
Block 4040  
Block 4041  
Block 4042  
Block 4043  
Block 4044  
Block 4045  
Block 4046  
Block 4047  
Block 4048  
Block 4049  
Block 4050  
Block 4051  
Block 4052  
Block 4053  
Block 4054  
Block 4055  
Block 4056  
Block 4057  
Block 4059  
Block 4060  
Block 4061  
Block 4062  
Block 4063  
Block 4064  
Block 4065  
Block 4066  
Block 4067  
Block 4089  
Block 4090  
Block 4091  
Block 4092  
Block 4100  
Block 4101  
Block 4102  
Block 4104  
Block 4105  
Block 4106  
Block 4107  
Block 4108  
Block 4109  
Block 4110  
Block 4111  
Block 4112  
Block 4113  
Block 4114  
Block 4115  
Block 4116  
Block 4117  
Block 4118  
Block 4132  
Block 4133  
Block 4134  
Block 4135

Bird CCD (pt)

Tract 9565.00 (pt)

BG 1 (pt)

Block 1005

Block 1006  
Block 1007  
Block 1008  
Block 1009  
Block 1044  
Block 1045  
Block 1046  
Block 1047  
Block 1048  
Cahokia CCD (pt)  
Tract 9570.00 (pt)  
BG 1 (pt)  
Block 1000  
Block 1013  
Block 1014  
Block 1029  
Block 1032  
Block 1033  
Block 1034  
Block 1035  
Block 1036  
Block 1037  
Block 1038  
Block 1039  
Block 1040  
Block 1041  
Block 1042  
Block 1043  
Block 1044  
Block 1045  
Block 1046  
Block 1047  
Block 1048  
Block 1049  
Block 1050  
Block 1051  
Block 1078  
Block 1079  
Block 1080  
Block 1081  
Block 1082  
Block 1083  
Block 1084  
Block 1085  
Block 1086  
Block 1087  
Block 1088  
Block 1089  
Block 1090  
Block 1091  
Block 1092  
Block 1093  
Block 1094  
Block 1997  
Block 1998  
Block 1999  
BG 4 (pt)  
Block 4000  
Block 4001

Tract 9571.00 (pt)

BG 1 (pt)

Block 1001  
Block 1002  
Block 1003  
Block 1004  
Block 1005  
Block 1006  
Block 1007  
Block 1008  
Block 1009  
Block 1010  
Block 1011  
Block 1012  
Block 1013  
Block 1014  
Block 1015  
Block 1016  
Block 1017  
Block 1018  
Block 1019  
Block 1020  
Block 1021  
Block 1022  
Block 1023  
Block 1027  
Block 1039  
Block 1040  
Block 1997  
Block 1999

Girard CCD

Honey Point CCD (pt)

Tract 9563.00 (pt)

BG 3 (pt)

Block 3053

BG 4 (pt)

Block 4000  
Block 4001  
Block 4072  
Block 4073  
Block 4091  
Block 4092  
Block 4095  
Block 4096  
Block 4120  
Block 4121

Mount Olive CCD (pt)

Tract 9570.00 (pt)

BG 4 (pt)

Block 4046  
Block 4047  
Block 4048  
Block 4049  
Block 4050  
Block 4051  
Block 4052  
Block 4053  
Block 4054  
Block 4055

Block 4056  
Block 4057  
Block 4058  
BG 5 (pt)  
Block 5000  
Block 5001  
Block 5002  
Block 5003  
Block 5004  
Block 5005  
Block 5006  
Block 5007  
Block 5008  
Block 5009  
Block 5010  
Block 5011  
Block 5021  
Block 5022  
Block 5023  
Block 5024  
Block 5025  
Block 5026  
Block 5027  
Block 5028  
Block 5029  
Block 5030  
Block 5031  
Block 5999  
Tract 9571.00  
Nilwood CCD (pt)  
Tract 9561.00  
Tract 9563.00 (pt)  
BG 1 (pt)  
Block 1000  
Block 1001  
Block 1002  
Block 1003  
Block 1004  
Block 1005  
Block 1006  
Block 1007  
Block 1008  
Block 1009  
Block 1010  
Block 1011  
Block 1012  
Block 1013  
Block 1014  
Block 1015  
Block 1016  
Block 1017  
Block 1018  
Block 1019  
Block 1020  
Block 1021  
Block 1022  
Block 1023  
Block 1024  
Block 1025

Block 1026  
Block 1027  
Block 1028  
Block 1029  
Block 1030  
Block 1031  
Block 1032  
Block 1033  
Block 1034  
Block 1035  
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Block 1068  
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Block 1070  
Block 1071  
Block 1072  
Block 1073  
Block 1074  
Block 1075  
Block 1076  
Block 1077  
Block 1078  
Block 1079  
Block 1080  
Block 1081  
Block 1082  
Block 1083  
Block 1084  
Block 1085  
Block 1086

Block 1087  
Block 1095  
Block 1096  
Block 1097  
Block 1098  
Block 1146  
Block 1147  
Block 1148  
Block 1149  
BG 2  
North Otter CCD  
North Palmyra CCD  
Scottville CCD  
Shaws Point CCD (pt)  
Tract 9563.00 (pt)  
BG 3 (pt)  
Block 3003  
South Otter CCD (pt)  
Tract 9561.00  
Tract 9562.00 (pt)  
BG 1 (pt)  
Block 1063  
Block 1064  
Tract 9563.00 (pt)  
BG 1 (pt)  
Block 1061  
BG 2 (pt)  
Block 2002  
Block 2003  
Block 2004  
Block 2005  
Block 2006  
Block 2007  
Block 2008  
Block 2009  
Block 2010  
Block 2011  
Block 2012  
Block 2013  
Block 2014  
Block 2015  
Block 2016  
Block 2017  
Block 2018  
Block 2022  
Block 2023  
Block 2024  
Block 2025  
Block 2026  
Block 2027  
Block 2028  
Block 2029  
Block 2030  
Block 2031  
Block 2032  
Block 2033  
Block 2034  
Block 2051  
Block 2060



Block 2061  
Block 2062  
Block 2063  
Block 2064  
Block 2067  
Block 2995  
Block 2996  
Block 2997  
Block 2998  
Block 2999

South Palmyra CCD (pt)

Tract 9562.00 (pt)

BG 1

BG 2

BG 3

BG 4 (pt)

Block 4001  
Block 4002  
Block 4003  
Block 4004  
Block 4005  
Block 4010  
Block 4011  
Block 4012  
Block 4013  
Block 4014  
Block 4015  
Block 4016  
Block 4017  
Block 4018  
Block 4019  
Block 4020  
Block 4068  
Block 4069  
Block 4070  
Block 4071  
Block 4072  
Block 4073  
Block 4074  
Block 4075  
Block 4076  
Block 4077  
Block 4078  
Block 4079  
Block 4080  
Block 4081  
Block 4082  
Block 4083  
Block 4084  
Block 4085  
Block 4086  
Block 4087  
Block 4088  
Block 4093  
Block 4094  
Block 4095  
Block 4096  
Block 4097  
Block 4098

Block 4099  
Block 4103  
Block 4140  
Block 4142  
Block 4998  
Block 4999

Staunton CCD (pt)  
Tract 9571.00 (pt)  
BG 2 (pt)

Block 2052  
Block 2053  
Block 2058

Virden CCD

Western Mound CCD (pt)  
Tract 9565.00 (pt)

BG 1 (pt)

Block 1010  
Block 1011  
Block 1012  
Block 1013  
Block 1023  
Block 1024  
Block 1026  
Block 1032  
Block 1035  
Block 1036  
Block 1038  
Block 1039  
Block 1040  
Block 1071  
Block 1072  
Block 1073  
Block 1074  
Block 1075  
Block 1076  
Block 1077  
Block 1078  
Block 1079  
Block 1080  
Block 1081  
Block 1082  
Block 1092  
Block 1093  
Block 1999

Montgomery County (pt)

Audubon CCD (pt)  
Tract 9573.00 (pt)

BG 1 (pt)

Block 1005  
Block 1006  
Block 1010  
Block 1011  
Block 1012  
Block 1032  
Block 1033  
Block 1035  
Block 1037  
Block 1038  
Block 1039

Block 1040  
Block 1041  
Block 1043  
Block 1044  
Block 1045  
Block 1046  
Block 1047  
Block 1048  
Block 1050  
Block 1051  
Block 1052  
Block 1053  
Block 1054  
Block 1056  
Block 1057  
Block 1058  
Block 1059  
Block 1060  
Block 1077  
Block 1078  
Block 1079  
Block 1080  
Block 1081  
Block 1082  
Block 1083  
Block 1085  
Block 1089  
Block 1090  
Block 1091  
Block 1092  
Block 1093  
Block 1094  
Block 1095  
Block 1096  
Block 1097  
Block 1098  
Block 1101  
Block 1102  
Block 1103  
Block 1104  
Block 1105  
Block 1106  
Block 1110  
Block 1111  
Block 1112  
Block 1113  
Block 1114  
Block 1115  
Block 1116  
Block 1117  
Block 1118  
Block 1119  
Block 1120  
Block 1121  
Block 1122  
Block 1123  
Block 1124  
Block 1125  
Block 1126

Block 1127  
Block 1128  
Block 1129  
Block 1130  
Block 1133  
Block 1134  
Block 1135  
Block 1136  
Block 1137  
Block 1138  
Block 1139  
Block 1140  
Block 1141  
Block 1142  
Block 1148  
Block 1150  
Block 1151  
Block 1152  
Block 1153  
Block 1154  
Block 1155  
Block 1156  
Block 1157  
Block 1158  
Block 1159  
Block 1160  
Block 1161  
Block 1162  
Block 1163  
Block 1164  
Block 1165  
Block 1166  
Block 1999

Bois D'Arc CCD

Butler Grove CCD

East Fork CCD

Fillmore CCD (pt)

Tract 9580.00 (pt)

BG 1 (pt)

Block 1003  
Block 1004  
Block 1005  
Block 1006  
Block 1007  
Block 1008  
Block 1009  
Block 1010  
Block 1011  
Block 1012  
Block 1013  
Block 1014  
Block 1015  
Block 1016  
Block 1017  
Block 1018  
Block 1019  
Block 1020  
Block 1021  
Block 1022

Block 1023  
Block 1024  
Block 1025  
Block 1026  
Block 1027  
Block 1028  
Block 1029  
Block 1030  
Block 1031  
Block 1032  
Block 1033  
Block 1034  
Block 1035  
Block 1036  
Block 1037  
Block 1038  
Block 1039  
Block 1040  
Block 1041  
Block 1042  
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Block 1080  
Block 1081

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Block 1090  
Block 1091  
Block 1092  
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Block 1095  
Block 1096  
Block 1097  
Block 1098  
Block 1099  
Block 1100  
Block 1101  
Block 1102  
Block 1103  
Block 1104  
Block 1105  
Block 1106  
Block 1107  
Block 1108  
Block 1109  
Block 1110  
Block 1111  
Block 1112  
Block 1113  
Block 1114  
Block 1115  
Block 1116  
Block 1117  
Block 1118  
Block 1119  
Block 1123  
Block 1124  
Block 1125  
Block 1126  
Block 1127  
Block 1128  
Block 1129  
Block 1130  
Block 1131  
Block 1133  
Block 1134  
Block 1135

BG 3

Grisham CCD (pt)

Tract 9576.00

Tract 9580.00 (pt)

BG 5 (pt)

Block 5001  
Block 5002  
Block 5003  
Block 5004

Block 5007  
Block 5008  
Block 5009  
Block 5010  
Block 5011  
Block 5016  
Block 5017  
Block 5018  
Block 5019  
Block 5020  
Block 5021  
Block 5022  
Block 5023  
Block 5024  
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Block 5038  
Block 5039  
Block 5040  
Block 5041  
Block 5042  
Block 5043  
Block 5045  
Block 5048  
Block 5049  
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Block 5051  
Block 5052  
Block 5053  
Block 5054  
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Block 5059  
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Block 5100  
Block 5101  
Block 5102  
Block 5103  
Block 5104  
Block 5105  
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Block 5107  
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Block 5109  
Block 5110  
Block 5111  
Block 5112  
Block 5113  
Block 5114  
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Block 5119  
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Block 5121  
Block 5122  
Block 5123  
Block 5124  
Block 5125  
Block 5126  
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Block 5128  
Block 5131  
Block 5136  
Block 5137



Block 5138  
Block 5998  
Block 5999  
Harvel CCD  
Hillsboro CCD  
Irving CCD  
Nokomis CCD  
North Litchfield CCD  
Pitman CCD  
Raymond CCD  
Rountree CCD  
South Fillmore CCD (pt)  
  Tract 9580.00 (pt)  
    BG 1 (pt)  
      Block 1120  
      Block 1121  
      Block 1122  
      Block 1141  
      Block 1143  
      Block 1145  
      Block 1146  
      Block 1147  
      Block 1148  
      Block 1149  
      Block 1150  
      Block 1151  
      Block 1152  
      Block 1153  
      Block 1164  
      Block 1165  
      Block 1172  
      Block 1173  
      Block 1174  
      Block 1175  
      Block 1176  
      Block 1177  
      Block 1179  
    BG 2  
  South Litchfield CCD  
  Walshville CCD (pt)  
    Tract 9576.00 (pt)  
      BG 3 (pt)  
        Block 3130  
        Block 3131  
        Block 3133  
        Block 3134  
        Block 3135  
        Block 3136  
        Block 3137  
        Block 3148  
        Block 3149  
        Block 3150  
        Block 3151  
        Block 3152  
        Block 3153  
        Block 3154  
        Block 3155  
        Block 3156  
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Block 3158  
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Block 3163  
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Auburn CCD (pt)

Tract 0033.00 (pt)

BG 5 (pt)

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Tract 0034.00 (pt)

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[May 19, 2011]

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All counties, townships, census tracts, block groups, blocks, annexations, and natural boundaries are those that appear on maps published by the United States Bureau of the Census for the 2000 census and maps produced by the Department of Revenue. The term "tract" means census tract. Trustee districts created by this subsection (b) ~~(4)~~ for the purpose of electing board members shall not be altered by operation of any other statute, ordinance, or resolution. Any part of the community college district that has not been described as included in one of the trustee districts described in this subsection (b) ~~(4)~~ is included within the trustee district that (i) is contiguous to the part and (ii) contains the least population of all trustee districts contiguous to the part according to the 2000 decennial census of Illinois. If any part of the community college district is described in this subsection (b) ~~(4)~~ as being in more than one trustee district, the part is included within the trustee district that (i) is one of the trustee districts in which that part is listed in this subsection (b) ~~(4)~~, (ii) is contiguous to that part, and (iii) contains the least population according to the 2000 decennial census of Illinois. If any part of the community college district (i) is described in this subsection (b) ~~(4)~~ as being in one trustee district and (ii) is entirely surrounded by another trustee district, then the part shall be incorporated into the trustee district that surrounds the part. If any part of the community college district (i) is described in this subsection (b) ~~(4)~~ as being in one trustee district and (ii) is not contiguous to another part of that trustee district, then the part is included within the contiguous trustee district that contains the least population according to the 2000 decennial census of Illinois. The Speaker of the House, the Minority Leader of the House, the President of the Senate, and the Minority Leader of the Senate shall by joint letter of transmittal present to the Secretary of State for deposit into the State Archives an official set of United States Bureau of the Census maps and descriptions used for conducting the 2000 census, and those maps shall serve as the official record of all counties, townships, census tracts, block groups, and blocks referred to in this subsection (b) ~~(4)~~. The State Board of Elections shall prepare and make available to the public a metes and bounds description of the trustee districts created under this subsection (b) ~~(4)~~. The State Board of Elections shall adjust census tract boundaries, municipal and township annexations, and natural boundaries to make compact and contiguous districts.

(c) For each at-large seat on the board that is to be filled by election in 2005 or 2007, the seat shall be filled by a trustee elected from a trustee district. The State Board shall determine which trustee district seat is to replace which at-large seat by lot. The term of each trustee elected at the 2005 or 2007 consolidated election shall end on the date that the trustees elected in 2009 are officially determined by a canvass conducted pursuant to the Election Code. For the 2009 consolidated election, one trustee shall

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be elected from each trustee district to serve a 4-year term.

~~At least one year prior to the 2013 consolidated election, the board shall meet to, publicly by lot, divide the trustee districts as equally as possible into 3 groups. Beginning with the 2013 consolidated election and the consolidated election every 10 years thereafter, trustees or their successors from the first group shall be elected for successive terms of 2 years, 4 years, and 4 years; trustees or their successors from the second group shall be elected for successive terms of 4 years, 2 years, and 4 years; and trustees or their successors from the third group shall be elected for successive terms of 4 years, 4 years, and 2 years.~~

(Source: P.A. 95-100, eff. 8-13-07.)

(110 ILCS 805/3-7c new)

Sec. 3-7c. Trustee districts for the 2013 consolidated election and thereafter; Community College District No. 526.

(a) In Community College District No. 526, board of trustee members shall be elected by trustee district at the 2013 consolidated election and thereafter.

(b) On or before July 1, 2012 and thereafter in the year following each decennial census, the board of trustees of Community College District No. 526 shall reapportion the trustee districts to reflect the results of the census and shall divide the community college district into 7 trustee districts, each of which shall be compact, contiguous, and substantially equal in population to each other district. The division of the community college district into trustee districts must be completed and formally approved by a majority of the members of the board of trustees. At the same meeting of the board of trustees, the board shall, publicly by lot, divide the trustee districts into 2 groups. Beginning in 2013 and every 10 years thereafter, 4 trustees or their successors from one group shall be elected for successive terms of 4 years and 6 years, and 3 trustees or their successors from the second group shall be elected for successive terms of 6 years and 4 years. One member shall be elected from each such trustee district."

#### AMENDMENT NO. 2 TO SENATE BILL 2042

AMENDMENT NO. 2. Amend Senate Bill 2042, AS AMENDED, by inserting at the end of the bill the following:

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

Under the rules, the foregoing **Senate Bill No. 2042**, with House Amendments numbered 1 and 2, was referred to the Secretary's Desk.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 2064

A bill for AN ACT concerning transportation.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 2064

Passed the House, as amended, May 19, 2011.

MARK MAHONEY, Clerk of the House

#### AMENDMENT NO. 1 TO SENATE BILL 2064

AMENDMENT NO. 1. Amend Senate Bill 2064 on page 4, by replacing lines 6 through 10 with the following:

"(c) The Secretary of State may suspend the registration of a vehicle when a court finds that the vehicle was used in a violation of Section 24-3A of the Criminal Code of 1961 relating to gunrunning. A suspension of registration under this subsection (c) may be for a period of up to 90 days."

Under the rules, the foregoing **Senate Bill No. 2064**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by

Mr. Mahoney, Clerk:

[May 19, 2011]

Mr. President -- I am directed to inform the Senate that the House of Representatives has adopted the following joint resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

**HOUSE JOINT RESOLUTION NO. 32**

WHEREAS, Frank Watson's political career began when he was elected to the office of Bond County Central Township supervisor and trustee; in 1979, he was elected to serve in the Illinois House of Representatives, where he served until 1983, when he was elected to serve as Senator of the 55th District; he served the 55th district faithfully from 1983 until 2003, when legislative redistricting gave him a new district territory, the 51st District, and he was elected to served that district; he served as the Assistant Majority Leader in the Senate from 1993 to 2002 and as Senate Republican leader from 2003 until 2008; and

WHEREAS, During his time in the Illinois General Assembly, Frank Watson became known as a leader in economic development, a believer in education reform, a fighter for Illinois coal, and, in an issue close to his heart, a champion in the fight for affordable prescription drugs; and

WHEREAS, Frank Watson was and continues to be a great spokesman who fought an often-challenging Illinois political landscape to help not only the people of his district, but citizens across the State in the best way he knew how: by creating new laws and improving Illinois in ways that give its citizens the tools they needed to succeed in their lives; and

WHEREAS, Even after resigning from the State Senate on his own accord, Frank Watson is still a mentor and advisor to Representatives and Senators alike; beyond the political scope, Frank Watson is a friend of many who consider themselves the beneficiary of the friendship; and

WHEREAS, Frank Watson and his wife, Susan, reside in Greenville; they have two adult children and one grandchild; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that we designate the portion of Interstate 70 from mile marker 23 to 65 as the Frank Watson Parkway in honor of Frank Watson and his contributions to the State of Illinois; and be it further

RESOLVED, That the Illinois Department of Transportation is requested to erect at suitable locations, consistent with State regulations, plaques or signs giving notice of the name; and be it further

RESOLVED, That suitable copies of this resolution be presented to the Illinois Secretary of Transportation and Frank Watson.

Adopted by the House, May 19, 2011.

MARK MAHONEY, Clerk of the House

The foregoing message from the House of Representatives reporting House Joint Resolution No. 32 was referred to the Committee on Assignments.

A message from the House by

Mr. Mahoney, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has passed a bill of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 1602

A bill for AN ACT concerning wildlife.

Passed the House, May 19, 2011.

MARK MAHONEY, Clerk of the House

[May 19, 2011]



The foregoing **House Bill No. 1602** was taken up, ordered printed and placed on first reading.

#### READING BILLS FROM THE HOUSE OF REPRESENTATIVES A FIRST TIME

**House Bill No. 587**, sponsored by Senator Hutchinson, was taken up, read by title a first time and referred to the Committee on Assignments.

**House Bill No. 1602**, sponsored by Senator Crotty, was taken up, read by title a first time and referred to the Committee on Assignments.

#### READING BILLS FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME

On motion of Senator Hunter, **House Bill No. 700** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Hutchinson, **House Bill No. 1315** having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Transportation, adopted and ordered printed:

#### AMENDMENT NO. 1 TO HOUSE BILL 1315

AMENDMENT NO. 1. Amend House Bill 1315 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Vehicle Code is amended by changing Section 11-1408 as follows:  
(625 ILCS 5/11-1408) (from Ch. 95 1/2, par. 11-1408)

Sec. 11-1408. Riding in ~~towed vehicles~~ ~~house trailers~~. No person or persons shall occupy a ~~house trailer, semitrailer, farm wagon, or any other vehicle~~ ~~travel trailer~~ while it is being towed upon a public highway unless:

(1) the occupancy of the towed vehicle is necessary to avoid an imminent threat to a person's safety due to extreme weather conditions or another emergency situation;

(2) the speed of the vehicle does not exceed 15 miles per hour and the vehicle is used in connection with a parade, farming-related activity, or similar activity; or

(3) the speed of the vehicle does not exceed 15 miles per hour and the passenger is over the age of 18.

(Source: P.A. 81-969)."

There being no further amendments, the bill, as amended, was ordered to a third reading.

On motion of Senator Hutchinson, **House Bill No. 2987** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Lauzen, **House Bill No. 3276** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Lauzen, **House Bill No. 3308** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Dillard, **House Bill No. 3384** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Dillard, **House Bill No. 3500** was taken up, read by title a second time and ordered to a third reading.

#### CONSIDERATION OF RESOLUTIONS ON SECRETARY'S DESK

[May 19, 2011]

Senator Pankau moved that **Senate Resolution No. 149**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Pankau moved that Senate Resolution No. 149 be adopted.

The motion prevailed.

And the resolution was adopted.

Senator T. Johnson moved that **Senate Resolution No. 218**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator T. Johnson moved that Senate Resolution No. 218 be adopted.

The motion prevailed.

And the resolution was adopted.

Senator Althoff moved that **House Joint Resolution No. 31**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Althoff moved that House Joint Resolution No. 31 be adopted.

The motion prevailed.

And the resolution was adopted.

Ordered that the Secretary inform the House of Representatives thereof.

## READING BILLS FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME

On motion of Senator Crotty, **House Bill No. 1973** having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Licensed Activities, adopted and ordered printed:

### AMENDMENT NO. 1 TO HOUSE BILL 1973

AMENDMENT NO. 1. Amend House Bill 1973 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Optometric Practice Act of 1987 is amended by changing Section 24.2 as follows:

(225 ILCS 80/24.2)

(Section scheduled to be repealed on January 1, 2017)

Sec. 24.2. Prohibition against fee splitting.

(a) A licensee under this Act may not directly or indirectly divide, share or split any professional fee or other form of compensation for professional services with anyone in exchange for a referral or otherwise, other than as provided in this Section 24.2.

(b) Nothing contained in this Section abrogates the right of 2 or more licensed health care workers as defined in the Health Care Worker Self-referral Act to each receive adequate compensation for concurrently rendering services to a patient and to divide the fee for such service, whether or not the worker is employed, provided that the patient has full knowledge of the division and the division is made in proportion to the actual services personally performed and responsibility assumed by each licensee consistent with his or her license, except as prohibited by law.

(c) Nothing contained in this Section prohibits a licensee under this Act from practicing optometry through or within any form of legal entity authorized to conduct business in this State or from pooling, sharing, dividing, or apportioning the professional fees and other revenues in accordance with the agreements and policies of the entity provided:

(1) each owner of the entity is licensed under this Act;

(2) the entity is organized under the Professional Services Corporation Act ~~or~~ the Professional Association Act, ~~or the Limited Liability Company Act;~~

(3) the entity is (i) ~~allowed by Illinois law to provide optometric services or employ optometrists such as~~ a licensed hospital or hospital affiliate or (ii) a licensed ambulatory surgical treatment center owned in full or in part by Illinois-licensed physicians or ~~optometrists in accordance with Section 8 of this Act, or~~

[May 19, 2011]

(4) the entity is a combination or joint venture of the entities authorized under this subsection (c).

(d) Nothing contained in this Section prohibits a licensee under this Act from paying a fair market value fee to any person or entity whose purpose is to perform billing, administrative preparation, or collection services based upon a percentage of professional service fees billed or collected, a flat fee, or any other arrangement that directly or indirectly divides professional fees, for the administrative preparation of the licensee's claims or the collection of the licensee's charges for professional services, provided that:

(i) the licensee or the licensee's practice under subsection (c) at all times controls the amount of fees charged and collected; and

(ii) all charges collected are paid directly to the licensee or the licensee's practice or are deposited directly into an account in the name of and under the sole control of the licensee or the licensee's practice or deposited into a "Trust Account" by a licensed collection agency in accordance with the requirements of Section 8(c) of the Illinois Collection Agency Act.

(e) Nothing contained in this Section prohibits the granting of a security interest in the accounts receivable or fees of a licensee under this Act or the licensee's practice for bona fide advances made to the licensee or licensee's practice provided the licensee retains control and responsibility for the collection of the accounts receivable and fees.

(f) Excluding payments that may be made to the owners of or licensees in the licensee's practice under subsection (c), a licensee under this Act may not divide, share or split a professional service fee with, or otherwise directly or indirectly pay a percentage of the licensee's professional service fees, revenues or profits to anyone for: (i) the marketing or management of the licensee's practice, (ii) including the licensee or the licensee's practice on any preferred provider list, (iii) allowing the licensee to participate in any network of health care providers, (iv) negotiating fees, charges or terms of service or payment on behalf of the licensee, or (v) including the licensee in a program whereby patients or beneficiaries are provided an incentive to use the services of the licensee.

(g) Nothing contained in this Section prohibits the payment of rent or other remunerations paid to an individual, partnership, or corporation by a licensee for the lease, rental, or use of space, owned or controlled by the individual, partnership, corporation, or association.

(h) Nothing contained in this Section prohibits the payment, at no more than fair market value, to an individual, partnership, or corporation by a licensee for the use of staff, administrative services, franchise agreements, marketing required by franchise agreements, or equipment owned or controlled by the individual, partnership, or corporation, or the receipt thereof by a licensee.

(Source: P.A. 96-608, eff. 8-24-09.)

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

There being no further amendments, the bill, as amended, was ordered to a third reading.

On motion of Senator Lightford, **House Bill No. 3315** was taken up, read by title a second time and ordered to a third reading.

#### CONSIDERATION OF RESOLUTION ON SECRETARY'S DESK

Senator Sandoval moved that **House Joint Resolution No. 24**, on the Secretary's Desk, be taken up for immediate consideration.

The motion prevailed.

Senator Sandoval moved that House Joint Resolution No. 24 be adopted.

And on that motion, a call of the roll was had resulting as follows:

YEAS 54; NAYS None.

The following voted in the affirmative:

Althoff	Garrett	Lauzen	Rezin
Bivins	Harmon	Lightford	Sandack
Bomke	Holmes	Link	Sandoval
Brady	Hunter	Maloney	Schmidt

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Clayborne	Hutchinson	Martinez	Schoenberg
Collins, A.	Jacobs	McCann	Silverstein
Collins, J.	Johnson, C.	McCarter	Steans
Crotty	Johnson, T.	Mulroe	Sullivan
Cultra	Jones, E.	Muñoz	Syverson
Delgado	Jones, J.	Murphy	Trotter
Dillard	Koehler	Noland	Wilhelmi
Duffy	Kotowski	Pankau	Mr. President
Forby	LaHood	Radogno	
Frerichs	Landek	Raoul	

The motion prevailed.

And the resolution was adopted.

Ordered that the Secretary inform the House of Representatives thereof.

### REPORT FROM STANDING COMMITTEE

Senator Muñoz, Chairperson of the Committee on Executive Appointments, moved that the Senate resolve itself into Executive Session to consider the report of that Committee relative to the appointment messages.

The motion prevailed.

### EXECUTIVE SESSION

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred Appointment Message 95, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

#### **Appointment Message No. 95**

Title of Office: Commissioner

Agency or Other Body: Illinois Liquor Control Commission

Start Date: May 9, 2011

End Date: February 1, 2014

Name: Stephen B. Schnorf

Residence: 701 Heathrow Lane, Rochester, IL 62563

Annual Compensation: \$34,053

Per diem: Not Applicable

Nominee's Senator: Senator Larry K. Bomke

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment.

And on that motion, a call of the roll was had resulting as follows:

YEAS 51; NAYS None; Present 2.

The following voted in the affirmative:

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Althoff	Garrett	Landek	Righter
Bivins	Harmon	Lightford	Sandack
Bomke	Holmes	Link	Sandoval
Brady	Hunter	Maloney	Schmidt
Clayborne	Hutchinson	Martinez	Schoenberg
Collins, A.	Jacobs	McCann	Silverstein
Collins, J.	Johnson, C.	Mulroe	Steans
Crotty	Johnson, T.	Muñoz	Sullivan
Cultra	Jones, E.	Murphy	Syverson
Delgado	Jones, J.	Noland	Trotter
Dillard	Koehler	Pankau	Wilhelmi
Forby	Kotowski	Radogno	Mr. President
Frerichs	LaHood	Raoul	

The following voted present:

Duffy  
McCarter

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred Appointment Message 96, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**Appointment Message No. 96**

Title of Office: Assistant Director

Agency or Other Body: Department of Commerce and Economic Opportunity

Start Date: May 10, 2011

End Date: January 21, 2013

Name: Dan Seals

Residence: 638 Laporte Ave., Wilmette, IL 60091

Annual Compensation: \$121,090

Per diem: Not Applicable

Nominee's Senator: Senator Jeffrey M. Schoenberg

Most Recent Holder of Office: Roxanne Nava

Superseded Appointment Message: Not Applicable

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 38; NAYS 10; Present 1.

The following voted in the affirmative:

[May 19, 2011]

Althoff	Harmon	Lightford	Sandoval
Bivins	Holmes	Link	Schoenberg
Clayborne	Hunter	Maloney	Silverstein
Collins, A.	Hutchinson	Martinez	Steans
Collins, J.	Jacobs	Mulroe	Sullivan
Crotty	Johnson, T.	Muñoz	Trotter
Delgado	Jones, E.	Noland	Wilhelmi
Forby	Koehler	Radogno	Mr. President
Frerichs	Kotowski	Raoul	
Garrett	Landek	Sandack	

The following voted in the negative:

Cultra	LaHood	Murphy	Syverson
Duffy	McCann	Rezin	
Johnson, C.	McCarter	Righer	

The following voted present:

Schmidt

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred Appointment Message 101, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**Appointment Message No. 101**

Title of Office: Director

Agency or Other Body: Division of Financial Institutions within the Department of Financial and Professional Regulation

Start Date: May 9, 2011

End Date: January 21, 2013

Name: Roxanne Nava

Residence: 1012 N. Oakley Blvd., Chicago, IL 60622

Annual Compensation: \$115,613

Per diem: Not Applicable

Nominee's Senator: Senator Annazette R. Collins

Most Recent Holder of Office: Robert Meza

Superseded Appointment Message: Not Applicable

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 48; NAYS 5; Present 1.

[May 19, 2011]

The following voted in the affirmative:

Althoff	Harmon	Maloney	Schmidt
Bivins	Holmes	Martinez	Schoenberg
Bomke	Hunter	Mulroe	Silverstein
Brady	Hutchinson	Muñoz	Steans
Clayborne	Jacobs	Murphy	Sullivan
Collins, A.	Johnson, C.	Noland	Syverson
Collins, J.	Johnson, T.	Pankau	Trotter
Crotty	Jones, E.	Radogno	Wilhelmi
Delgado	Jones, J.	Raoul	Mr. President
Dillard	Koehler	Rezin	
Forby	Landek	Righter	
Frerichs	Lightford	Sandack	
Garrett	Link	Sandoval	

The following voted in the negative:

Cultra	Lauzen	McCarter
Duffy	McCann	

The following voted present:

LaHood

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

#### **MOTION WITHDRAWN**

Senator Munoz moved to withdraw his motion filed earlier today to compile Appointment Messages 81, 82, 83, 97, 99, 100 and 102.

And the motion was withdrawn.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred Appointment Message 81, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

#### **Appointment Message No. 81**

Title of Office: Member

Agency or Other Body: Board of Trustees of Illinois State University

Start Date: April 28, 2011

End Date: January 16, 2017

Name: Jay D. Bergman

Residence: 222 Westridge Rd., Joliet, IL 60431

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Linda Holmes

[May 19, 2011]

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 34; NAYS 12; Present 4.

The following voted in the affirmative:

Bivins	Forby	Landek	Righter
Bomke	Holmes	Maloney	Sandack
Brady	Hunter	McCann	Silverstein
Clayborne	Hutchinson	Mulroe	Syverson
Collins, A.	Johnson, C.	Muñoz	Trotter
Crotty	Johnson, T.	Noland	Wilhelmi
Cultra	Jones, E.	Pankau	Mr. President
Delgado	Koehler	Radogno	
Dillard	Kotowski	Raoul	

The following voted in the negative:

Collins, J.	Jacobs	McCarter
Duffy	LaHood	Murphy
Frerichs	Lauzen	Schoenberg
Garrett	Link	Steans

The following voted present:

Althoff	Sandoval
Rezin	Schmidt

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred Appointment Message 82, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**Appointment Message No. 82**

Title of Office: Member

Agency or Other Body: Board of Trustees of Illinois State University

Start Date: April 28, 2011

End Date: January 16, 2017

Name: Anne Davis

Residence: 66 Iliad Dr., Tinley Park, IL 60477

Annual Compensation: Expenses

Per diem: Not Applicable

[May 19, 2011]



Nominee's Senator: Senator M. Maggie Crotty

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 48; NAYS None; Present 5.

The following voted in the affirmative:

Althoff	Garrett	Lightford	Sandack
Bivins	Holmes	Link	Schoenberg
Bomke	Hunter	Maloney	Silverstein
Brady	Hutchinson	Martinez	Steans
Clayborne	Jacobs	McCann	Sullivan
Collins, A.	Johnson, C.	Mulroe	Syverson
Collins, J.	Johnson, T.	Muñoz	Trotter
Crotty	Jones, E.	Murphy	Wilhelmi
Cultra	Koehler	Noland	Mr. President
Delgado	Kotowski	Pankau	
Dillard	LaHood	Radogno	
Forby	Landek	Raoul	
Frerichs	Lauzen	Righter	

The following voted present:

Duffy	Rezin	Schmidt
McCarter	Sandoval	

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred Appointment Message 83, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**Appointment Message No. 83**

Title of Office: Member

Agency or Other Body: Board of Trustees of Illinois State University

Start Date: April 28, 2011

End Date: January 16, 2017

Name: Betty J. Kinsler

Residence: 406 E. Ironwood Dr., Normal, IL 61761

Annual Compensation: Expenses

Per diem: Not Applicable

[May 19, 2011]

Nominee's Senator: Senator Bill Brady

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 49; NAYS None; Present 4.

The following voted in the affirmative:

Althoff	Garrett	Lauzen	Righter
Bivins	Harmon	Lightford	Sandack
Bomke	Holmes	Link	Schoenberg
Brady	Hunter	Maloney	Silverstein
Clayborne	Hutchinson	Martinez	Steans
Collins, A.	Jacobs	McCann	Sullivan
Collins, J.	Johnson, C.	Mulroe	Syverson
Crotty	Johnson, T.	Muñoz	Trotter
Cultra	Jones, E.	Murphy	Wilhelmi
Delgado	Koehler	Noland	Mr. President
Dillard	Kotowski	Pankau	
Forby	LaHood	Radogno	
Frerichs	Landek	Raoul	

The following voted present:

Duffy	Rezin
McCarter	Sandoval

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred Appointment Message 97, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**Appointment Message No. 97**

Title of Office: Member

Agency or Other Body: Southwestern Illinois Development Authority

Start Date: May 9, 2011

End Date: January 20, 2014

Name: Kennard Tucker

Residence: 7460 Timberwolf Trail, Fairview Heights, IL 62208

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator William R. Haine

[May 19, 2011]

Most Recent Holder of Office: Robert Plummer

Superseded Appointment Message: Not Applicable

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 51; NAYS None; Present 1.

The following voted in the affirmative:

Althoff	Frerichs	Landek	Righter
Bivins	Garrett	Lauzen	Sandack
Bomke	Harmon	Lightford	Sandoval
Brady	Holmes	Link	Schmidt
Clayborne	Hunter	Maloney	Schoenberg
Collins, A.	Hutchinson	Martinez	Silverstein
Collins, J.	Jacobs	McCann	Steans
Crotty	Johnson, C.	Mulroe	Sullivan
Cultra	Johnson, T.	Murphy	Syverson
Delgado	Jones, E.	Noland	Trotter
Dillard	Koehler	Pankau	Wilhelmi
Duffy	Kotowski	Radogno	Mr. President
Forby	LaHood	Raoul	

The following voted present:

Rezin

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred Appointment Message 99, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**Appointment Message No. 99**

Title of Office: Member

Agency or Other Body: Southwestern Illinois Development Authority

Start Date: May 9, 2011

End Date: January 20, 2014

Name: John Hipskind

Residence: 725 Wild Horse Creek Dr., Fairview Heights, IL 62208

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator William R. Haine

Most Recent Holder of Office: New Position

[May 19, 2011]

Superseded Appointment Message: Not Applicable

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 53; NAYS None.

The following voted in the affirmative:

Althoff	Garrett	Link	Sandack
Bivins	Harmon	Maloney	Sandoval
Bomke	Holmes	Martinez	Schmidt
Brady	Hunter	McCann	Schoenberg
Clayborne	Hutchinson	McCarter	Silverstein
Collins, A.	Jacobs	Mulroe	Steans
Collins, J.	Johnson, T.	Muñoz	Sullivan
Crotty	Jones, E.	Murphy	Syverson
Cultra	Koehler	Noland	Trotter
Delgado	Kotowski	Pankau	Wilhelmi
Dillard	LaHood	Radogno	Mr. President
Duffy	Landek	Raoul	
Forby	Lauzen	Rezin	
Frerichs	Lightford	Righter	

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred Appointment Message 100, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**Appointment Message No. 100**

Title of Office: Member

Agency or Other Body: Illinois Finance Authority

Start Date: May 9, 2011

End Date: July 16, 2013

Name: Barrett F. Pedersen

Residence: 9500 Belmont Ave., Franklin Park, IL 60131

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator Don Harmon

Most Recent Holder of Office: Joseph McNerney

Superseded Appointment Message: Not Applicable

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

[May 19, 2011]

YEAS 53; NAYS None.

The following voted in the affirmative:

Althoff	Garrett	Link	Sandack
Bivins	Holmes	Maloney	Sandoval
Bomke	Hunter	Martinez	Schmidt
Brady	Hutchinson	McCann	Schoenberg
Clayborne	Jacobs	McCarter	Silverstein
Collins, A.	Johnson, C.	Mulroe	Steans
Collins, J.	Johnson, T.	Muñoz	Sullivan
Crotty	Jones, E.	Murphy	Syverson
Cultra	Koehler	Noland	Trotter
Delgado	Kotowski	Pankau	Wilhelmi
Dillard	LaHood	Radogno	Mr. President
Duffy	Landek	Raoul	
Forby	Lauzen	Rezin	
Frerichs	Lightford	Righter	

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

Senator Muñoz, Chairperson of the Committee on Executive Appointments, to which was referred Appointment Message 102, reported the same back with the recommendation that the Senate advise and consent to the following appointment:

**Appointment Message No. 102**

Title of Office: Member

Agency or Other Body: Weatherization Initiative Board

Start Date: May 9, 2011

End Date: February 19, 2016

Name: Percy Harris

Residence: 1837 Piggott Ave., East St. Louis, IL 62207

Annual Compensation: Expenses

Per diem: Not Applicable

Nominee's Senator: Senator James F. Clayborne, Jr.

Most Recent Holder of Office: Reappointment

Superseded Appointment Message: Not Applicable

Senator Muñoz moved that the Senate advise and consent to the foregoing appointment. And on that motion, a call of the roll was had resulting as follows:

YEAS 54; NAYS None.

The following voted in the affirmative:

[May 19, 2011]

Althoff	Garrett	Lightford	Righter
Bivins	Harmon	Link	Sandack
Bomke	Holmes	Maloney	Sandoval
Brady	Hunter	Martinez	Schmidt
Clayborne	Hutchinson	McCann	Schoenberg
Collins, A.	Jacobs	McCarter	Silverstein
Collins, J.	Johnson, C.	Mulroe	Steans
Crotty	Johnson, T.	Muñoz	Sullivan
Cultra	Jones, E.	Murphy	Syverson
Delgado	Koehler	Noland	Trotter
Dillard	Kotowski	Pankau	Wilhelmi
Duffy	LaHood	Radogno	Mr. President
Forby	Landek	Raoul	
Frerichs	Laufen	Rezin	

The motion prevailed.

Whereupon the President of the Senate announced confirmation of the foregoing appointment.

On motion of Senator Muñoz, the Executive Session arose and the Senate resumed consideration of business.

Senator Sullivan, presiding.

#### READING BILLS FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME

On motion of Senator Righter, **House Bill No. 190** having been printed, was taken up and read by title a second time.

Senate Committee Amendment No. 1 was held in the Committee on Assignments.

Senator Righter offered the following amendment and moved its adoption:

#### AMENDMENT NO. 2 TO HOUSE BILL 190

AMENDMENT NO. 2. Amend House Bill 190 as follows:

on page 1, line 19, by replacing "not more than" with "at least"; and

on page 2, line 7, immediately after "dropouts", by inserting "or students at risk of dropping out"; and

on page 4, line 11, by replacing "restrict" with "grant priority ~~restrict~~"; and

on page 4, line 12, immediately after "dropouts", by inserting "or at risk of dropping out".

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

On motion of Senator Jones, E. III, **House Bill No. 1197** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Clayborne, **House Bill No. 1297** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Clayborne, **House Bill No. 1470** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Delgado, **House Bill No. 1476** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Crotty, **House Bill No. 1670** having been printed, was taken up and read by title a second time.

Senator Crotty offered the following amendment and moved its adoption:

[May 19, 2011]

**AMENDMENT NO. 1 TO HOUSE BILL 1670**

AMENDMENT NO. 1. Amend House Bill 1670 on page 1, line 22, by replacing "Each" with "Except as otherwise provided in this Section, each"; and

on page 2, line 6, by replacing "Each" with "Except as otherwise provided in this Section, each"; and

on page 3, immediately below line 10, by inserting the following:

"(c) An elected school board member may satisfy the training requirements of this Section by participating in a course of training sponsored or conducted by an organization created under Article 23 of the School Code. The course of training shall include, but not be limited to, instruction in:

(1) the general background of the legal requirements for open meetings;

(2) the applicability of this Act to public bodies;

(3) procedures and requirements regarding quorums, notice, and record-keeping under this Act;

(4) procedures and requirements for holding an open meeting and for holding a closed meeting under this Act; and

(5) penalties and other consequences for failing to comply with this Act.

If an organization created under Article 23 of the School Code provides a course of training under this subsection (c), it must provide a certificate of course completion to each school board member who successfully completes that course of training."

The motion prevailed.

And the amendment was adopted and ordered printed.

Senator Crotty offered the following amendment and moved its adoption:

**AMENDMENT NO. 2 TO HOUSE BILL 1670**

AMENDMENT NO. 2. Amend House Bill 1670 on page 3, line 14, after "(b)", by inserting "or (c)".

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

On motion of Senator Clayborne, **House Bill No. 1703** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Hutchinson, **House Bill No. 1730** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator McCann, **House Bill No. 2089** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Noland, **House Bill No. 2095** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Crotty, **House Bill No. 2259** was taken up, read by title a second time and ordered to a third reading.

On motion of Senator Maloney, **House Bill No. 3025** having been printed, was taken up and read by title a second time.

Senator Maloney offered the following amendment and moved its adoption:

**AMENDMENT NO. 1 TO HOUSE BILL 3025**

AMENDMENT NO. 1. Amend House Bill 3025 on page 9, by inserting the following after line 23:

"(f) A financial institution under 15 U.S.C. 6801 et. seq. or any person subject to 15 U.S.C. 1681w is exempt from this Section."

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

On motion of Senator Pankau, **House Bill No. 3131** having been printed, was taken up and read by title a second time.

Senator Pankau offered the following amendment and moved its adoption:

**AMENDMENT NO. 4 TO HOUSE BILL 3131**

AMENDMENT NO. 4. Amend House Bill 3131 on page 3 by replacing lines 16 through 23 with the following:

"(c) The public body conducting a meeting must take reasonable steps to ensure that a copy of the notice and agenda required to be posted under this Section is continuously available for public review during the entire 48-hour period preceding the meeting. Publication of the notice and agenda on a website that is maintained by the public body satisfies the requirement for continuous posting under this subsection (c). If a notice or agenda is not continuously available for the full 48-hour period due to actions outside of the control of the public body, then that lack of availability does not invalidate any meeting or action taken at a meeting."

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

On motion of Senator Jones, E. III, **House Bill No. 3440** having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Education, adopted and ordered printed:

**AMENDMENT NO. 1 TO HOUSE BILL 3440**

AMENDMENT NO. 1. Amend House Bill 3440 as follows:

on page 1, line 7, by replacing "Service" with "Reasonable accommodations must be sought for the use of service Service"; and

on page 1, line 10, by replacing "shall be permitted" with "~~shall be permitted~~"; and

on page 1, line 13, by replacing "to" with "to".

There being no further amendments, the bill, as amended, was ordered to a third reading.

**SENATE BILL RECALLED**

On motion of Senator Crotty, **Senate Bill No. 669** was recalled from the order of third reading to the order of second reading.

Senator Crotty offered the following amendment and moved its adoption:

**AMENDMENT NO. 1 TO SENATE BILL 669**

AMENDMENT NO. 1. Amend Senate Bill 669 by replacing everything after the enacting clause with the following:

"Section 5. The Nurse Practice Act is amended by changing Sections 70-50 as follows:

(225 ILCS 65/70-50) (was 225 ILCS 65/20-40)

(Section scheduled to be repealed on January 1, 2018)

Sec. 70-50. Fund.

(a) There is hereby created within the State Treasury the Nursing Dedicated and Professional Fund. The monies in the Fund may be used by and at the direction of the Department for the administration and enforcement of this Act, including but not limited to:

(1) Distribution and publication of this Act and rules.

(2) Employment of secretarial, nursing, administrative, enforcement, and other staff for

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the administration of this Act.

(b) Disposition of fees:

(1) \$5 of every licensure fee shall be placed in a fund for assistance to nurses enrolled in a diversionary program as approved by the Department.

(2) All of the fees, fines, and penalties collected pursuant to this Act shall be deposited in the Nursing Dedicated and Professional Fund.

(3) Each fiscal year, the moneys deposited in the Nursing Dedicated and Professional Fund shall be appropriated to the Department for expenses of the Department and the Board in the administration of this Act. All earnings received from investment of moneys in the Nursing Dedicated and Professional Fund shall be deposited in the Nursing Dedicated and Professional Fund and shall be used for the same purposes as fees deposited in the Fund.

(3.5) For the fiscal year beginning July 1, 2011 and for each fiscal year after July 1, 2011, \$1,000,000 of the moneys deposited in the Nursing Dedicated and Professional Fund shall be set aside and appropriated to the Department for the administration of the Illinois Center for Nursing pursuant to Article 75 of this Act.

(4) For the fiscal year beginning July 1, 2009 and for each fiscal year thereafter, \$2,000,000 of the moneys deposited in the Nursing Dedicated and Professional Fund each year shall be set aside and appropriated to the Department of Public Health for nursing scholarships awarded pursuant to the Nursing Education Scholarship Law. Representatives of the Department and the Nursing Education Scholarship Program Advisory Council shall review this requirement and the scholarship awards every 2 years.

(5) Moneys in the Fund may be transferred to the Professions Indirect Cost Fund as authorized under Section 2105-300 of the Department of Professional Regulation Law (20 ILCS 2105/2105-300).

(c) Moneys set aside for nursing scholarships awarded pursuant to the Nursing Education Scholarship Law as provided in item (4) of subsection (b) of this Section may not be transferred under Section 8h of the State Finance Act.

(Source: P.A. 95-331, eff. 8-21-07; 95-639, eff. 10-5-07; 96-328, eff. 8-11-09; 96-805, eff. 10-30-09.)

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

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

**READING BILL OF THE SENATE A THIRD TIME**

On motion of Senator Crotty, **Senate Bill No. 669**, having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 55; NAYS None.

The following voted in the affirmative:

Althoff	Garrett	Lauzen	Rezin
Bivins	Harmon	Lightford	Righter
Bomke	Holmes	Link	Sandack
Brady	Hunter	Maloney	Sandoval
Clayborne	Hutchinson	Martinez	Schmidt
Collins, A.	Jacobs	McCann	Schoenberg
Collins, J.	Johnson, C.	McCarter	Silverstein
Crotty	Johnson, T.	Mulroe	Steans
Cultra	Jones, E.	Muñoz	Sullivan
Delgado	Jones, J.	Murphy	Syverson
Dillard	Koehler	Noland	Trotter

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Duffy  
Forby  
Frerichs

Kotowski  
LaHood  
Landek

Pankau  
Radogno  
Raoul

Wilhelmi  
Mr. President

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

### SENATE BILL RECALLED

On motion of Senator Althoff, **Senate Bill No. 1305** was recalled from the order of third reading to the order of second reading.

Senator Althoff offered the following amendment and moved its adoption:

#### AMENDMENT NO. 2 TO SENATE BILL 1305

AMENDMENT NO. 2. Amend Senate Bill 1305 by replacing everything after the enacting clause with the following:

"Section 5. The Nurse Practice Act is amended by adding Article 80 as follows:

(225 ILCS 65/Art. 80 heading new)

#### ARTICLE 80. NURSE LICENSURE COMPACT

(225 ILCS 65/80-5 new)

(Section scheduled to be repealed on January 1, 2018)

Sec. 80-5. Nurse Licensure Compact. The State of Illinois ratifies and approves the Nurse Licensure Compact and enters into it with all other jurisdictions that legally join in the compact. The General Assembly finds that no amendment by the General Assembly to the provisions of the Compact contained in this Act shall become effective and binding upon the Compact and the Compact party states unless and until the Nurse Licensure Compact Administrators (NLCA) enact the amendment to the Articles of Organization of the NCLA. The Nurse Licensure Compact is, in form, substantially as follows:

#### PART I.

##### Findings and Declaration of Purpose

(a) The party states find that:

(1) the health and safety of the public are affected by the degree of compliance with and the effectiveness of enforcement activities related to state nurse licensure laws;

(2) violations of nurse licensure and other laws regulating the practice of nursing may result in injury or harm to the public;

(3) the expanded mobility of nurses and the use of advanced communication technologies as part of our nation's healthcare delivery system require greater coordination and cooperation among states in the areas of nurse licensure and regulation;

(4) new practice modalities and technology make compliance with individual state nurse licensure laws difficult and complex; and

(5) the current system of duplicative licensure for nurses practicing in multiple states is cumbersome and redundant to both nurses and states.

(b) The general purposes of this Compact are to:

(1) facilitate the states' responsibility to protect the public's health and safety;

(2) ensure and encourage the cooperation of party states in the areas of nurse licensure and regulation;

(3) facilitate the exchange of information between party states in the areas of nurse regulation, investigation and adverse actions;

(4) promote compliance with the laws governing the practice of nursing in each jurisdiction; and

(5) invest all party states with the authority to hold a nurse accountable for meeting all state practice laws in the state in which the patient is located at the time care is rendered through the mutual recognition of party state licenses.

#### PART II.

[May 19, 2011]

### Definitions

As used in this Compact:

- (a) "Adverse Action" means a home or remote state action.
- (b) "Alternative program" means a voluntary, non-disciplinary monitoring program approved by a nurse licensing board.
- (c) "Coordinated licensure information system" means an integrated process for collecting, storing, and sharing information on nurse licensure and enforcement activities related to nurse licensure laws, which is administered by a non-profit organization composed of and controlled by state nurse licensing boards.
- (d) "Current significant investigative information" means:
- (1) investigative information that a licensing board, after a preliminary inquiry that includes notification and an opportunity for the nurse to respond if required by state law, has reason to believe is not groundless and, if proved true, would indicate more than a minor infraction; or
  - (2) investigative information that indicates that the nurse represents an immediate threat to public health and safety regardless of whether the nurse has been notified and had an opportunity to respond.
- (e) "Home state" means the party state which is the nurse's primary state of residence.
- (f) "Home state action" means any administrative, civil, equitable or criminal action permitted by the home state's laws which are imposed on a nurse by the home state's licensing board or other authority including actions against an individual's license such as: revocation, suspension, probation, or any other action which affects a nurse's authorization to practice.
- (g) "Licensing board" means a party state's regulatory body responsible for issuing nurse licenses.
- (h) "Multistate licensure privilege" means current, official authority from a remote state permitting the practice of nursing as either a registered nurse or a licensed practical/vocational nurse in such party state. All party states have the authority, in accordance with existing state due process law, to take actions against the nurse's privilege such as: revocation, suspension, probation, or any other action which affects a nurse's authorization to practice.
- (i) "Nurse" means a registered nurse or licensed practical/vocational nurse, as those terms are defined by each party's state practice laws.
- (j) "Party state" means any state that has adopted this Compact.
- (k) "Remote state" means a party state, other than the home state,
- (1) where the patient is located at the time nursing care is provided, or,
  - (2) in the case of the practice of nursing not involving a patient, in such party state where the recipient of nursing practice is located.
- (l) "Remote state action" means:
- (1) any administrative, civil, equitable, or criminal action permitted by a remote state's laws which are imposed on a nurse by the remote state's licensing board or other authority including actions against an individual's multistate licensure privilege to practice in the remote state, and
  - (2) cease and desist and other injunctive or equitable orders issued by remote states or the licensing boards thereof.
- (m) "State" means a state, territory, or possession of the United States, the District of Columbia or the Commonwealth of Puerto Rico.
- (n) "State practice laws" means those individual party's state laws and regulations that govern the practice of nursing, define the scope of nursing practice, and create the methods and grounds for imposing discipline. "State practice laws" does not include the initial qualifications for licensure or requirements necessary to obtain and retain a license, except for qualifications or requirements of the home state.

### PART III.

#### General Provisions and Jurisdiction

- (a) A license to practice registered nursing issued by a home state to a resident in that state will be recognized by each party state as authorizing a multistate licensure privilege to practice as a registered nurse in such party state. A license to practice licensed practical/vocational nursing issued by a home state to a resident in that state will be recognized by each party state as authorizing a multistate licensure privilege to practice as a licensed practical/vocational nurse in such party state. In order to obtain or retain a license, an applicant must meet the home state's qualifications for licensure and license renewal as well as all other applicable state laws.
- (b) Party states may, in accordance with state due process laws, limit or revoke the multistate licensure privilege of any nurse to practice in their state and may take any other actions under their applicable state laws necessary to protect the health and safety of their citizens. If a party state takes such action, it shall

promptly notify the administrator of the coordinated licensure information system. The administrator of the coordinated licensure information system shall promptly notify the home state of any such actions by remote states.

(c) Every nurse practicing in a party state must comply with the state practice laws of the state in which the patient is located at the time care is rendered. In addition, the practice of nursing is not limited to patient care, but shall include all nursing practice as defined by the state practice laws of a party state. The practice of nursing will subject a nurse to the jurisdiction of the nurse licensing board and the courts, as well as the laws, in that party state.

(d) This Compact does not affect additional requirements imposed by states for advanced practice registered nursing. However, a multistate licensure privilege to practice registered nursing granted by a party state shall be recognized by other party states as a license to practice registered nursing if one is required by state law as a precondition for qualifying for advanced practice registered nurse authorization.

(e) Individuals not residing in a party state shall continue to be able to apply for nurse licensure as provided for under the laws of each party state. However, the license granted to these individuals will not be recognized as granting the privilege to practice nursing in any other party state unless explicitly agreed to by that party state.

#### PART IV.

##### Applications for Licensure in a Party State

(a) Upon application for a license, the licensing board in a party state shall ascertain, through the coordinated licensure information system, whether the applicant has ever held, or is the holder of, a license issued by any other state, whether there are any restrictions on the multistate licensure privilege, and whether any other adverse action by any state has been taken against the license.

(b) A nurse in a party state shall hold licensure in only one party state at a time, issued by the home state.

(c) A nurse who intends to change primary state of residence may apply for licensure in the new home state in advance of such change. However, new licenses will not be issued by a party state until after a nurse provides evidence of change in primary state of residence satisfactory to the new home state's licensing board.

(d) When a nurse changes primary state of residence by:

(1) moving between two party states, and obtains a license from the new home state, the license from the former home state is no longer valid;

(2) moving from a non-party state to a party state, and obtains a license from the new home state, the individual state license issued by the non-party state is not affected and will remain in full force if so provided by the laws of the non-party state;

(3) moving from a party state to a non-party state, the license issued by the prior home state converts to an individual state license, valid only in the former home state, without the multistate licensure privilege to practice in other party states.

#### PART V.

##### Adverse Actions

In addition to the General Provisions described in Article III, the following provisions apply:

(a) The licensing board of a remote state shall promptly report to the administrator of the coordinated licensure information system any remote state actions including the factual and legal basis for such action, if known. The licensing board of a remote state shall also promptly report any significant current investigative information yet to result in a remote state action. The administrator of the coordinated licensure information system shall promptly notify the home state of any such reports.

(b) The licensing board of a party state shall have the authority to complete any pending investigations for a nurse who changes primary state of residence during the course of such investigations. It shall also have the authority to take appropriate action(s), and shall promptly report the conclusions of such investigations to the administrator of the coordinated licensure information system. The administrator of the coordinated licensure information system shall promptly notify the new home state of any such actions.

(c) A remote state may take adverse action affecting the multistate licensure privilege to practice within that party state. However, only the home state shall have the power to impose adverse action against the license issued by the home state.

(d) For purposes of imposing adverse action, the licensing board of the home state shall give the same priority and effect to reported conduct received from a remote state as it would if such conduct had

occurred within the home state. In so doing, it shall apply its own state laws to determine appropriate action.

(e) The home state may take adverse action based on the factual findings of the remote state, so long as each state follows its own procedures for imposing such adverse action.

(f) Nothing in this Compact shall override a party state's decision that participation in an alternative program may be used in lieu of licensure action and that such participation shall remain non-public if required by the party state's laws. Party states must require nurses who enter any alternative programs to agree not to practice in any other party state during the term of the alternative program without prior authorization from such other party state.

#### PART VI.

##### Additional Authorities Invested in Party State Nurse Licensing Boards

Notwithstanding any other powers, party state nurse licensing boards shall have the authority to:

(a) if otherwise permitted by state law, recover from the affected nurse the costs of investigations and disposition of cases resulting from any adverse action taken against that nurse;

(b) issue subpoenas for both hearings and investigations which require the attendance and testimony of witnesses and the production of evidence. Subpoenas issued by a nurse licensing board in a party state for the attendance and testimony of witnesses or the production of evidence from another party state, shall be enforced in the latter state by any court of competent jurisdiction, according to the practice and procedure of that court applicable to subpoenas issued in proceedings pending before it. The issuing authority shall pay any witness fees, travel expenses, mileage, and other fees required by the service statutes of the state where the witnesses and/or evidence are located;

(c) issue cease and desist orders to limit or revoke a nurse's authority to practice in their state; or

(d) adopt uniform rules and regulations as provided for in Article VIII(c).

#### PART VII.

##### Coordinated Licensure Information System

(a) All party states shall participate in a cooperative effort to create a coordinated data base of all licensed registered nurses and licensed practical/vocational nurses. This system will include information on the licensure and disciplinary history of each nurse, as contributed by party states, to assist in the coordination of nurse licensure and enforcement efforts.

(b) Notwithstanding any other provision of law, all party states' licensing boards shall promptly report adverse actions, actions against multistate licensure privileges, any current significant investigative information yet to result in adverse action, denials of applications, and the reasons for such denials, to the coordinated licensure information system.

(c) Current significant investigative information shall be transmitted through the coordinated licensure information system only to party state licensing boards.

(d) Notwithstanding any other provision of law, all party states' licensing boards contributing information to the coordinated licensure information system may designate information that may not be shared with non-party states or disclosed to other entities or individuals without the express permission of the contributing state.

(e) Any personally identifiable information obtained by a party states' licensing board from the coordinated licensure information system may not be shared with non-party states or disclosed to other entities or individuals except to the extent permitted by the laws of the party state contributing the information.

(f) Any information contributed to the coordinated licensure information system that is subsequently required to be expunged by the laws of the party state contributing that information, shall also be expunged from the coordinated licensure information system.

(g) The Compact administrators, acting jointly with each other and in consultation with the administrator of the coordinated licensure information system, shall formulate necessary and proper procedures for the identification, collection, and exchange of information under this Compact.

#### PART VIII.

##### Compact Administration and Interchange of Information

(a) The head of the nurse licensing board, or his or her designee, of each party state shall be the administrator of this Compact for his or her state.

(b) The Compact administrator of each party state shall furnish to the Compact administrator of each

other party state any information and documents including, but not limited to, a uniform data set of investigations, identifying information, licensure data, and disclosable alternative program participation information to facilitate the administration of this Compact.

(c) Compact administrators shall have the authority to develop uniform rules to facilitate and coordinate implementation of this Compact. These uniform rules shall be adopted by party states, under the authority invested under Article VI(d).

#### PART IX.

##### Immunity

No party state or the officers or employees or agents of a party state's nurse licensing board who acts in accordance with the provisions of this Compact shall be liable on account of any act or omission in good faith while engaged in the performance of their duties under this Compact. Good faith in this article shall not include willful misconduct, gross negligence, or recklessness.

#### PART X.

##### Entry into Force, Withdrawal and Amendment

(a) This Compact shall enter into force and become effective as to any state when it has been enacted into the laws of that state. Any party state may withdraw from this Compact by enacting a statute repealing the same, but no such withdrawal shall take effect until six months after the withdrawing state has given notice of the withdrawal to the executive heads of all other party states.

(b) No withdrawal shall affect the validity or applicability by the licensing boards of states remaining party to the Compact of any report of adverse action occurring prior to the withdrawal.

(c) Nothing contained in this Compact shall be construed to invalidate or prevent any nurse licensure agreement or other cooperative arrangement between a party state and a non-party state that is made in accordance with the other provisions of this Compact.

(d) This Compact may be amended by the party states. No amendment to this Compact shall become effective and binding upon the party states unless and until it is enacted into the laws of all party states.

#### PART XI.

##### Construction and Severability

(a) This Compact shall be liberally construed so as to effectuate the purposes thereof. The provisions of this Compact shall be severable and if any phrase, clause, sentence, or provision of this Compact is declared to be contrary to the constitution of any party state or of the United States or the applicability thereof to any government, agency, person, or circumstance is held invalid, the validity of the remainder of this Compact and the applicability thereof to any government, agency, person, or circumstance shall not be affected thereby. If this Compact shall be held contrary to the constitution of any state party thereto, the Compact shall remain in full force and effect as to the remaining party states and in full force and effect as to the party state affected as to all severable matters.

(b) In the event party states find a need for settling disputes arising under this Compact:

(1) The party states may submit the issues in dispute to an arbitration panel which will be comprised of an individual appointed by the Compact administrator in the home state; an individual appointed by the Compact administrator in the remote state(s) involved; and an individual mutually agreed upon by the Compact administrators of all the party states involved in the dispute.

(2) The decision of a majority of the arbitrators shall be final and binding.

(225 ILCS 65/80-10 new)

(Section scheduled to be repealed on January 1, 2018)

Sec. 80-10. Costs of investigation and disposition of cases. To facilitate cross-state enforcement efforts, the General Assembly finds that it is necessary for Illinois to have the power to recover from the affected nurse the costs of investigations and disposition of cases resulting from adverse actions taken by this State against that nurse.

(225 ILCS 65/80-15 new)

(Section scheduled to be repealed on January 1, 2018)

Sec. 80-15. Statutory obligations. This Compact is designed to facilitate the regulation of nurses and does not relieve employers from complying with statutorily imposed obligations.

(225 ILCS 65/80-20 new)

(Section scheduled to be repealed on January 1, 2018)

Sec. 80-20. State labor laws. This Compact does not supersede existing State labor laws.

Section 90. The Nurse Practice Act is amended by changing Sections 50-10, 50-15, 55-10, and 60-10

[May 19, 2011]

as follows:

(225 ILCS 65/50-10) (was 225 ILCS 65/5-10)

(Section scheduled to be repealed on January 1, 2018)

Sec. 50-10. Definitions. Each of the following terms, when used in this Act, shall have the meaning ascribed to it in this Section, except where the context clearly indicates otherwise:

"Academic year" means the customary annual schedule of courses at a college, university, or approved school, customarily regarded as the school year as distinguished from the calendar year.

"Advanced practice nurse" or "APN" means a person who has met the qualifications for a (i) certified nurse midwife (CNM); (ii) certified nurse practitioner (CNP); (iii) certified registered nurse anesthetist (CRNA); or (iv) clinical nurse specialist (CNS) and has been licensed by the Department. All advanced practice nurses licensed and practicing in the State of Illinois shall use the title APN and may use speciality credentials after their name.

"Approved program of professional nursing education" and "approved program of practical nursing education" are programs of professional or practical nursing, respectively, approved by the Department under the provisions of this Act.

"Board" means the Board of Nursing appointed by the Secretary.

"Collaboration" means a process involving 2 or more health care professionals working together, each contributing one's respective area of expertise to provide more comprehensive patient care.

"Consultation" means the process whereby an advanced practice nurse seeks the advice or opinion of another health care professional.

"Credentialed" means the process of assessing and validating the qualifications of a health care professional.

"Current nursing practice update course" means a planned nursing education curriculum approved by the Department consisting of activities that have educational objectives, instructional methods, content or subject matter, clinical practice, and evaluation methods, related to basic review and updating content and specifically planned for those nurses previously licensed in the United States or its territories and preparing for reentry into nursing practice.

"Dentist" means a person licensed to practice dentistry under the Illinois Dental Practice Act.

"Department" means the Department of Financial and Professional Regulation.

"Impaired nurse" means a nurse licensed under this Act who is unable to practice with reasonable skill and safety because of a physical or mental disability as evidenced by a written determination or written consent based on clinical evidence, including loss of motor skills, abuse of drugs or alcohol, or a psychiatric disorder, of sufficient degree to diminish his or her ability to deliver competent patient care.

"License" or "licensed" means the permission granted a person to practice nursing under this Act, including the privilege to practice.

"Licensee" means a person who has been issued a license to practice nursing in this State or who holds the privilege to practice nursing in this State.

"License-pending advanced practice nurse" means a registered professional nurse who has completed all requirements for licensure as an advanced practice nurse except the certification examination and has applied to take the next available certification exam and received a temporary license from the Department.

"License-pending registered nurse" means a person who has passed the Department-approved registered nurse licensure exam and has applied for a license from the Department. A license-pending registered nurse shall use the title "RN lic pend" on all documentation related to nursing practice.

"Physician" means a person licensed to practice medicine in all its branches under the Medical Practice Act of 1987.

"Podiatrist" means a person licensed to practice podiatry under the Podiatric Medical Practice Act of 1987.

"Practical nurse" or "licensed practical nurse" means a person who is licensed as a practical nurse under this Act or holds the privilege to practice under this Act and practices practical nursing as defined in this Act. Only a practical nurse licensed or granted the privilege to practice under this Act is entitled to use the title "licensed practical nurse" and the abbreviation "L.P.N.".

"Practical nursing" means the performance of nursing acts requiring the basic nursing knowledge, judgement, and skill acquired by means of completion of an approved practical nursing education program. Practical nursing includes assisting in the nursing process as delegated by a registered professional nurse or an advanced practice nurse. The practical nurse may work under the direction of a licensed physician, dentist, podiatrist, or other health care professional determined by the Department.

"Privileged" means the authorization granted by the governing body of a healthcare facility, agency, or organization to provide specific patient care services within well-defined limits, based on

qualifications reviewed in the credentialing process.

"Privilege to practice" means the authorization to practice as a practical nurse or a registered nurse in this State under Article 80 of this Act.

"Registered Nurse" or "Registered Professional Nurse" means a person who is licensed as a professional nurse under this Act or holds the privilege to practice under this Act and practices nursing as defined in this Act. Only a registered nurse licensed or granted the privilege to practice under this Act is entitled to use the titles "registered nurse" and "registered professional nurse" and the abbreviation, "R.N."

"Registered professional nursing practice" is a scientific process founded on a professional body of knowledge; it is a learned profession based on the understanding of the human condition across the life span and environment and includes all nursing specialties and means the performance of any nursing act based upon professional knowledge, judgment, and skills acquired by means of completion of an approved professional nursing education program. A registered professional nurse provides holistic nursing care through the nursing process to individuals, groups, families, or communities, that includes but is not limited to: (1) the assessment of healthcare needs, nursing diagnosis, planning, implementation, and nursing evaluation; (2) the promotion, maintenance, and restoration of health; (3) counseling, patient education, health education, and patient advocacy; (4) the administration of medications and treatments as prescribed by a physician licensed to practice medicine in all of its branches, a licensed dentist, a licensed podiatrist, or a licensed optometrist or as prescribed by a physician assistant in accordance with written guidelines required under the Physician Assistant Practice Act of 1987 or by an advanced practice nurse in accordance with Article 65 of this Act; (5) the coordination and management of the nursing plan of care; (6) the delegation to and supervision of individuals who assist the registered professional nurse implementing the plan of care; and (7) teaching nursing students. The foregoing shall not be deemed to include those acts of medical diagnosis or prescription of therapeutic or corrective measures.

"Professional assistance program for nurses" means a professional assistance program that meets criteria established by the Board of Nursing and approved by the Secretary, which provides a non-disciplinary treatment approach for nurses licensed under this Act whose ability to practice is compromised by alcohol or chemical substance addiction.

"Secretary" means the Secretary of Financial and Professional Regulation.

"Unencumbered license" means a license issued in good standing.

"Written collaborative agreement" means a written agreement between an advanced practice nurse and a collaborating physician, dentist, or podiatrist pursuant to Section 65-35.

(Source: P.A. 95-639, eff. 10-5-07.)

(225 ILCS 65/50-15) (was 225 ILCS 65/5-15)

(Section scheduled to be repealed on January 1, 2018)

Sec. 50-15. Policy; application of Act.

(a) For the protection of life and the promotion of health, and the prevention of illness and communicable diseases, any person practicing or offering to practice advanced, professional, or practical nursing in Illinois shall submit evidence that he or she is qualified to practice, and shall be licensed or hold the privilege to practice as provided under this Act. No person shall practice or offer to practice advanced, professional, or practical nursing in Illinois or use any title, sign, card or device to indicate that such a person is practicing professional or practical nursing unless such person has been licensed or holds the privilege to practice under the provisions of this Act.

(b) This Act does not prohibit the following:

(1) The practice of nursing in Federal employment in the discharge of the employee's duties by a person who is employed by the United States government or any bureau, division or agency thereof and is a legally qualified and licensed nurse of another state or territory and not in conflict with Sections 50-50, 55-10, 60-10, and 70-5 of this Act.

(2) Nursing that is included in the program of study by students enrolled in programs of nursing or in current nurse practice update courses approved by the Department.

(3) The furnishing of nursing assistance in an emergency.

(4) The practice of nursing by a nurse who holds an active license in another state when providing services to patients in Illinois during a bonafide emergency or in immediate preparation for or during interstate transit.

(5) The incidental care of the sick by members of the family, domestic servants or housekeepers, or care of the sick where treatment is by prayer or spiritual means.

(6) Persons from being employed as unlicensed assistive personnel in private homes, long term care facilities, nurseries, hospitals or other institutions.



(7) The practice of practical nursing by one who is a licensed practical nurse under the laws of another U.S. jurisdiction and has applied in writing to the Department, in form and substance satisfactory to the Department, for a license as a licensed practical nurse and who is qualified to receive such license under this Act, until (i) the expiration of 6 months after the filing of such written application, (ii) the withdrawal of such application, or (iii) the denial of such application by the Department.

(8) The practice of advanced practice nursing by one who is an advanced practice nurse under the laws of another state, territory of the United States, or country and has applied in writing to the Department, in form and substance satisfactory to the Department, for a license as an advanced practice nurse and who is qualified to receive such license under this Act, until (i) the expiration of 6 months after the filing of such written application, (ii) the withdrawal of such application, or (iii) the denial of such application by the Department.

(9) The practice of professional nursing by one who is a registered professional nurse under the laws of another state, territory of the United States or country and has applied in writing to the Department, in form and substance satisfactory to the Department, for a license as a registered professional nurse and who is qualified to receive such license under Section 55-10, until (1) the expiration of 6 months after the filing of such written application, (2) the withdrawal of such application, or (3) the denial of such application by the Department.

(10) The practice of professional nursing that is included in a program of study by one who is a registered professional nurse under the laws of another state or territory of the United States or foreign country, territory or province and who is enrolled in a graduate nursing education program or a program for the completion of a baccalaureate nursing degree in this State, which includes clinical supervision by faculty as determined by the educational institution offering the program and the health care organization where the practice of nursing occurs.

(11) Any person licensed in this State under any other Act from engaging in the practice for which she or he is licensed.

(12) Delegation to authorized direct care staff trained under Section 15.4 of the Mental Health and Developmental Disabilities Administrative Act consistent with the policies of the Department.

(13) The practice, services, or activities of persons practicing the specified occupations set forth in subsection (a) of, and pursuant to a licensing exemption granted in subsection (b) or (d) of, Section 2105-350 of the Department of Professional Regulation Law of the Civil Administrative Code of Illinois, but only for so long as the 2016 Olympic and Paralympic Games Professional Licensure Exemption Law is operable.

(14) County correctional personnel from delivering prepackaged medication for self-administration to an individual detainee in a correctional facility. Nothing in this Act shall be construed to limit the delegation of tasks or duties by a physician, dentist, or podiatrist to a licensed practical nurse, a registered professional nurse, or other persons.

(Source: P.A. 95-639, eff. 10-5-07; 95-876, eff. 8-21-08; 96-7, eff. 4-3-09; 96-516, eff. 8-14-09; 96-1000, eff. 7-2-10.)

(225 ILCS 65/55-10) (was 225 ILCS 65/10-30)

(Section scheduled to be repealed on January 1, 2018)

Sec. 55-10. Qualifications for LPN licensure.

(a) Each applicant who successfully meets the requirements of this Section shall be entitled to licensure as a Licensed Practical Nurse.

(b) An applicant for licensure by examination to practice as a practical nurse must do each of the following:

(1) Submit a completed written application, on forms provided by the Department and fees as established by the Department.

(2) Have graduated from a practical nursing education program approved by the Department or have been granted a certificate of completion of pre-licensure requirements from another United States jurisdiction.

(3) Successfully complete a licensure examination approved by the Department.

(4) Have not violated the provisions of this Act concerning the grounds for disciplinary action. The Department may take into consideration any felony conviction of the applicant, but such a conviction shall not operate as an absolute bar to licensure.

(5) Submit to the criminal history records check required under Section 50-35 of this Act.

(6) Submit either to the Department or its designated testing service, a fee covering the cost of providing the examination. Failure to appear for the examination on the scheduled date at the time and place specified after the applicant's application for examination has been received and acknowledged by the Department or the designated testing service shall result in the forfeiture of the examination fee.

(7) Meet all other requirements established by rule.

An applicant for licensure by examination may take the Department-approved examination in another jurisdiction.

(b-5) If an applicant for licensure by examination neglects, fails, or refuses to take an examination or fails to pass an examination for a license under this Act within 3 years after filing the application, the applicant shall be denied. The applicant must enroll in and complete an approved practical nursing education program prior to submitting an additional application for the licensure exam.

An applicant may take and successfully complete a Department-approved examination in another jurisdiction. However, an applicant who has never been licensed previously in any jurisdiction that utilizes a Department-approved examination and who has taken and failed to pass the examination within 3 years after filing the application must submit proof of successful completion of a Department-authorized nursing education program or recompletion of an approved licensed practical nursing program prior to re-application.

(c) An applicant for licensure by examination shall have one year from the date of notification of successful completion of the examination to apply to the Department for a license. If an applicant fails to apply within one year, the applicant shall be required to retake and pass the examination unless licensed in another jurisdiction of the United States.

(d) A licensed practical nurse applicant who passes the Department-approved licensure examination and has applied to the Department for licensure may obtain employment as a license-pending practical nurse and practice as delegated by a registered professional nurse or an advanced practice nurse or physician. An individual may be employed as a license-pending practical nurse if all of the following criteria are met:

(1) He or she has completed and passed the Department-approved licensure exam and presents to the employer the official written notification indicating successful passage of the licensure examination.

(2) He or she has completed and submitted to the Department an application for licensure under this Section as a practical nurse.

(3) He or she has submitted the required licensure fee.

(4) He or she has met all other requirements established by rule, including having submitted to a criminal history records check.

(e) The privilege to practice as a license-pending practical nurse shall terminate with the occurrence of any of the following:

(1) Three months have passed since the official date of passing the licensure exam as inscribed on the formal written notification indicating passage of the exam. This 3-month period may be extended as determined by rule.

(2) Receipt of the practical nurse license from the Department.

(3) Notification from the Department that the application for licensure has been denied.

(4) A request by the Department that the individual terminate practicing as a license-pending practical nurse until an official decision is made by the Department to grant or deny a practical nurse license.

(f) An applicant for licensure by endorsement who is a licensed practical nurse licensed by examination under the laws of another state or territory of the United States or a foreign country, jurisdiction, territory, or province must do each of the following:

(1) Submit a completed written application, on forms supplied by the Department, and fees as established by the Department.

(2) Have graduated from a practical nursing education program approved by the Department.

(3) Submit verification of licensure status directly from the United States jurisdiction of licensure, if applicable, as defined by rule.

(4) Submit to the criminal history records check required under Section 50-35 of this Act.

(5) Meet all other requirements as established by the Department by rule.

(g) All applicants for practical nurse licensure by examination or endorsement who are graduates of nursing educational programs in a country other than the United States or its territories shall have their nursing education credentials evaluated by a Department-approved nursing credentialing evaluation

service. No such applicant may be issued a license under this Act unless the applicant's program is deemed by the nursing credentialing evaluation service to be equivalent to a professional nursing education program approved by the Department. An applicant who has graduated from a nursing educational program outside of the United States or its territories and whose first language is not English shall submit certification of passage of the Test of English as a Foreign Language (TOEFL), as defined by rule. The Department may, upon recommendation from the nursing evaluation service, waive the requirement that the applicant pass the TOEFL examination if the applicant submits verification of the successful completion of a nursing education program conducted in English. The requirements of this subsection (d) may be satisfied by the showing of proof of a certificate from the Certificate Program or the VisaScreen Program of the Commission on Graduates of Foreign Nursing Schools.

(h) An applicant licensed in another state or territory who is applying for licensure and has received her or his education in a country other than the United States or its territories shall have her or his nursing education credentials evaluated by a Department-approved nursing credentialing evaluation service. No such applicant may be issued a license under this Act unless the applicant's program is deemed by the nursing credentialing evaluation service to be equivalent to a professional nursing education program approved by the Department. An applicant who has graduated from a nursing educational program outside of the United States or its territories and whose first language is not English shall submit certification of passage of the Test of English as a Foreign Language (TOEFL), as defined by rule. The Department may, upon recommendation from the nursing evaluation service, waive the requirement that the applicant pass the TOEFL examination if the applicant submits verification of the successful completion of a nursing education program conducted in English or the successful passage of an approved licensing examination given in English. The requirements of this subsection (d-5) may be satisfied by the showing of proof of a certificate from the Certificate Program or the VisaScreen Program of the Commission on Graduates of Foreign Nursing Schools.

(i) A licensed practical nurse who holds an unencumbered license in good standing in another United States jurisdiction and who has applied for practical nurse licensure under this Act by endorsement may be issued a temporary license, if satisfactory proof of such licensure in another jurisdiction is presented to the Department. The Department shall not issue an applicant a temporary practical nurse license until it is satisfied that the applicant holds an active, unencumbered license in good standing in another jurisdiction. If the applicant holds more than one current active license or one or more active temporary licenses from another jurisdiction, the Department may not issue a temporary license until the Department is satisfied that each current active license held by the applicant is unencumbered. The temporary license, which shall be issued no later than 14 working days following receipt by the Department of an application for the temporary license, shall be granted upon the submission of all of the following to the Department:

(1) A completed application for licensure as a practical nurse.

(2) Proof of a current, active license in at least one other jurisdiction of the United States and proof that each current active license or temporary license held by the applicant within the last 5 years is unencumbered.

(3) A signed and completed application for a temporary license.

(4) The required temporary license fee.

(j) The Department may refuse to issue an applicant a temporary license authorized pursuant to this Section if, within 14 working days following its receipt of an application for a temporary license, the Department determines that:

(1) the applicant has been convicted of a crime under the laws of a jurisdiction of the United States that is: (i) a felony; or (ii) a misdemeanor directly related to the practice of the profession, within the last 5 years;

(2) the applicant has had a license or permit related to the practice of practical nursing revoked, suspended, or placed on probation by another jurisdiction within the last 5 years and at least one of the grounds for revoking, suspending, or placing on probation is the same or substantially equivalent to grounds in Illinois; or

(3) the Department intends to deny licensure by endorsement.

(k) The Department may revoke a temporary license issued pursuant to this Section if it determines any of the following:

(1) That the applicant has been convicted of a crime under the law of any jurisdiction of the United States that is (i) a felony or (ii) a misdemeanor directly related to the practice of the profession, within the last 5 years.

(2) That within the last 5 years the applicant has had a license or permit related to the practice of nursing revoked, suspended, or placed on probation by another jurisdiction, and at least

one of the grounds for revoking, suspending, or placing on probation is the same or substantially equivalent to grounds for disciplinary action under this Act.

(3) That the Department intends to deny licensure by endorsement.

(l) A temporary license shall expire 6 months from the date of issuance. Further renewal may be granted by the Department in hardship cases, as defined by rule and upon approval of the Secretary. However, a temporary license shall automatically expire upon issuance of a valid license under this Act or upon notification that the Department intends to deny licensure, whichever occurs first.

(m) All applicants for practical nurse licensure have 3 years from the date of application to complete the application process. If the process has not been completed within 3 years from the date of application, the application shall be denied, the fee forfeited, and the applicant must reapply and meet the requirements in effect at the time of reapplication.

(n) A practical nurse licensed by a party state under the Nurse Licensure Compact under Article 80 of this Act is granted the privilege to practice practical nursing in this State.

(Source: P.A. 94-352, eff. 7-28-05; 94-932, eff. 1-1-07; 95-639, eff. 10-5-07.)

(225 ILCS 65/60-10)

(Section scheduled to be repealed on January 1, 2018)

Sec. 60-10. Qualifications for RN licensure.

(a) Each applicant who successfully meets the requirements of this Section shall be entitled to licensure as a registered professional nurse.

(b) An applicant for licensure by examination to practice as a registered professional nurse must do each of the following:

(1) Submit a completed written application, on forms provided by the Department, and fees, as established by the Department.

(2) Have graduated from a professional nursing education program approved by the Department or have been granted a certificate of completion of pre-licensure requirements from another United States jurisdiction.

(3) Successfully complete a licensure examination approved by the Department.

(4) Have not violated the provisions of this Act concerning the grounds for disciplinary action. The Department may take into consideration any felony conviction of the applicant, but such a conviction may not operate as an absolute bar to licensure.

(5) Submit to the criminal history records check required under Section 50-35 of this Act.

(6) Submit, either to the Department or its designated testing service, a fee covering the cost of providing the examination. Failure to appear for the examination on the scheduled date at the time and place specified after the applicant's application for examination has been received and acknowledged by the Department or the designated testing service shall result in the forfeiture of the examination fee.

(7) Meet all other requirements established by the Department by rule. An applicant for licensure by examination may take the Department-approved examination in another jurisdiction.

(b-5) If an applicant for licensure by examination neglects, fails, or refuses to take an examination or fails to pass an examination for a license within 3 years after filing the application, the application shall be denied. The applicant may make a new application accompanied by the required fee, evidence of meeting the requirements in force at the time of the new application, and proof of the successful completion of at least 2 additional years of professional nursing education.

(c) An applicant for licensure by examination shall have one year after the date of notification of the successful completion of the examination to apply to the Department for a license. If an applicant fails to apply within one year, the applicant shall be required to retake and pass the examination unless licensed in another jurisdiction of the United States.

(d) An applicant for licensure by examination who passes the Department-approved licensure examination for professional nursing may obtain employment as a license-pending registered nurse and practice under the direction of a registered professional nurse or an advanced practice nurse until such time as he or she receives his or her license to practice or until the license is denied. In no instance shall any such applicant practice or be employed in any management capacity. An individual may be employed as a license-pending registered nurse if all of the following criteria are met:

(1) He or she has completed and passed the Department-approved licensure exam and presents to the employer the official written notification indicating successful passage of the licensure examination.

(2) He or she has completed and submitted to the Department an application for

licensure under this Section as a registered professional nurse.

(3) He or she has submitted the required licensure fee.

(4) He or she has met all other requirements established by rule, including having submitted to a criminal history records check.

(e) The privilege to practice as a license-pending registered nurse shall terminate with the occurrence of any of the following:

(1) Three months have passed since the official date of passing the licensure exam as inscribed on the formal written notification indicating passage of the exam. The 3-month license pending period may be extended if more time is needed by the Department to process the licensure application.

(2) Receipt of the registered professional nurse license from the Department.

(3) Notification from the Department that the application for licensure has been refused.

(4) A request by the Department that the individual terminate practicing as a license-pending registered nurse until an official decision is made by the Department to grant or deny a registered professional nurse license.

(f) An applicant for registered professional nurse licensure by endorsement who is a registered professional nurse licensed by examination under the laws of another state or territory of the United States must do each of the following:

(1) Submit a completed written application, on forms supplied by the Department, and fees as established by the Department.

(2) Have graduated from a registered professional nursing education program approved by the Department.

(3) Submit verification of licensure status directly from the United States jurisdiction of licensure, if applicable, as defined by rule.

(4) Submit to the criminal history records check required under Section 50-35 of this Act.

(5) Meet all other requirements as established by the Department by rule.

(g) Pending the issuance of a license under this Section, the Department may grant an applicant a temporary license to practice nursing as a registered professional nurse if the Department is satisfied that the applicant holds an active, unencumbered license in good standing in another U.S. jurisdiction. If the applicant holds more than one current active license or one or more active temporary licenses from another jurisdiction, the Department may not issue a temporary license until the Department is satisfied that each current active license held by the applicant is unencumbered. The temporary license, which shall be issued no later than 14 working days after receipt by the Department of an application for the temporary license, shall be granted upon the submission of all of the following to the Department:

(1) A completed application for licensure as a registered professional nurse.

(2) Proof of a current, active license in at least one other jurisdiction of the United States and proof that each current active license or temporary license held by the applicant within the last 5 years is unencumbered.

(3) A completed application for a temporary license.

(4) The required temporary license fee.

(h) The Department may refuse to issue an applicant a temporary license authorized pursuant to this Section if, within 14 working days after its receipt of an application for a temporary license, the Department determines that:

(1) the applicant has been convicted of a crime under the laws of a jurisdiction of the United States that is (i) a felony or (ii) a misdemeanor directly related to the practice of the profession, within the last 5 years;

(2) the applicant has had a license or permit related to the practice of nursing revoked, suspended, or placed on probation by another jurisdiction within the last 5 years, if at least one of the grounds for revoking, suspending, or placing on probation is the same or substantially equivalent to grounds for disciplinary action under this Act; or

(3) the Department intends to deny licensure by endorsement.

(i) The Department may revoke a temporary license issued pursuant to this Section if it determines any of the following:

(1) That the applicant has been convicted of a crime under the laws of any jurisdiction of the United States that is (i) a felony or (ii) a misdemeanor directly related to the practice of the profession, within the last 5 years.

(2) That within the last 5 years, the applicant has had a license or permit related to the practice of nursing revoked, suspended, or placed on probation by another jurisdiction, if at least one of the grounds for revoking, suspending, or placing on probation is the same or substantially equivalent to grounds for disciplinary action under this Act.

(3) That it intends to deny licensure by endorsement.

(j) A temporary license issued under this Section shall expire 6 months after the date of issuance. Further renewal may be granted by the Department in hardship cases, as defined by rule and upon approval of the Secretary. However, a temporary license shall automatically expire upon issuance of the Illinois license or upon notification that the Department intends to deny licensure, whichever occurs first.

(k) All applicants for registered professional nurse licensure have 3 years after the date of application to complete the application process. If the process has not been completed within 3 years after the date of application, the application shall be denied, the fee forfeited, and the applicant must reapply and meet the requirements in effect at the time of reapplication.

(l) All applicants for registered nurse licensure by examination or endorsement who are graduates of practical nursing educational programs in a country other than the United States and its territories shall have their nursing education credentials evaluated by a Department-approved nursing credentialing evaluation service. No such applicant may be issued a license under this Act unless the applicant's program is deemed by the nursing credentialing evaluation service to be equivalent to a professional nursing education program approved by the Department. An applicant who has graduated from a nursing educational program outside of the United States or its territories and whose first language is not English shall submit certification of passage of the Test of English as a Foreign Language (TOEFL), as defined by rule. The Department may, upon recommendation from the nursing evaluation service, waive the requirement that the applicant pass the TOEFL examination if the applicant submits verification of the successful completion of a nursing education program conducted in English. The requirements of this subsection (l) may be satisfied by the showing of proof of a certificate from the Certificate Program or the VisaScreen Program of the Commission on Graduates of Foreign Nursing Schools.

(m) An applicant licensed in another state or territory who is applying for licensure and has received her or his education in a country other than the United States or its territories shall have her or his nursing education credentials evaluated by a Department-approved nursing credentialing evaluation service. No such applicant may be issued a license under this Act unless the applicant's program is deemed by the nursing credentialing evaluation service to be equivalent to a professional nursing education program approved by the Department. An applicant who has graduated from a nursing educational program outside of the United States or its territories and whose first language is not English shall submit certification of passage of the Test of English as a Foreign Language (TOEFL), as defined by rule. The Department may, upon recommendation from the nursing evaluation service, waive the requirement that the applicant pass the TOEFL examination if the applicant submits verification of the successful completion of a nursing education program conducted in English or the successful passage of an approved licensing examination given in English. The requirements of this subsection (m) may be satisfied by the showing of proof of a certificate from the Certificate Program or the VisaScreen Program of the Commission on Graduates of Foreign Nursing Schools.

(n) A registered nurse licensed by a party state under the Nurse Licensure Compact under Article 80 of this Act is granted the privilege to practice registered nursing in this State.

(Source: P.A. 95-639, eff. 10-5-07.)

Section 99. Effective date. This Act takes effect January 1, 2013."

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 2 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

#### READING BILL OF THE SENATE A THIRD TIME

On motion of Senator Althoff, **Senate Bill No. 1305**, having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

[May 19, 2011]

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 54; NAYS None.

The following voted in the affirmative:

Althoff	Garrett	Lightford	Righter
Bivins	Harmon	Link	Sandack
Bomke	Holmes	Maloney	Sandoval
Brady	Hunter	Martinez	Schmidt
Clayborne	Hutchinson	McCann	Schoenberg
Collins, A.	Jacobs	McCarter	Silverstein
Collins, J.	Johnson, C.	Mulroe	Steans
Crotty	Johnson, T.	Muñoz	Sullivan
Cultra	Jones, E.	Murphy	Syverson
Delgado	Jones, J.	Noland	Trotter
Dillard	Koehler	Pankau	Wilhelmi
Duffy	Kotowski	Radogno	Mr. President
Forby	LaHood	Raoul	
Frerichs	Landek	Rezin	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

#### SENATE BILL RECALLED

On motion of Senator Althoff, **Senate Bill No. 1436** was recalled from the order of third reading to the order of second reading.

Senator Althoff offered the following amendment and moved its adoption:

#### AMENDMENT NO. 1 TO SENATE BILL 1436

AMENDMENT NO. 1. Amend Senate Bill 1436 by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Municipal Code is amended by changing Section 7-1-1 as follows:  
(65 ILCS 5/7-1-1) (from Ch. 24, par. 7-1-1)

Sec. 7-1-1. Annexation of contiguous territory. Any territory that is not within the corporate limits of any municipality but is contiguous to a municipality may be annexed to the municipality as provided in this Article. For the purposes of this Article any territory to be annexed to a municipality shall be considered to be contiguous to the municipality notwithstanding that the territory is separated from the municipality by a strip parcel, railroad or public utility right-of-way, or former railroad right-of-way that has been converted to a recreational trail, but upon annexation the area included within that strip parcel, right-of-way, or former right-of-way shall not be considered to be annexed to the municipality. For purposes of this Section, "strip parcel" means a separation no wider than 30 feet between the territory to be annexed and the municipal boundary.

Except in counties with a population of more than 600,000 but less than 3,000,000, territory which is not contiguous to a municipality but is separated therefrom only by a forest preserve district, federal wildlife refuge, open land or open space that is part of an open space program, as defined in Section 115-5 of the Township Code, or conservation area, may be annexed to the municipality pursuant to Section 7-1-7 or 7-1-8, but only if the annexing municipality can show that the forest preserve district, federal wildlife refuge, open land, open space, or conservation area creates an artificial barrier preventing the annexation and that the location of the forest preserve district, federal wildlife refuge, open land, open space, or conservation area property prevents the orderly natural growth of the annexing municipality. It shall be conclusively presumed that the forest preserve district, federal wildlife refuge, open land, open space, or conservation area does not create an artificial barrier if the property sought to

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be annexed is bounded on at least 3 sides by (i) one or more other municipalities (other than the municipality seeking annexation through the existing forest preserve district, federal wildlife refuge, open land, open space, or conservation area), (ii) forest preserve district property, federal wildlife refuge, open land, open space, or conservation area, or (iii) a combination of other municipalities and forest preserve district property, federal wildlife refuge property, open land, open space, or conservation area. It shall also be conclusively presumed that the forest preserve district, federal wildlife refuge, open land, open space, or conservation area does not create an artificial barrier if the municipality seeking annexation is not the closest municipality within the county to the property to be annexed. The territory included within such forest preserve district, federal wildlife refuge, open land, open space, or conservation area shall not be annexed to the municipality nor shall the territory of the forest preserve district, federal wildlife refuge, open land, open space, or conservation area be subject to rights-of-way for access or services between the parts of the municipality separated by the forest preserve district, federal wildlife refuge, open land, open space, or conservation area without the consent of the governing body of the forest preserve district or federal wildlife refuge. The changes made to this Section by Public Act 91-824 are declaratory of existing law and shall not be construed as a new enactment.

For the purpose of this Section, "conservation area" means an area dedicated to conservation and owned by a not-for-profit organized under Section 501(c)(3) of the Internal Revenue Code of 1986, or any area owned by a conservation district.

In counties that are contiguous to the Mississippi River with populations of more than 200,000 but less than 255,000, a municipality that is partially located in territory that is wholly surrounded by the Mississippi River and a canal, connected at both ends to the Mississippi River and located on property owned by the United States of America, may annex noncontiguous territory in the surrounded territory under Sections 7-1-7, 7-1-8, or 7-1-9 if that territory is separated from the municipality by property owned by the United States of America, but that federal property shall not be annexed without the consent of the federal government.

For the purposes of this Article, any territory to be annexed to a municipality that is located in a county with more than 500,000 inhabitants shall be considered to be contiguous to the municipality if only a river and a national heritage corridor separate the territory from the municipality. Upon annexation, no river or national heritage corridor shall be considered annexed to the municipality.

When any land proposed to be annexed is part of any Fire Protection District or of any Public Library District and the annexing municipality provides fire protection or a public library, as the case may be, the Trustees of each District shall be notified in writing by certified or registered mail before any court hearing or other action is taken for annexation. The notice shall be served 10 days in advance. An affidavit that service of notice has been had as provided by this Section must be filed with the clerk of the court in which the annexation proceedings are pending or will be instituted or, when no court proceedings are involved, with the recorder for the county where the land is situated. No annexation of that land is effective unless service is had and the affidavit filed as provided in this Section.

The new boundary shall extend to the far side of any adjacent highway and shall include all of every highway within the area annexed. These highways shall be considered to be annexed even though not included in the legal description set forth in the petition for annexation. When any land proposed to be annexed includes any highway under the jurisdiction of any township, the Township Commissioner of Highways, the Board of Town Trustees, the Township Supervisor, and the Township Clerk shall be notified in writing by certified or registered mail before any court hearing or other action is taken for annexation. In the event that a municipality fails to notify the Township Commissioner of Highways, the Board of Town Trustees, the Township Supervisor, and the Township Clerk of the annexation of an area within the township, the municipality shall reimburse that township for any loss or liability caused by the failure to give notice. If any municipality has annexed any area before October 1, 1975, and the legal description in the petition for annexation did not include the entire adjacent highway, any such annexation shall be valid and any highway adjacent to the area annexed shall be considered to be annexed notwithstanding the failure of the petition to annex to include the description of the entire adjacent highway.

Any annexation, disconnection and annexation, or disconnection under this Article of any territory must be reported by certified or registered mail by the corporate authority initiating the action to the election authorities having jurisdiction in the territory and the post office branches serving the territory within 30 days of the annexation, disconnection and annexation, or disconnection.

Failure to give notice to the required election authorities or post office branches will not invalidate the annexation or disconnection. For purposes of this Section "election authorities" means the county clerk where the clerk acts as the clerk of elections or the clerk of the election commission having jurisdiction.

No annexation, disconnection and annexation, or disconnection under this Article of territory having



electors residing therein made (1) before any primary election to be held within the municipality affected thereby and after the time for filing petitions as a candidate for nomination to any office to be chosen at the primary election or (2) within 60 days before any general election to be held within the municipality shall be effective until the day after the date of the primary or general election, as the case may be.

For the purpose of this Section, a toll highway or connection between parcels via an overpass bridge over a toll highway shall not be considered a deterrent to the definition of contiguous territory.

When territory is proposed to be annexed by court order under this Article, the corporate authorities or petitioners initiating the action shall notify each person who pays real estate taxes on property within that territory unless the person is a petitioner. The notice shall be served by certified or registered mail, return receipt requested, at least 20 days before a court hearing or other court action. If the person who pays real estate taxes on the property is not the owner of record, then the payor shall notify the owner of record of the proposed annexation.

(Source: P.A. 95-174, eff. 1-1-08; 96-1000, eff. 7-2-10; 96-1233, eff. 7-23-10.)"

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 1 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

### READING BILLS OF THE SENATE A THIRD TIME

On motion of Senator Althoff, **Senate Bill No. 1436**, having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 55; NAYS None.

The following voted in the affirmative:

Althoff	Garrett	Lauzen	Rezin
Bivins	Harmon	Lightford	Righter
Bomke	Holmes	Link	Sandack
Brady	Hunter	Maloney	Sandoval
Clayborne	Hutchinson	Martinez	Schmidt
Collins, A.	Jacobs	McCann	Schoenberg
Collins, J.	Johnson, C.	McCarter	Silverstein
Crotty	Johnson, T.	Mulroe	Steans
Cultra	Jones, E.	Muñoz	Sullivan
Delgado	Jones, J.	Murphy	Syverson
Dillard	Koehler	Noland	Trotter
Duffy	Kotowski	Pankau	Wilhelmi
Forby	LaHood	Radogno	Mr. President
Frerichs	Landek	Raoul	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

On motion of Senator Crotty, **Senate Bill No. 1750**, having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 55; NAYS None.

The following voted in the affirmative:

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Althoff	Garrett	Lauzen	Rezin
Bivins	Harmon	Lightford	Righter
Bomke	Holmes	Link	Sandack
Brady	Hunter	Maloney	Sandoval
Clayborne	Hutchinson	Martinez	Schmidt
Collins, A.	Jacobs	McCann	Schoenberg
Collins, J.	Johnson, C.	McCarter	Silverstein
Crotty	Johnson, T.	Mulroe	Steans
Cultra	Jones, E.	Muñoz	Sullivan
Delgado	Jones, J.	Murphy	Syverson
Dillard	Koehler	Noland	Trotter
Duffy	Kotowski	Pankau	Wilhelmi
Forby	LaHood	Radogno	Mr. President
Frerichs	Landek	Raoul	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

#### SENATE BILL RECALLED

On motion of Senator Jacobs, **Senate Bill No. 1735** was recalled from the order of third reading to the order of second reading.

Senator Jacobs offered the following amendment and moved its adoption:

#### AMENDMENT NO. 2 TO SENATE BILL 1735

AMENDMENT NO. 2. Amend Senate Bill 1735, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Department of Transportation Law of the Civil Administrative Code of Illinois is amended by changing Section 2705-215 as follows:

(20 ILCS 2705/2705-215) (was 20 ILCS 2705/49.27)

Sec. 2705-215. Cooperative utilization of equipment and services of governmental entities and not-for-profit organizations for the transportation needs in public service programs.

(a) The Department is directed to encourage and assist governmental entities, not-for-profit corporations, and nonprofit community service associations, between or among themselves, in the development of reasonable utilization of transportation equipment and operational service in satisfying the general and specialized public transportation needs.

The Department shall develop and encourage cooperative development, among all entities, of programs promoting efficient service and conservation of capital investment and energy and shall assist all entities in achieving their goals and in their applications for transportation grants under appropriate State or federal programs.

(b) Implementation of cooperative programs is to be developed within the meaning of the provisions of the Intergovernmental Cooperation Act. In the circumstances of nongovernmental entities, the Department shall be guided by that Act and any other State law in encouraging the cooperative programs between those entities.

(c) The Department shall report to the members of the General Assembly, by March 1 of each year, its successes, failures and progress in achieving the intent of this Section. The report shall also include identification of problems as well as the Department's recommendations.

(d) The Department shall certify United States Department of Labor apprenticeship programs which have joint labor management boards regulated under the Labor Management Relations Act, 29 U.S.C. 141 et seq., as able to teach and train their own members for any quality assurance and quality control certifications issued by the Department.

The Department shall certify the curricula for the quality assurance quality control program and shall make available all course curricula, teaching aids, syllabi, and other materials necessary for instruction of courses described by this subsection (d).

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The Department may administer any testing or certify a third party to administer and certify any testing, provided that the entity is independent of and not an affiliate of the United States Department of Labor apprenticeship programs identified in this subsection (d).

If the Department does not administer the testing, the Department and the apprenticeship program shall mutually agree upon a third party to administer the testing. The third party shall provide testers upon being given 10 days notice.

(Source: P.A. 91-239, eff. 1-1-00.)

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

The motion prevailed.

And the amendment was adopted and ordered printed.

Senator Righter offered the following amendment and moved its adoption:

### **AMENDMENT NO. 3 TO SENATE BILL 1735**

AMENDMENT NO. 3. Amend Senate Bill 1735, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Department of Transportation Law of the Civil Administrative Code of Illinois is amended by changing Section 2705-215 as follows:

(20 ILCS 2705/2705-215) (was 20 ILCS 2705/49.27)

Sec. 2705-215. Cooperative utilization of equipment and services of governmental entities and not-for-profit organizations for the transportation needs in public service programs.

(a) The Department is directed to encourage and assist governmental entities, not-for-profit corporations, and nonprofit community service associations, between or among themselves, in the development of reasonable utilization of transportation equipment and operational service in satisfying the general and specialized public transportation needs.

The Department shall develop and encourage cooperative development, among all entities, of programs promoting efficient service and conservation of capital investment and energy and shall assist all entities in achieving their goals and in their applications for transportation grants under appropriate State or federal programs.

(b) Implementation of cooperative programs is to be developed within the meaning of the provisions of the Intergovernmental Cooperation Act. In the circumstances of nongovernmental entities, the Department shall be guided by that Act and any other State law in encouraging the cooperative programs between those entities.

(c) The Department shall report to the members of the General Assembly, by March 1 of each year, its successes, failures and progress in achieving the intent of this Section. The report shall also include identification of problems as well as the Department's recommendations.

(d) The General Assembly finds as follows:

(i) Federal regulation 23 CFR 637 requires contractors, consultants, local agencies, and Department personnel performing materials acceptance sampling and testing on Federal-aid projects on the National Highway System be qualified.

(ii) The Illinois Department of Transportation offers Quality Control/Quality Assurance courses and specific task training programs in order to meet the educational requirements for qualified personnel.

(iii) All personnel who successfully complete the required Quality Control/Quality Assurance courses or the specific task training programs and have been entered into departmental databases are considered qualified.

(iv) The laws of this State do not require that all Quality Control/Quality Assurance courses be completed at Illinois Department of Transportation facilities. Proper training, however, is an integral component to the success of the Quality Control/Quality Assurance program.

(v) Due to inherent differences in administering local projects, and due to the administrative burdens that are imposed when enforcing quality standards, a proper system of training is necessary to ensure laboratories remain qualified to adequately teach and train contractors, consultants, local agencies, and Department personnel at these facilities.

(vi) Only a minimal number of facilities meet these standards and are able to competently teach and train qualified sampling and testing personnel.

In order to ensure that only competent training is available, it is the intent of the General Assembly to limit the certification of apprenticeship programs to those that meet minimal standards and that are able to competently teach and train. It is also the intent of the General Assembly to require that all training

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managers satisfy Quality Control/Quality Assurance standards, and that all training facilities and apprenticeship programs in this State conform to the safety standards imposed by the laws and regulations of this State and the laws and regulations of the federal government.

The Department shall certify an apprenticeship program as able to teach and train its own members for any quality assurance and quality control certifications issued by the Department if the apprenticeship program meets the following requirements:

(1) the program is a United States Department of Labor apprenticeship program conducted by a joint labor management board that is regulated under the Labor Management Relations Act, 29 U.S.C. 141 et seq.; and

(2) the program is conducted at a training facility that was established prior to January 1, 2008.

The Department shall certify the curricula for the quality assurance quality control program and shall make available all course curricula, teaching aids, syllabi, and other materials necessary for instruction of courses described by this subsection (d).

The Department may administer any testing or certify a third party to administer and certify any testing, provided that the entity is independent of and not an affiliate of the United States Department of Labor apprenticeship programs identified in this subsection (d).

If the Department does not administer the testing, the Department and the apprenticeship program shall mutually agree upon a third party to administer the testing. The third party shall provide testers upon being given 10 days' notice.

(Source: P.A. 91-239, eff. 1-1-00.)

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

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendments numbered 2 and 3 were ordered engrossed, and the bill, as amended, was ordered to a third reading.

#### READING BILL OF THE SENATE A THIRD TIME

On motion of Senator Jacobs, **Senate Bill No. 1735**, having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 53; NAYS None.

The following voted in the affirmative:

Althoff	Garrett	Lightford	Righter
Bivins	Harmon	Link	Sandoval
Bomke	Holmes	Maloney	Schmidt
Brady	Hunter	Martinez	Schoenberg
Clayborne	Hutchinson	McCann	Silverstein
Collins, A.	Jacobs	McCarter	Steans
Collins, J.	Johnson, C.	Mulroe	Sullivan
Crotty	Jones, E.	Muñoz	Syverson
Cultra	Jones, J.	Murphy	Trotter
Delgado	Koehler	Noland	Wilhelmi
Dillard	Kotowski	Pankau	Mr. President
Duffy	LaHood	Radogno	
Forby	Landek	Raoul	
Frerichs	Laufen	Rezin	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

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**READING BILLS FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME**

On motion of Senator Syverson, **House Bill No. 79**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 51; NAYS None.

The following voted in the affirmative:

Althoff	Garrett	Landek	Rezin
Bivins	Harmon	Lightford	Righter
Bomke	Holmes	Link	Sandack
Brady	Hunter	Maloney	Sandoval
Clayborne	Hutchinson	Martinez	Schmidt
Collins, A.	Jacobs	McCann	Silverstein
Crotty	Johnson, C.	Mulroe	Steans
Cultra	Johnson, T.	Muñoz	Sullivan
Delgado	Jones, E.	Murphy	Syverson
Dillard	Jones, J.	Noland	Trotter
Duffy	Koehler	Pankau	Wilhelmi
Forby	Kotowski	Radogno	Mr. President
Frerichs	LaHood	Raoul	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Holmes, **House Bill No. 237**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 54; NAYS None.

The following voted in the affirmative:

Althoff	Harmon	Lightford	Righter
Bivins	Holmes	Link	Sandack
Bomke	Hunter	Maloney	Sandoval
Brady	Hutchinson	Martinez	Schmidt
Clayborne	Jacobs	McCann	Schoenberg
Collins, J.	Johnson, C.	McCarter	Silverstein
Crotty	Johnson, T.	Mulroe	Steans
Cultra	Jones, E.	Muñoz	Sullivan
Delgado	Jones, J.	Murphy	Syverson
Dillard	Koehler	Noland	Trotter
Duffy	Kotowski	Pankau	Wilhelmi
Forby	LaHood	Radogno	Mr. President
Frerichs	Landek	Raoul	
Garrett	Laufen	Rezin	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

[May 19, 2011]

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Hutchinson, **House Bill No. 464**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 54; NAYS None.

The following voted in the affirmative:

Althoff	Harmon	Lightford	Righter
Bivins	Holmes	Link	Sandack
Bomke	Hunter	Maloney	Sandoval
Brady	Hutchinson	Martinez	Schmidt
Clayborne	Jacobs	McCann	Schoenberg
Collins, J.	Johnson, C.	McCarter	Silverstein
Crotty	Johnson, T.	Mulroe	Steans
Cultra	Jones, E.	Muñoz	Sullivan
Delgado	Jones, J.	Murphy	Syverson
Dillard	Koehler	Noland	Trotter
Duffy	Kotowski	Pankau	Wilhelmi
Forby	LaHood	Radogno	Mr. President
Frerichs	Landek	Raoul	
Garrett	Lauzen	Rezin	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Harmon, **House Bill No. 585**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 55; NAYS None.

The following voted in the affirmative:

Althoff	Garrett	Lauzen	Rezin
Bivins	Harmon	Lightford	Righter
Bomke	Holmes	Link	Sandack
Brady	Hunter	Maloney	Sandoval
Clayborne	Hutchinson	Martinez	Schmidt
Collins, A.	Jacobs	McCann	Schoenberg
Collins, J.	Johnson, C.	McCarter	Silverstein
Crotty	Johnson, T.	Mulroe	Steans
Cultra	Jones, E.	Muñoz	Sullivan
Delgado	Jones, J.	Murphy	Syverson
Dillard	Koehler	Noland	Trotter
Duffy	Kotowski	Pankau	Wilhelmi
Forby	LaHood	Radogno	Mr. President
Frerichs	Landek	Raoul	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

[May 19, 2011]

Ordered that the Secretary inform the House of Representatives thereof.

### HOUSE BILLS RECALLED

On motion of Senator Steans, **House Bill No. 1091** was recalled from the order of third reading to the order of second reading.

Senator Steans offered the following amendment and moved its adoption:

#### AMENDMENT NO. 3 TO HOUSE BILL 1091

AMENDMENT NO. 3. Amend House Bill 1091 as follows:

on page 5, line 8 by replacing "Department," with "Department or"; and

on page 5, by replacing lines 9 through 11 with "Authority."; and

on page 5, line 12 by deleting "(i)"; and

on page 5, by replacing lines 16 through 19 with "under the jurisdiction of the Department or the Authority. The term "transportation facility" may refer"; and

on page 7, line 25, by inserting after the period the following:

"The Authority may operate or provide operational services such as toll collection on highways which are developed or financed, or both, through a public-private agreement entered into by another public entity."; and

on page 46, line 16, by inserting after the period the following:

"To implement the powers conferred by this Act, the transportation agency may establish rules and procedures for the procurement of a public-private agreement under this Act. Nothing contained in this Act is intended to supersede applicable federal law or to foreclose the use or potential use of federal funds. In the event any provision of this Act is inconsistent with applicable federal law or would have the effect of foreclosing the use or potential use of federal funds, the applicable federal law or funding condition shall prevail, but only to the extent of such inconsistency."; and

on page 53, line 18 by deleting "and by adding Section 15-195"; and

on page 60, by removing lines 1 through 11.

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

On motion of Senator Steans, **House Bill No. 1193** was recalled from the order of third reading to the order of second reading.

Senator Steans offered the following amendment and moved its adoption:

#### AMENDMENT NO. 1 TO HOUSE BILL 1193

AMENDMENT NO. 1. Amend House Bill 1193 on page 2, by replacing lines 14 through 21 with the following:

"payment is made, except in cases in which:

(1) a court, government administrative agency, other tribunal, or independent third-party arbitrator makes or has made a formal finding of fraud or material misrepresentation;

(2) an insurer is acting as a plan administrator for the Comprehensive Health Insurance Plan under the Comprehensive Health Insurance Plan Act; or

(3) the provider has already been paid in full by any other payer, third party, or workers' compensation insurer.

No contract between an".

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

### READING BILLS FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Bivins, **House Bill No. 1195**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 53; NAYS None.

The following voted in the affirmative:

Althoff	Harmon	Link	Sandack
Bivins	Holmes	Maloney	Sandoval
Bomke	Hunter	Martinez	Schmidt
Brady	Hutchinson	McCann	Schoenberg
Clayborne	Jacobs	McCarter	Silverstein
Collins, A.	Johnson, C.	Mulroe	Steans
Collins, J.	Johnson, T.	Muñoz	Sullivan
Crotty	Jones, J.	Murphy	Syverson
Cultra	Koehler	Noland	Trotter
Delgado	Kotowski	Pankau	Wilhelmi
Dillard	LaHood	Radogno	Mr. President
Forby	Landek	Raoul	
Frerichs	Lauzen	Rezin	
Garrett	Lightford	Righter	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator A. Collins, **House Bill No. 1298**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 54; NAYS None.

The following voted in the affirmative:

Althoff	Garrett	Lightford	Righter
Bivins	Harmon	Link	Sandack
Bomke	Holmes	Maloney	Sandoval
Brady	Hunter	Martinez	Schmidt
Clayborne	Hutchinson	McCann	Schoenberg
Collins, A.	Jacobs	McCarter	Silverstein
Collins, J.	Johnson, C.	Mulroe	Steans
Crotty	Johnson, T.	Muñoz	Sullivan
Cultra	Jones, J.	Murphy	Syverson
Delgado	Koehler	Noland	Trotter
Dillard	Kotowski	Pankau	Wilhelmi
Duffy	LaHood	Radogno	Mr. President

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Forby	Landek	Raoul
Frerichs	Lauzen	Rezin

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).  
Ordered that the Secretary inform the House of Representatives thereof.

### HOUSE BILL RECALLED

On motion of Senator Holmes, **House Bill No. 1537** was recalled from the order of third reading to the order of second reading.

Senator Holmes offered the following amendment and moved its adoption:

#### AMENDMENT NO. 1 TO HOUSE BILL 1537

AMENDMENT NO. 1. Amend House Bill 1537 as follows:

on page 1, immediately after line 3, by inserting the following:

"Section 3. The State Commemorative Dates Act is amended by adding Section 165 as follows:  
(5 ILCS 490/165 new)

Sec. 165. Purple Heart Day. The 7th day of August of each year is designated Purple Heart Day to be observed as a day to honor and remember those who have been wounded or killed in battle."

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

### READING BILL FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Hunter, **House Bill No. 1656**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 53; NAYS None.

The following voted in the affirmative:

Althoff	Garrett	Link	Sandack
Bivins	Holmes	Maloney	Sandoval
Bomke	Hunter	Martinez	Schmidt
Brady	Hutchinson	McCann	Schoenberg
Clayborne	Jacobs	McCarter	Silverstein
Collins, A.	Johnson, C.	Mulroe	Steans
Collins, J.	Johnson, T.	Muñoz	Sullivan
Crotty	Jones, E.	Murphy	Syverson
Cultra	Jones, J.	Noland	Trotter
Delgado	Koehler	Pankau	Wilhelmi
Dillard	LaHood	Radogno	Mr. President
Duffy	Landek	Raoul	
Forby	Lauzen	Rezin	
Frerichs	Lightford	Richter	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).  
Ordered that the Secretary inform the House of Representatives thereof.

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**READING BILL FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME**

On motion of Senator Cullerton, **House Bill No. 219** was taken up, read by title a second. Senate Committee Amendment No. 1 was held in the Committee on Assignments. There being no further amendments, the bill was ordered to a third reading.

**READING BILLS FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME**

On motion of Senator Silverstein, **House Bill No. 2073**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 55; NAYS None.

The following voted in the affirmative:

Althoff	Garrett	Lauzen	Rezin
Bivins	Harmon	Lightford	Righter
Bomke	Holmes	Link	Sandack
Brady	Hunter	Maloney	Sandoval
Clayborne	Hutchinson	Martinez	Schmidt
Collins, A.	Jacobs	McCann	Schoenberg
Collins, J.	Johnson, C.	McCarter	Silverstein
Crotty	Johnson, T.	Mulroe	Steans
Cultra	Jones, E.	Muñoz	Sullivan
Delgado	Jones, J.	Murphy	Syverson
Dillard	Koehler	Noland	Trotter
Duffy	Kotowski	Pankau	Wilhelmi
Forby	LaHood	Radogno	Mr. President
Frerichs	Landek	Raoul	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

On motion of Senator Garrett, **House Bill No. 2902**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 53; NAYS None.

The following voted in the affirmative:

Althoff	Garrett	Lightford	Righter
Bivins	Harmon	Link	Sandack
Bomke	Holmes	Maloney	Sandoval
Brady	Hunter	Martinez	Schmidt
Clayborne	Jacobs	McCann	Schoenberg
Collins, A.	Johnson, C.	McCarter	Silverstein
Collins, J.	Johnson, T.	Mulroe	Steans
Crotty	Jones, E.	Muñoz	Sullivan
Cultra	Jones, J.	Murphy	Syverson

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Delgado	Koehler	Noland	Trotter
Dillard	Kotowski	Pankau	Wilhelmi
Duffy	LaHood	Radogno	
Forby	Landek	Raoul	
Frerichs	Lauzen	Rezin	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Mulroe, **House Bill No. 2922**, having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 55; NAYS None.

The following voted in the affirmative:

Althoff	Garrett	Lauzen	Rezin
Bivins	Harmon	Lightford	Righter
Bomke	Holmes	Link	Sandack
Brady	Hunter	Maloney	Sandoval
Clayborne	Hutchinson	Martinez	Schmidt
Collins, A.	Jacobs	McCann	Schoenberg
Collins, J.	Johnson, C.	McCarter	Silverstein
Crotty	Johnson, T.	Mulroe	Steans
Cultra	Jones, E.	Muñoz	Sullivan
Delgado	Jones, J.	Murphy	Syverson
Dillard	Koehler	Noland	Trotter
Duffy	Kotowski	Pankau	Wilhelmi
Forby	LaHood	Radogno	Mr. President
Frerichs	Landek	Raoul	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof.

#### HOUSE BILLS RECALLED

On motion of Senator Hutchinson, **House Bill No. 2955** was recalled from the order of third reading to the order of second reading.

Senator Hutchinson offered the following amendment and moved its adoption:

#### AMENDMENT NO. 2 TO HOUSE BILL 2955

AMENDMENT NO. 2. Amend House Bill 2955 on page 17, line 3, after "and", by inserting ", for taxable years ending on or after December 31, 2008,"; and

on page 39, line 9, after "and", by inserting ", for taxable years ending on or after December 31, 2008,"; and

on page 63, line 20, after "and", by inserting ", for taxable years ending on or after December 31, 2008,"; and

on page 82, line 11, after "and", by inserting ", for taxable years ending on or after December 31, 2008,".

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The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

On motion of Senator Lightford, **House Bill No. 3022** was recalled from the order of third reading to the order of second reading.

Senator Lightford offered the following amendment and moved its adoption:

**AMENDMENT NO. 2 TO HOUSE BILL 3022**

AMENDMENT NO. 2. Amend House Bill 3022 by replacing everything after the enacting clause with the following:

"Section 5. The School Code is amended by changing Sections 2-3.7, 2-3.11c, 2-3.22, 2-3.25f, 2-3.25g, 2-3.27, 2-3.53a, 2-3.83, 2-3.137, 2-3.139, 10-21.4, 10-21.9, 10-22.31a, 14C-8, 18-6, 18-8.05, 18-12, 26-2a, 27A-7, 34-8, and 34-18.5 as follows:

(105 ILCS 5/2-3.7) (from Ch. 122, par. 2-3.7)

Sec. 2-3.7. Legal adviser; ~~opinions of school officers~~ Opinions. To be the legal adviser of regional offices of education school officers, and, when requested ~~by any school officer~~, to give an opinion in writing upon any question arising under the school laws of the State.

(Source: P.A. 81-1508.)

(105 ILCS 5/2-3.11c)

Sec. 2-3.11c. Teacher supply and demand report. Through January 1, 2009, to report annually, on or before January 1, on the relative supply and demand for education staff of the public schools to the Governor, to the General Assembly, and to institutions of higher education that prepare teachers, administrators, school service personnel, other certificated individuals, and other professionals employed by school districts or joint agreements. After the report due on January 1, 2009 is submitted, future reports shall be submitted once every 3 years, with the first report being submitted on or before January 1, ~~2012~~ 2011. The report shall contain the following information:

(1) the relative supply and demand for teachers, administrators, and other certificated and non-certificated personnel by field, content area, and levels;

(2) State and regional analyses of fields, content areas, and levels with an over-supply or under-supply of educators; and

(3) projections of likely high demand and low demand for educators, in a manner sufficient to advise the public, individuals, and institutions regarding career opportunities in education.

(Source: P.A. 96-734, eff. 8-25-09.)

(105 ILCS 5/2-3.22) (from Ch. 122, par. 2-3.22)

Sec. 2-3.22. Withholding school funds or compensation of regional superintendent of schools. To require the State Comptroller to withhold from the regional superintendent of schools the amount due the regional superintendent of schools for his compensation, until the reports, statements, books, vouchers and other records provided for in Sections ~~2-3.17~~, 2-3.17a and 3-15.8 have been furnished.

(Source: P.A. 88-641, eff. 9-9-94.)

(105 ILCS 5/2-3.25f) (from Ch. 122, par. 2-3.25f)

Sec. 2-3.25f. State interventions.

(a) Subject to appropriation, the ~~The~~ State Board of Education shall provide technical assistance to assist with the development and implementation of School and District Improvement Plans.

Schools or school districts that fail to make reasonable efforts to implement an approved Improvement Plan may suffer loss of State funds by school district, attendance center, or program as the State Board of Education deems appropriate.

(b) In addition, if after 3 years following its placement on academic watch status a school district or school remains on academic watch status, the State Board of Education shall, subject to appropriation, take one or more of the following actions for the district or school:

(1) The State Board of Education may authorize the State Superintendent of Education to direct the regional superintendent of schools to remove school board members pursuant to Section 3-14.28 of this Code. Prior to such direction the State Board of Education shall permit members of the local board of education to present written and oral comments to the State Board of Education. The State Board of Education may direct the State Superintendent of Education to appoint an Independent Authority that shall exercise such powers and duties as may be necessary to operate a school or school

district for purposes of improving pupil performance and school improvement. The State Superintendent of Education shall designate one member of the Independent Authority to serve as chairman. The Independent Authority shall serve for a period of time specified by the State Board of Education upon the recommendation of the State Superintendent of Education.

(2) The State Board of Education may (A) change the recognition status of the school district or school to nonrecognized, or (B) authorize the State Superintendent of Education to direct the reassignment of pupils or direct the reassignment or replacement of school district personnel who are relevant to the failure to meet adequate yearly progress criteria. If a school district is nonrecognized in its entirety, it shall automatically be dissolved on July 1 following that nonrecognition and its territory realigned with another school district or districts by the regional board of school trustees in accordance with the procedures set forth in Section 7-11 of the School Code. The effective date of the nonrecognition of a school shall be July 1 following the nonrecognition.

(c) All federal requirements apply to schools and school districts utilizing federal funds under Title I, Part A of the federal Elementary and Secondary Education Act of 1965.

(Source: P.A. 93-470, eff. 8-8-03; 94-875, eff. 7-1-06.)

(105 ILCS 5/2-3.25o)

Sec. 2-3.25o. Registration and recognition of non-public elementary and secondary schools.

(a) Findings. The General Assembly finds and declares (i) that the Constitution of the State of Illinois provides that a "fundamental goal of the People of the State is the educational development of all persons to the limits of their capacities" and (ii) that the educational development of every school student serves the public purposes of the State. In order to ensure that all Illinois students and teachers have the opportunity to enroll and work in State-approved educational institutions and programs, the State Board of Education shall provide for the voluntary registration and recognition of non-public elementary and secondary schools.

(b) Registration. All non-public elementary and secondary schools in the State of Illinois may voluntarily register with the State Board of Education on an annual basis. Registration shall be completed in conformance with procedures prescribed by the State Board of Education. Information required for registration shall include assurances of compliance (i) with federal and State laws regarding health examination and immunization, attendance, length of term, and nondiscrimination and (ii) with applicable fire and health safety requirements.

(c) Recognition. All non-public elementary and secondary schools in the State of Illinois may voluntarily seek the status of "Non-public School Recognition" from the State Board of Education. This status may be obtained by compliance with administrative guidelines and review procedures as prescribed by the State Board of Education. The guidelines and procedures must recognize that some of the aims and the financial bases of non-public schools are different from public schools and will not be identical to those for public schools, nor will they be more burdensome. The guidelines and procedures must also recognize the diversity of non-public schools and shall not impinge upon the noneducational relationships between those schools and their clientele.

(c-5) Prohibition against recognition. A non-public elementary or secondary school may not obtain "Non-public School Recognition" status unless the school requires all certified and non-certified applicants for employment with the school, after July 1, 2007, and student teachers to authorize a fingerprint-based criminal history records check as a condition of employment or student teaching to determine if such applicants or student teachers have been convicted of any of the enumerated criminal or drug offenses set forth in Section 21-23a of this Code or have been convicted, within 7 years of the application for employment or student teaching, of any other felony under the laws of this State or of any offense committed or attempted in any other state or against the laws of the United States that, if committed or attempted in this State, would have been punishable as a felony under the laws of this State.

Authorization for the check shall be furnished by the applicant or student teacher to the school, except that if the applicant is a substitute teacher seeking employment in more than one non-public school, a teacher seeking concurrent part-time employment positions with more than one non-public school (as a reading specialist, special education teacher, or otherwise), or an educational support personnel employee seeking employment positions with more than one non-public school, then only one of the non-public schools employing the individual shall request the authorization. Upon receipt of this authorization, the non-public school shall submit the applicant's or student teacher's name, sex, race, date of birth, social security number, fingerprint images, and other identifiers, as prescribed by the Department of State Police, to the Department of State Police.

The Department of State Police and Federal Bureau of Investigation shall furnish, pursuant to a fingerprint-based criminal history records check, records of convictions, forever and hereafter, until

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expunged, to the president or principal of the non-public school that requested the check. The Department of State Police shall charge that school a fee for conducting such check, which fee must be deposited into the State Police Services Fund and must not exceed the cost of the inquiry. Subject to appropriations for these purposes, the State Superintendent of Education shall reimburse non-public schools for fees paid to obtain criminal history records checks under this Section.

A non-public school may not obtain recognition status unless the school also performs a check of the Statewide Sex Offender Database, as authorized by the Sex Offender Community Notification Law, for each applicant for employment, after July 1, 2007, or student teacher to determine whether the applicant or student teacher has been adjudicated a sex offender.

Any information concerning the record of convictions obtained by a non-public school's president or principal under this Section is confidential and may be disseminated only to the governing body of the non-public school or any other person necessary to the decision of hiring the applicant for employment or assigning the student teacher to a classroom. A copy of the record of convictions obtained from the Department of State Police shall be provided to the applicant for employment or student teacher. Upon a check of the Statewide Sex Offender Database, the non-public school shall notify the applicant or student teacher as to whether or not the applicant or student teacher has been identified in the Sex Offender Database as a sex offender. Any information concerning the records of conviction obtained by the non-public school's president or principal under this Section for a substitute teacher seeking employment in more than one non-public school, a teacher seeking concurrent part-time employment positions with more than one non-public school (as a reading specialist, special education teacher, or otherwise), or an educational support personnel employee seeking employment positions with more than one non-public school may be shared with another non-public school's principal or president to which the applicant seeks employment. Any person who releases any criminal history record information concerning an applicant for employment or student teacher is guilty of a Class A misdemeanor and may be subject to prosecution under federal law, unless the release of such information is authorized by this Section.

No non-public school may obtain recognition status that knowingly employs a person, hired after July 1, 2007, or knowingly assigns a student teacher to a classroom for whom a Department of State Police and Federal Bureau of Investigation fingerprint-based criminal history records check and a Statewide Sex Offender Database check has not been initiated or who has been convicted of any offense enumerated in Section 21-23a of this Code or any offense committed or attempted in any other state or against the laws of the United States that, if committed or attempted in this State, would have been punishable as one or more of those offenses. No non-public school may obtain recognition status under this Section that knowingly employs a person or knowingly assigns a student teacher to a classroom who has been found to be the perpetrator of sexual or physical abuse of a minor under 18 years of age pursuant to proceedings under Article II of the Juvenile Court Act of 1987.

In order to obtain recognition status under this Section, a non-public school must require compliance with the provisions of this subsection (c-5) from all employees of persons or firms holding contracts with the school, including, but not limited to, food service workers, school bus drivers, and other transportation employees, who have direct, daily contact with pupils. Any information concerning the records of conviction or identification as a sex offender of any such employee obtained by the non-public school principal or president must be promptly reported to the school's governing body.

(d) Public purposes. The provisions of this Section are in the public interest, for the public benefit, and serve secular public purposes.

(e) Definition. For purposes of this Section, a non-public school means any non-profit, non-home-based, and non-public elementary or secondary school that is in compliance with Title VI of the Civil Rights Act of 1964 and attendance at which satisfies the requirements of Section 26-1 of this Code.

(Source: P.A. 95-351, eff. 8-23-07; 96-431, eff. 8-13-09.)

(105 ILCS 5/2-3.27) (from Ch. 122, par. 2-3.27)

Sec. 2-3.27. Budgets and accounting practices-Forms and procedures.

To formulate and approve forms, procedure and regulations for school district accounts and budgets required by this Act reflecting the gross amount of income and expenses, receipts and disbursements and extending a net surplus or deficit on operating items, to advise and assist the officers of any district in respect to budgets and accounting practices and in the formulation and use of such books, records and accounts or other forms as may be required to comply with the provisions of this Act; to ~~publish and~~ keep current ~~information pamphlets or manuals in looseleaf form~~ relating to budgetary and accounting procedure or similar topics; to make all rules and regulations as may be necessary to carry into effect the provisions of this Act relating to budgetary procedure and accounting, such rules and regulations to

include but not to be limited to the establishment of a decimal classification of accounts; to confer with various district, county and State officials or take such other action as may be reasonably required to carry out the provisions of this Act relating to budgets and accounting.

(Source: Laws 1961, p. 31.)

(105 ILCS 5/2-3.53a)

Sec. 2-3.53a. New principal mentoring program.

(a) Beginning on July 1, 2007, and subject to an annual appropriation by the General Assembly, to establish a new principal mentoring program for new principals. Any individual who is first hired as a principal on or after July 1, 2007 shall participate in a new principal mentoring program for the duration of his or her first year as a principal and must complete the program in accordance with the requirements established by the State Board of Education by rule or, for a school district created by Article 34 of this Code, in accordance with the provisions of Section ~~34-18.33~~ ~~34-18.27~~ of this Code. School districts created by Article 34 are not subject to the requirements of subsection (b), (c), (d), (e), (f), or (g) of this Section. Any individual who is first hired as a principal on or after July 1, 2008 may participate in a second year of mentoring if it is determined by the State Superintendent of Education that sufficient funding exists for such participation. The new principal mentoring program shall match an experienced principal who meets the requirements of subsection (b) of this Section with each new principal in order to assist the new principal in the development of his or her professional growth and to provide guidance.

(b) Any individual who has been a principal in Illinois for 3 or more years and who has demonstrated success as an instructional leader, as determined by the State Board by rule, is eligible to apply to be a mentor under a new principal mentoring program. Mentors shall complete mentoring training by entities approved by the State Board and meet any other requirements set forth by the State Board and by the school district employing the mentor.

(c) The State Board shall certify an entity or entities approved to provide training of mentors.

(d) A mentor shall be assigned to a new principal based on (i) similarity of grade level or type of school, (ii) learning needs of the new principal, and (iii) geographical proximity of the mentor to the new principal. The principal, in collaboration with the mentor, shall identify areas for improvement of the new principal's professional growth, including, but not limited to, each of the following:

- (1) Analyzing data and applying it to practice.
- (2) Aligning professional development and instructional programs.
- (3) Building a professional learning community.
- (4) Observing classroom practices and providing feedback.
- (5) Facilitating effective meetings.
- (6) Developing distributive leadership practices.
- (7) Facilitating organizational change.

The mentor shall not be required to provide an evaluation of the new principal on the basis of the mentoring relationship.

(e) On or before July 1, 2008 and on or after July 1 of each year thereafter, the State Board shall facilitate a review and evaluate the mentoring training program in collaboration with the approved providers. Each new principal and his or her mentor must complete a verification form developed by the State Board in order to certify their completion of a new principal mentoring program.

(f) The requirements of this Section do not apply to any individual who has previously served as an assistant principal in Illinois acting under an administrative certificate for 5 or more years and who is hired, on or after July 1, 2007, as a principal by the school district in which the individual last served as an assistant principal, although such an individual may choose to participate in this program or shall be required to participate by the school district.

(g) The State Board may adopt any rules necessary for the implementation of this Section.

(h) On an annual basis, the State Superintendent of Education shall determine whether appropriations are likely to be sufficient to require operation of the mentoring program for the coming year. In doing so, the State Superintendent of Education shall first determine whether it is likely that funds will be sufficient to require operation of the mentoring program for individuals in their first year as principal and shall then determine whether it is likely that funds will be sufficient to require operation of the mentoring program for individuals in their second year as principal.

(Source: P.A. 96-373, eff. 8-13-09.)

(105 ILCS 5/2-3.83) (from Ch. 122, par. 2-3.83)

Sec. 2-3.83. Individual transition plan model pilot program.

(a) The General Assembly finds that transition services for special education students in secondary schools are needed for the increasing numbers of students exiting school programs. Therefore, to ensure

coordinated and timely delivery of services, the State shall establish a model pilot program to provide such services. Local school districts, using joint agreements and regional service delivery systems for special and vocational education selected by the Governor's Planning Council on Developmental Disabilities, shall have the primary responsibility to convene transition planning meetings for these students who will require post-school adult services.

(b) For purposes of this Section:

(1) "Post-secondary Service Provider" means a provider of services for adults who have any developmental disability as defined in Section 1-106 of the Mental Health and Developmental Disabilities Code or who are disabled as defined in the Disabled Persons Rehabilitation Act.

(2) "Individual Education Plan" means a written statement for an exceptional child that provides at least a statement of: the child's present levels of educational performance, annual goals and short-term instructional objectives; specific special education and related services; the extent of participation in the regular education program; the projected dates for initiation of services; anticipated duration of services; appropriate objective criteria and evaluation procedures; and a schedule for annual determination of short-term objectives.

(3) "Individual Transition Plan" (ITP) means a multi-agency informal assessment of a student's needs for post-secondary adult services including but not limited to employment, post-secondary education or training and residential independent living.

(4) "Developmental Disability" means a disability which is attributable to: (a) intellectual disabilities ~~mental retardation~~,

cerebral palsy, epilepsy or autism; or to (b) any other condition which results in impairment similar to that caused by intellectual disabilities ~~mental retardation~~ and which requires services similar to those required by ~~mentally-retarded~~ persons with an intellectual disability. Such disability must originate before the age of 18 years, be expected to continue indefinitely, and constitute a substantial handicap.

(5) "Exceptional Characteristic" means any disabling or exceptional characteristic which interferes with a student's education including, but not limited to, a determination that the student is severely or profoundly mentally disabled, trainably mentally disabled, deaf-blind, or has some other health impairment.

(c) The model pilot program required by this Section shall be established and administered by the Governor's Planning Council on Developmental Disabilities in conjunction with the case coordination pilot projects established by the Department of Human Services pursuant to Section 4.1 of the Community Services Act, as amended.

(d) The model pilot program shall include the following features:

(1) Written notice shall be sent to the student and, when appropriate, his or her parent or guardian giving the opportunity to consent to having the student's name and relevant information shared with the local case coordination unit and other appropriate State or local agencies for purposes of inviting participants to the individual transition plan meeting.

(2) Meetings to develop and modify, as needed, an Individual Transition Plan shall be conducted annually for all students with a developmental disability in the pilot program area who are age 16 or older and who are receiving special education services for 50% or more of their public school program. These meetings shall be convened by the local school district and conducted in conjunction with any other regularly scheduled meetings such as the student's annual individual educational plan meeting. The Governor's Planning Council on Developmental Disabilities shall cooperate with and may enter into any necessary written agreements with the Department of Human Services and the State Board of Education to identify the target group of students for transition planning and the appropriate case coordination unit to serve these individuals.

(3) The ITP meetings shall be co-chaired by the individual education plan coordinator and the case coordinator. The ITP meeting shall include but not be limited to discussion of the following: the student's projected date of exit from the public schools; his projected post-school goals in the areas of employment, residential living arrangement and post-secondary education or training; specific school or post-school services needed during the following year to achieve the student's goals, including but not limited to vocational evaluation, vocational education, work experience or vocational training, placement assistance, independent living skills training, recreational or leisure training, income support, medical needs and transportation; and referrals and linkage to needed services, including a proposed time frame for services and the responsible agency or provider. The individual transition plan shall be signed by participants in the ITP discussion, including but not limited to the student's parents or guardian, the student (where appropriate), multi-disciplinary team representatives from the public schools, the case coordinator and any other individuals who have participated in the ITP meeting at the discretion of the individual education plan coordinator, the



developmental disability case coordinator or the parents or guardian.

(4) At least 10 days prior to the ITP meeting, the parents or guardian of the student shall be notified in writing of the time and place of the meeting by the local school district. The ITP discussion shall be documented by the assigned case coordinator, and an individual student file shall be maintained by each case coordination unit. One year following a student's exit from public school the case coordinator shall conduct a follow up interview with the student.

(5) Determinations with respect to individual transition plans made under this Section shall not be subject to any due process requirements prescribed in Section 14-8.02 of this Code.

(e) (Blank).

(Source: P.A. 91-96; eff. 7-9-99.)

(105 ILCS 5/2-3.137)

Sec. 2-3.137. Inspection and review of school facilities; ~~task force~~.

(a) The State Board of Education shall adopt rules for the documentation of school plan reviews and inspections of school facilities, including the responsible individual's signature. Such documents shall be kept on file by the regional superintendent of schools. The State Board of Education shall also adopt rules for the qualifications of persons performing the reviews and inspections, which must be consistent with the recommendations in the task force's report issued to the Governor and the General Assembly under subsection (b) of this Section. Those qualifications shall include requirements for training, education, and at least 2 years of relevant experience.

(a-5) Rules adopted by the State Board of Education in accordance with subsection (a) of this Section shall require fees to be collected for use in defraying costs associated with the administration of these and other provisions contained in the Health/Life Safety Code for Public Schools required by Section 2-3.12 of this Code.

~~(b) (Blank). The State Board of Education shall convene a task force for the purpose of reviewing the documents required under rules adopted under subsection (a) of this Section and making recommendations regarding training and accreditation of individuals performing reviews or inspections required under Section 2-3.12, 3-14.20, 3-14.21, or 3-14.22 of this Code, including regional superintendents of schools and others performing reviews or inspections under the authority of a regional superintendent (such as consultants, municipalities, and fire protection districts).~~

~~The task force shall consist of all of the following members:~~

~~(1) The Executive Director of the Capital Development Board or his or her designee and a staff representative of the Division of Building Codes and Regulations.~~

~~(2) The State Superintendent of Education or his or her designee.~~

~~(3) A person appointed by the State Board of Education.~~

~~(4) A person appointed by an organization representing school administrators.~~

~~(5) A person appointed by an organization representing suburban school administrators and school board members.~~

~~(6) A person appointed by an organization representing architects.~~

~~(7) A person appointed by an organization representing regional superintendents of schools.~~

~~(8) A person appointed by an organization representing fire inspectors.~~

~~(9) A person appointed by an organization representing Code administrators.~~

~~(10) A person appointed by an organization representing plumbing inspectors.~~

~~(11) A person appointed by an organization that represents both parents and teachers.~~

~~(12) A person appointed by an organization representing municipal governments in the State.~~

~~(13) A person appointed by the State Fire Marshal from his or her office.~~

~~(14) A person appointed by an organization representing fire chiefs.~~

~~(15) The Director of Public Health or his or her designee.~~

~~(16) A person appointed by an organization representing structural engineers.~~

~~(17) A person appointed by an organization representing professional engineers.~~

~~The task force shall issue a report of its findings to the Governor and the General Assembly no later than January 1, 2006.~~

(Source: P.A. 95-331, eff. 8-21-07; 96-734, eff. 8-25-09.)

(105 ILCS 5/2-3.139)

Sec. 2-3.139. School wellness policies; ~~task force~~.

(a) The State Board of Education shall establish a State goal that all school districts have a wellness policy that is consistent with recommendations of the Centers for Disease Control and Prevention (CDC), which recommendations include the following:

(1) nutrition guidelines for all foods sold on school campus during the school day;

(2) setting school goals for nutrition education and physical activity;

- (3) establishing community participation in creating local wellness policies; and
- (4) creating a plan for measuring implementation of these wellness policies.

The Department of Public Health, the Department of Human Services, and the State Board of Education shall form an interagency working group to publish model wellness policies and recommendations. Sample policies shall be based on CDC recommendations for nutrition and physical activity. The State Board of Education shall distribute the model wellness policies to all school districts before June 1, 2006.

(b) ~~(Blank). There is created the School Wellness Policy Taskforce, consisting of the following members:~~

~~(1) One member representing the State Board of Education, appointed by the State Board of Education.~~

~~(2) One member representing the Department of Public Health, appointed by the Director of Public Health.~~

~~(3) One member representing the Department of Human Services, appointed by the Secretary of Human Services.~~

~~(4) One member of an organization representing the interests of school nurses in this State, appointed by the interagency working group.~~

~~(5) One member of an organization representing the interests of school administrators in this State, appointed by the interagency working group.~~

~~(6) One member of an organization representing the interests of school boards in this State, appointed by the interagency working group.~~

~~(7) One member of an organization representing the interests of regional superintendents of schools in this State, appointed by the interagency working group.~~

~~(8) One member of an organization representing the interests of parent teacher associations in this State, appointed by the interagency working group.~~

~~(9) One member of an organization representing the interests of pediatricians in this State, appointed by the interagency working group.~~

~~(10) One member of an organization representing the interests of dentists in this State, appointed by the interagency working group.~~

~~(11) One member of an organization representing the interests of dietitians in this State, appointed by the interagency working group.~~

~~(12) One member of an organization that has an interest and expertise in heart disease, appointed by the interagency working group.~~

~~(13) One member of an organization that has an interest and expertise in cancer, appointed by the interagency working group.~~

~~(14) One member of an organization that has an interest and expertise in childhood obesity, appointed by the interagency working group.~~

~~(15) One member of an organization that has an interest and expertise in the importance of physical education and recreation in preventing disease, appointed by the interagency working group.~~

~~(16) One member of an organization that has an interest and expertise in school food service, appointed by the interagency working group.~~

~~(17) One member of an organization that has an interest and expertise in school health, appointed by the interagency working group.~~

~~(18) One member of an organization that campaigns for programs and policies for healthier school environments, appointed by the interagency working group.~~

~~(19) One at large member with a doctorate in nutrition, appointed by the State Board of Education.~~

Members of the taskforce shall serve without compensation. The taskforce shall meet at the call of the State Board of Education. The taskforce shall report its identification of barriers to implementing school wellness policies and its recommendations to reduce those barriers to the General Assembly and the Governor on or before January 1, 2006. The taskforce shall report its recommendations on statewide school nutrition standards to the General Assembly and the Governor on or before January 1, 2007. The taskforce shall report its evaluation of the effectiveness of school wellness policies to the General Assembly and the Governor on or before January 1, 2008. The evaluation shall review a sample size of 5 to 10 school districts. Reports shall be made to the General Assembly by filing copies of each report as provided in Section 3.1 of the General Assembly Organization Act. Upon the filing of the last report, the taskforce is dissolved.

(c) The State Board of Education may adopt any rules necessary to implement this Section.

(d) Nothing in this Section may be construed as a curricular mandate on any school district. (Source: P.A. 94-199, eff. 7-12-05; 95-331, eff. 8-21-07.)

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(105 ILCS 5/10-21.4) (from Ch. 122, par. 10-21.4)

Sec. 10-21.4. Superintendent - Duties. Except in districts in which there is only one school with less than four teachers, to employ a superintendent who shall have charge of the administration of the schools under the direction of the board of education. In addition to the administrative duties, the superintendent shall make recommendations to the board concerning the budget, building plans, the locations of sites, the selection, retention and dismissal of teachers and all other employees, the selection of textbooks, instructional material and courses of study. However, in districts under a Financial Oversight Panel pursuant to Section 1A-8 for violating a financial plan, the duties and responsibilities of the superintendent in relation to the financial and business operations of the district shall be approved by the Panel. In the event the Board refuses or fails to follow a directive or comply with an information request of the Panel, the performance of those duties shall be subject to the direction of the Panel. The superintendent shall also notify the State Board of Education, the board and the chief administrative official, other than the alleged perpetrator himself, in the school where the alleged perpetrator serves, that any person who is employed in a school or otherwise comes into frequent contact with children in the school has been named as a perpetrator in an indicated report filed pursuant to the Abused and Neglected Child Reporting Act, approved June 26, 1975, as amended. The superintendent shall keep or cause to be kept the records and accounts as directed and required by the board, aid in making reports required by the board, and perform such other duties as the board may delegate to him.

In addition, ~~each year at a time designated by the State Superintendent of Education in January of each year~~, each superintendent shall report to the State Board of Education the number of high school students in the district who are enrolled in accredited courses (for which high school credit will be awarded upon successful completion of the courses) at any community college, together with the name and number of the course or courses which each such student is taking.

The provisions of this section shall also apply to board of director districts.

Notice of intent not to renew a contract must be given in writing stating the specific reason therefor by April 1 of the contract year unless the contract specifically provides otherwise. Failure to do so will automatically extend the contract for an additional year. Within 10 days after receipt of notice of intent not to renew a contract, the superintendent may request a closed session hearing on the dismissal. At the hearing the superintendent has the privilege of presenting evidence, witnesses and defenses on the grounds for dismissal. The provisions of this paragraph shall not apply to a district under a Financial Oversight Panel pursuant to Section 1A-8 for violating a financial plan.

(Source: P.A. 95-496, eff. 8-28-07.)

(105 ILCS 5/10-21.9) (from Ch. 122, par. 10-21.9)

Sec. 10-21.9. Criminal history records checks and checks of the Statewide Sex Offender Database and Statewide Child Murderer and Violent Offender Against Youth Database.

(a) Certified and noncertified applicants for employment with a school district, except school bus driver applicants, are required as a condition of employment to authorize a fingerprint-based criminal history records check to determine if such applicants have been convicted of any of the enumerated criminal or drug offenses in subsection (c) of this Section or have been convicted, within 7 years of the application for employment with the school district, of any other felony under the laws of this State or of any offense committed or attempted in any other state or against the laws of the United States that, if committed or attempted in this State, would have been punishable as a felony under the laws of this State. Authorization for the check shall be furnished by the applicant to the school district, except that if the applicant is a substitute teacher seeking employment in more than one school district, a teacher seeking concurrent part-time employment positions with more than one school district (as a reading specialist, special education teacher or otherwise), or an educational support personnel employee seeking employment positions with more than one district, any such district may require the applicant to furnish authorization for the check to the regional superintendent of the educational service region in which are located the school districts in which the applicant is seeking employment as a substitute or concurrent part-time teacher or concurrent educational support personnel employee. Upon receipt of this authorization, the school district or the appropriate regional superintendent, as the case may be, shall submit the applicant's name, sex, race, date of birth, social security number, fingerprint images, and other identifiers, as prescribed by the Department of State Police, to the Department. The regional superintendent submitting the requisite information to the Department of State Police shall promptly notify the school districts in which the applicant is seeking employment as a substitute or concurrent part-time teacher or concurrent educational support personnel employee that the check of the applicant has been requested. The Department of State Police and the Federal Bureau of Investigation shall furnish, pursuant to a fingerprint-based criminal history records check, records of convictions, until expunged, to the president of the school board for the school district that requested the check, or to the

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regional superintendent who requested the check. The Department shall charge the school district or the appropriate regional superintendent a fee for conducting such check, which fee shall be deposited in the State Police Services Fund and shall not exceed the cost of the inquiry; and the applicant shall not be charged a fee for such check by the school district or by the regional superintendent, except that those applicants seeking employment as a substitute teacher with a school district may be charged a fee not to exceed the cost of the inquiry. Subject to appropriations for these purposes, the State Superintendent of Education shall reimburse school districts and regional superintendents for fees paid to obtain criminal history records checks under this Section.

(a-5) The school district or regional superintendent shall further perform a check of the Statewide Sex Offender Database, as authorized by the Sex Offender Community Notification Law, for each applicant.

(a-6) The school district or regional superintendent shall further perform a check of the Statewide Child Murderer and Violent Offender Against Youth Database, as authorized by the Child Murderer and Violent Offender Against Youth Community Notification Law, for each applicant.

(b) Any information concerning the record of convictions obtained by the president of the school board or the regional superintendent shall be confidential and may only be transmitted to the superintendent of the school district or his designee, the appropriate regional superintendent if the check was requested by the school district, the presidents of the appropriate school boards if the check was requested from the Department of State Police by the regional superintendent, the State Superintendent of Education, the State Teacher Certification Board, any other person necessary to the decision of hiring the applicant for employment, or for clarification purposes the Department of State Police or Statewide Sex Offender Database, or both. A copy of the record of convictions obtained from the Department of State Police shall be provided to the applicant for employment. Upon the check of the Statewide Sex Offender Database, the school district or regional superintendent shall notify an applicant as to whether or not the applicant has been identified in the Database as a sex offender. If a check of an applicant for employment as a substitute or concurrent part-time teacher or concurrent educational support personnel employee in more than one school district was requested by the regional superintendent, and the Department of State Police upon a check ascertains that the applicant has not been convicted of any of the enumerated criminal or drug offenses in subsection (c) or has not been convicted, within 7 years of the application for employment with the school district, of any other felony under the laws of this State or of any offense committed or attempted in any other state or against the laws of the United States that, if committed or attempted in this State, would have been punishable as a felony under the laws of this State and so notifies the regional superintendent and if the regional superintendent upon a check ascertains that the applicant has not been identified in the Sex Offender Database as a sex offender, then the regional superintendent shall issue to the applicant a certificate evidencing that as of the date specified by the Department of State Police the applicant has not been convicted of any of the enumerated criminal or drug offenses in subsection (c) or has not been convicted, within 7 years of the application for employment with the school district, of any other felony under the laws of this State or of any offense committed or attempted in any other state or against the laws of the United States that, if committed or attempted in this State, would have been punishable as a felony under the laws of this State and evidencing that as of the date that the regional superintendent conducted a check of the Statewide Sex Offender Database, the applicant has not been identified in the Database as a sex offender. The school board of any school district may rely on the certificate issued by any regional superintendent to that substitute teacher, concurrent part-time teacher, or concurrent educational support personnel employee or may initiate its own criminal history records check of the applicant through the Department of State Police and its own check of the Statewide Sex Offender Database as provided in subsection (a). Any person who releases any confidential information concerning any criminal convictions of an applicant for employment shall be guilty of a Class A misdemeanor, unless the release of such information is authorized by this Section.

(c) No school board shall knowingly employ a person who has been convicted of any offense that would subject him or her to certification suspension or revocation pursuant to Section 21-23a of this Code. Further, no school board shall knowingly employ a person who has been found to be the perpetrator of sexual or physical abuse of any minor under 18 years of age pursuant to proceedings under Article II of the Juvenile Court Act of 1987.

(d) No school board shall knowingly employ a person for whom a criminal history records check and a Statewide Sex Offender Database check has not been initiated.

(e) Upon receipt of the record of a conviction of or a finding of child abuse by a holder of any certificate issued pursuant to Article 21 or Section 34-8.1 or 34-83 of the School Code, the State Superintendent of Education may initiate certificate suspension and revocation proceedings as authorized by law.

(e-5) The superintendent of the employing school board shall, in writing, notify the State Superintendent of Education and the applicable regional superintendent of schools of any certificate holder whom he or she has reasonable cause to believe has committed an intentional act of abuse or neglect with the result of making a child an abused child or a neglected child, as defined in Section 3 of the Abused and Neglected Child Reporting Act, and that act resulted in the certificate holder's dismissal or resignation from the school district. This notification must be submitted within 30 days after the dismissal or resignation. The certificate holder must also be contemporaneously sent a copy of the notice by the superintendent. All correspondence, documentation, and other information so received by the regional superintendent of schools, the State Superintendent of Education, the State Board of Education, or the State Teacher Certification Board under this subsection (e-5) is confidential and must not be disclosed to third parties, except (i) as necessary for the State Superintendent of Education or his or her designee to investigate and prosecute pursuant to Article 21 of this Code, (ii) pursuant to a court order, (iii) for disclosure to the certificate holder or his or her representative, or (iv) as otherwise provided in this Article and provided that any such information admitted into evidence in a hearing is exempt from this confidentiality and non-disclosure requirement. Except for an act of willful or wanton misconduct, any superintendent who provides notification as required in this subsection (e-5) shall have immunity from any liability, whether civil or criminal or that otherwise might result by reason of such action.

(f) After January 1, 1990 the provisions of this Section shall apply to all employees of persons or firms holding contracts with any school district including, but not limited to, food service workers, school bus drivers and other transportation employees, who have direct, daily contact with the pupils of any school in such district. For purposes of criminal history records checks and checks of the Statewide Sex Offender Database on employees of persons or firms holding contracts with more than one school district and assigned to more than one school district, the regional superintendent of the educational service region in which the contracting school districts are located may, at the request of any such school district, be responsible for receiving the authorization for a criminal history records check prepared by each such employee and submitting the same to the Department of State Police and for conducting a check of the Statewide Sex Offender Database and the Statewide Child Murderer and Violent Offender Against Youth Database for each employee. Any information concerning the record of conviction and identification as a sex offender of any such employee obtained by the regional superintendent shall be promptly reported to the president of the appropriate school board or school boards.

(g) Beginning on January 1, 2012, the provisions of this Section shall apply to all student teachers, as defined by State Board of Education rule, assigned to public schools. Student teachers must undergo a Department of State Police and Federal Bureau of Investigation fingerprint-based criminal history records check. Authorization to conduct the criminal history records check must be furnished by the student teacher to the school to which the student teacher is assigned. The Department of State Police and the Federal Bureau of Investigation shall furnish, pursuant to a fingerprint-based criminal history records check, records of convictions, until expunged, to the president of the school board for the school district that requested the check. The Department of State Police shall charge a fee for conducting the check, which fee must be deposited into the State Police Services Fund and must not exceed the cost of the inquiry. The student teacher shall be required to pay all fees associated with conducting the criminal history records check, as well as any other application fees as established by rule including, but not limited to, the fee established by the Department of State Police and the Federal Bureau of Investigation to process fingerprint-based criminal history records checks. Results of the check must also be furnished by the school district to the applicant and to the higher education institution where the student teacher is enrolled. No one may begin student teaching until the results of the criminal history records check have been returned to the school district. In order to student teach in the public schools, a person is required to authorize a fingerprint based criminal history records check and checks of the Statewide Sex Offender Database and Statewide Child Murderer and Violent Offender Against Youth Database prior to participating in any field experiences in the public schools. Authorization for and payment of the costs of the checks must be furnished by the student teacher. Results of the checks must be furnished to the higher education institution where the student teacher is enrolled and the superintendent of the school district where the student is assigned.

(Source: P.A. 95-331, eff. 8-21-07; 96-431, eff. 8-13-09; 96-1452, eff. 8-20-10; 96-1489, eff. 1-1-11; revised 1-4-11.)

(105 ILCS 5/10-22.31a) (from Ch. 122, par. 10-22.31a)

Sec. 10-22.31a. Joint educational programs. To enter into joint agreements with other school boards or public institutions of higher education to establish any type of educational program which any district may establish individually, to provide the needed educational facilities and to employ a director and other professional workers for such program. The director and other professional workers may be

employed by one district which shall be reimbursed on a mutually agreed basis by other districts that are parties to the joint agreement. Such agreements may provide that one district may supply professional workers for a joint program conducted in another district. Such agreement shall ~~be executed on forms provided by the State Board of Education and shall~~ include, but not be limited to, provisions for administration, staff, programs, financing, housing, transportation and advisory body and provide for the withdrawal of districts from the joint agreement by petition to the regional board of school trustees. Such petitions for withdrawal shall be made to the regional board of school trustees of the region having supervision and control over the administrative district and shall be acted upon in the manner provided in Article 7 for the detachment of territory from a school district.

To designate an administrative district to act as fiscal and legal agent for the districts that are parties to such a joint agreement.

(Source: P.A. 86-198; 86-1318.)

(105 ILCS 5/14C-8) (from Ch. 122, par. 14C-8)

Sec. 14C-8. Teacher certification - Qualifications - Issuance of certificates. No person shall be eligible for employment by a school district as a teacher of transitional bilingual education without either (a) holding a valid teaching certificate issued pursuant to Article 21 of this Code and meeting such additional language and course requirements as prescribed by the State Board of Education or (b) meeting the requirements set forth in this Section. The Certification Board shall issue certificates valid for teaching in all grades of the common school in transitional bilingual education programs to any person who presents it with satisfactory evidence that he possesses an adequate speaking and reading ability in a language other than English in which transitional bilingual education is offered and communicative skills in English, and possessed within 5 years previous to his or her applying for a certificate under this Section a valid teaching certificate issued by a foreign country, or by a State or possession or territory of the United States, or other evidence of teaching preparation as may be determined to be sufficient by the Certification Board, or holds a degree from an institution of higher learning in a foreign country which the Certification Board determines to be the equivalent of a bachelor's degree from a recognized institution of higher learning in the United States; provided that any person seeking a certificate under this Section must meet the following additional requirements:

- (1) Such persons must be in good health;
- (2) Such persons must be of sound moral character;
- (3) Such persons must be legally present in the United States and possess legal authorization for employment;
- (4) Such persons must not be employed to replace any presently employed teacher who otherwise would not be replaced for any reason.

Certificates issuable pursuant to this Section shall be issuable only during the 5 years immediately following the effective date of this Act and thereafter for additional periods of one year only upon a determination by the State Board of Education that a school district lacks the number of teachers necessary to comply with the mandatory requirements of Section 14C-3 of this Article for the establishment and maintenance of programs of transitional bilingual education and said certificates issued by the Certification Board shall be valid for a period of 6 years following their date of issuance and shall not be renewed, except that one renewal for a period of two years may be granted if necessary to permit the holder of a certificate issued under this Section to acquire a teaching certificate pursuant to Article 21 of this Code. Such certificates and the persons to whom they are issued shall be exempt from the provisions of Article 21 of this Code except that Sections 21-12, 21-13, 21-16, 21-17, 21-21, 21-22, 21-23 and 21-24 shall continue to be applicable to all such certificates.

~~After the effective date of this amendatory Act of 1984, an additional renewal for a period to expire August 31, 1985, may be granted. The State Board of Education shall report to the General Assembly on or before January 31, 1985 its recommendations for the qualification of teachers of bilingual education and for the qualification of teachers of English as a second language. Said qualification program shall take effect no later than August 31, 1985.~~

Beginning July 1, 2001, the State Board of Education shall implement a test or tests to assess the speaking, reading, writing, and grammar skills of applicants for a certificate issued under this Section in the English language and in the language of the transitional bilingual education program requested by the applicant and shall establish appropriate fees for these tests. The State Board of Education, in consultation with the Certification Board, shall promulgate rules to implement the required tests, including specific provisions to govern test selection, test validation, determination of a passing score, administration of the test or tests, frequency of administration, applicant fees, identification requirements for test takers, frequency of applicants taking the tests, the years for which a score is valid, waiving tests for individuals who have satisfactorily passed other tests, and the consequences of dishonest conduct in

the application for or taking of the tests.

If the qualifications of an applicant for a certificate valid for teaching in transitional bilingual education programs in all grades of the common schools do not meet the requirements established for the issuance of that certificate, the Certification Board nevertheless shall issue the applicant a substitute teacher's certificate under Section 21-9 whenever it appears from the face of the application submitted for certification as a teacher of transitional bilingual education and the evidence presented in support thereof that the applicant's qualifications meet the requirements established for the issuance of a certificate under Section 21-9; provided, that if it does not appear from the face of such application and supporting evidence that the applicant is qualified for issuance of a certificate under Section 21-9 the Certification Board shall evaluate the application with reference to the requirements for issuance of certificates under Section 21-9 and shall inform the applicant, at the time it denies the application submitted for certification as a teacher of transitional bilingual education, of the additional qualifications which the applicant must possess in order to meet the requirements established for issuance of (i) a certificate valid for teaching in transitional bilingual education programs in all grades of the common schools and (ii) a substitute teacher's certificate under Section 21-9.

(Source: P.A. 94-1105, eff. 6-1-07; 95-496, eff. 8-28-07; 95-876, eff. 8-21-08.)

(105 ILCS 5/18-6) (from Ch. 122, par. 18-6)

Sec. 18-6. Supervisory expenses. The State Board of Education shall annually request an appropriation ~~from the common school fund~~ for regional office of education expenses, aggregating \$1,000 per county per year for each educational service region. The State Board of Education shall present vouchers to the Comptroller as soon as may be after the first day of August each year for each regional office of education. Each regional office of education may draw upon these funds ~~this fund~~ for the expenses necessarily incurred in providing for supervisory services in the region.

(Source: P.A. 88-9; 89-397, eff. 8-20-95.)

(105 ILCS 5/18-8.05)

Sec. 18-8.05. Basis for apportionment of general State financial aid and supplemental general State aid to the common schools for the 1998-1999 and subsequent school years.

#### (A) General Provisions.

(1) The provisions of this Section apply to the 1998-1999 and subsequent school years. The system of general State financial aid provided for in this Section is designed to assure that, through a combination of State financial aid and required local resources, the financial support provided each pupil in Average Daily Attendance equals or exceeds a prescribed per pupil Foundation Level. This formula approach imputes a level of per pupil Available Local Resources and provides for the basis to calculate a per pupil level of general State financial aid that, when added to Available Local Resources, equals or exceeds the Foundation Level. The amount of per pupil general State financial aid for school districts, in general, varies in inverse relation to Available Local Resources. Per pupil amounts are based upon each school district's Average Daily Attendance as that term is defined in this Section.

(2) In addition to general State financial aid, school districts with specified levels or concentrations of pupils from low income households are eligible to receive supplemental general State financial aid grants as provided pursuant to subsection (H). The supplemental State aid grants provided for school districts under subsection (H) shall be appropriated for distribution to school districts as part of the same line item in which the general State financial aid of school districts is appropriated under this Section.

(3) To receive financial assistance under this Section, school districts are required to file claims with the State Board of Education, subject to the following requirements:

(a) Any school district which fails for any given school year to maintain school as required by law, or to maintain a recognized school is not eligible to file for such school year any claim upon the Common School Fund. In case of nonrecognition of one or more attendance centers in a school district otherwise operating recognized schools, the claim of the district shall be reduced in the proportion which the Average Daily Attendance in the attendance center or centers bear to the Average Daily Attendance in the school district. A "recognized school" means any public school which meets the standards as established for recognition by the State Board of Education. A school district or attendance center not having recognition status at the end of a school term is entitled to receive State aid payments due upon a legal claim which was filed while it was recognized.

(b) School district claims filed under this Section are subject to Sections 18-9 and 18-12, except as otherwise provided in this Section.

(c) If a school district operates a full year school under Section 10-19.1, the general State aid to the school district shall be determined by the State Board of Education in accordance with this Section as near as may be applicable.

(d) (Blank).

(4) Except as provided in subsections (H) and (L), the board of any district receiving any of the grants provided for in this Section may apply those funds to any fund so received for which that board is authorized to make expenditures by law.

School districts are not required to exert a minimum Operating Tax Rate in order to qualify for assistance under this Section.

(5) As used in this Section the following terms, when capitalized, shall have the meaning ascribed herein:

(a) "Average Daily Attendance": A count of pupil attendance in school, averaged as provided for in subsection (C) and utilized in deriving per pupil financial support levels.

(b) "Available Local Resources": A computation of local financial support, calculated on the basis of Average Daily Attendance and derived as provided pursuant to subsection (D).

(c) "Corporate Personal Property Replacement Taxes": Funds paid to local school districts pursuant to "An Act in relation to the abolition of ad valorem personal property tax and the replacement of revenues lost thereby, and amending and repealing certain Acts and parts of Acts in connection therewith", certified August 14, 1979, as amended (Public Act 81-1st S.S.-1).

(d) "Foundation Level": A prescribed level of per pupil financial support as provided for in subsection (B).

(e) "Operating Tax Rate": All school district property taxes extended for all purposes, except Bond and Interest, Summer School, Rent, Capital Improvement, and Vocational Education Building purposes.

#### (B) Foundation Level.

(1) The Foundation Level is a figure established by the State representing the minimum level of per pupil financial support that should be available to provide for the basic education of each pupil in Average Daily Attendance. As set forth in this Section, each school district is assumed to exert a sufficient local taxing effort such that, in combination with the aggregate of general State financial aid provided the district, an aggregate of State and local resources are available to meet the basic education needs of pupils in the district.

(2) For the 1998-1999 school year, the Foundation Level of support is \$4,225. For the 1999-2000 school year, the Foundation Level of support is \$4,325. For the 2000-2001 school year, the Foundation Level of support is \$4,425. For the 2001-2002 school year and 2002-2003 school year, the Foundation Level of support is \$4,560. For the 2003-2004 school year, the Foundation Level of support is \$4,810. For the 2004-2005 school year, the Foundation Level of support is \$4,964. For the 2005-2006 school year, the Foundation Level of support is \$5,164. For the 2006-2007 school year, the Foundation Level of support is \$5,334. For the 2007-2008 school year, the Foundation Level of support is \$5,734. For the 2008-2009 school year, the Foundation Level of support is \$5,959.

(3) For the 2009-2010 school year and each school year thereafter, the Foundation Level of support is \$6,119 or such greater amount as may be established by law by the General Assembly.

#### (C) Average Daily Attendance.

(1) For purposes of calculating general State aid pursuant to subsection (E), an Average Daily Attendance figure shall be utilized. The Average Daily Attendance figure for formula calculation purposes shall be the monthly average of the actual number of pupils in attendance of each school district, as further averaged for the best 3 months of pupil attendance for each school district. In compiling the figures for the number of pupils in attendance, school districts and the State Board of Education shall, for purposes of general State aid funding, conform attendance figures to the requirements of subsection (F).

(2) The Average Daily Attendance figures utilized in subsection (E) shall be the requisite attendance data for the school year immediately preceding the school year for which general State aid is being calculated or the average of the attendance data for the 3 preceding school years, whichever is greater. The Average Daily Attendance figures utilized in subsection (H) shall be the requisite attendance data for the school year immediately preceding the school year for which general State aid is being calculated.

#### (D) Available Local Resources.

(1) For purposes of calculating general State aid pursuant to subsection (E), a representation of Available Local Resources per pupil, as that term is defined and determined in this subsection, shall be utilized. Available Local Resources per pupil shall include a calculated dollar amount representing local



school district revenues from local property taxes and from Corporate Personal Property Replacement Taxes, expressed on the basis of pupils in Average Daily Attendance. Calculation of Available Local Resources shall exclude any tax amnesty funds received as a result of Public Act 93-26.

(2) In determining a school district's revenue from local property taxes, the State Board of Education shall utilize the equalized assessed valuation of all taxable property of each school district as of September 30 of the previous year. The equalized assessed valuation utilized shall be obtained and determined as provided in subsection (G).

(3) For school districts maintaining grades kindergarten through 12, local property tax revenues per pupil shall be calculated as the product of the applicable equalized assessed valuation for the district multiplied by 3.00%, and divided by the district's Average Daily Attendance figure. For school districts maintaining grades kindergarten through 8, local property tax revenues per pupil shall be calculated as the product of the applicable equalized assessed valuation for the district multiplied by 2.30%, and divided by the district's Average Daily Attendance figure. For school districts maintaining grades 9 through 12, local property tax revenues per pupil shall be the applicable equalized assessed valuation of the district multiplied by 1.05%, and divided by the district's Average Daily Attendance figure.

For partial elementary unit districts created pursuant to Article 11E of this Code, local property tax revenues per pupil shall be calculated as the product of the equalized assessed valuation for property within the partial elementary unit district for elementary purposes, as defined in Article 11E of this Code, multiplied by 2.06% and divided by the district's Average Daily Attendance figure, plus the product of the equalized assessed valuation for property within the partial elementary unit district for high school purposes, as defined in Article 11E of this Code, multiplied by 0.94% and divided by the district's Average Daily Attendance figure.

(4) The Corporate Personal Property Replacement Taxes paid to each school district during the calendar year one year before the calendar year in which a school year begins, divided by the Average Daily Attendance figure for that district, shall be added to the local property tax revenues per pupil as derived by the application of the immediately preceding paragraph (3). The sum of these per pupil figures for each school district shall constitute Available Local Resources as that term is utilized in subsection (E) in the calculation of general State aid.

#### (E) Computation of General State Aid.

(1) For each school year, the amount of general State aid allotted to a school district shall be computed by the State Board of Education as provided in this subsection.

(2) For any school district for which Available Local Resources per pupil is less than the product of 0.93 times the Foundation Level, general State aid for that district shall be calculated as an amount equal to the Foundation Level minus Available Local Resources, multiplied by the Average Daily Attendance of the school district.

(3) For any school district for which Available Local Resources per pupil is equal to or greater than the product of 0.93 times the Foundation Level and less than the product of 1.75 times the Foundation Level, the general State aid per pupil shall be a decimal proportion of the Foundation Level derived using a linear algorithm. Under this linear algorithm, the calculated general State aid per pupil shall decline in direct linear fashion from 0.07 times the Foundation Level for a school district with Available Local Resources equal to the product of 0.93 times the Foundation Level, to 0.05 times the Foundation Level for a school district with Available Local Resources equal to the product of 1.75 times the Foundation Level. The allocation of general State aid for school districts subject to this paragraph 3 shall be the calculated general State aid per pupil figure multiplied by the Average Daily Attendance of the school district.

(4) For any school district for which Available Local Resources per pupil equals or exceeds the product of 1.75 times the Foundation Level, the general State aid for the school district shall be calculated as the product of \$218 multiplied by the Average Daily Attendance of the school district.

(5) The amount of general State aid allocated to a school district for the 1999-2000 school year meeting the requirements set forth in paragraph (4) of subsection (G) shall be increased by an amount equal to the general State aid that would have been received by the district for the 1998-1999 school year by utilizing the Extension Limitation Equalized Assessed Valuation as calculated in paragraph (4) of subsection (G) less the general State aid allotted for the 1998-1999 school year. This amount shall be deemed a one time increase, and shall not affect any future general State aid allocations.

#### (F) Compilation of Average Daily Attendance.

(1) Each school district shall, by July 1 of each year, submit to the State Board of Education, on forms prescribed by the State Board of Education, attendance figures for the school year that began in the

preceding calendar year. The attendance information so transmitted shall identify the average daily attendance figures for each month of the school year. Beginning with the general State aid claim form for the 2002-2003 school year, districts shall calculate Average Daily Attendance as provided in subdivisions (a), (b), and (c) of this paragraph (1).

(a) In districts that do not hold year-round classes, days of attendance in August shall be added to the month of September and any days of attendance in June shall be added to the month of May.

(b) In districts in which all buildings hold year-round classes, days of attendance in July and August shall be added to the month of September and any days of attendance in June shall be added to the month of May.

(c) In districts in which some buildings, but not all, hold year-round classes, for the non-year-round buildings, days of attendance in August shall be added to the month of September and any days of attendance in June shall be added to the month of May. The average daily attendance for the year-round buildings shall be computed as provided in subdivision (b) of this paragraph (1). To calculate the Average Daily Attendance for the district, the average daily attendance for the year-round buildings shall be multiplied by the days in session for the non-year-round buildings for each month and added to the monthly attendance of the non-year-round buildings.

Except as otherwise provided in this Section, days of attendance by pupils shall be counted only for sessions of not less than 5 clock hours of school work per day under direct supervision of: (i) teachers, or (ii) non-teaching personnel or volunteer personnel when engaging in non-teaching duties and supervising in those instances specified in subsection (a) of Section 10-22.34 and paragraph 10 of Section 34-18, with pupils of legal school age and in kindergarten and grades 1 through 12.

Days of attendance by tuition pupils shall be accredited only to the districts that pay the tuition to a recognized school.

(2) Days of attendance by pupils of less than 5 clock hours of school shall be subject to the following provisions in the compilation of Average Daily Attendance.

(a) Pupils regularly enrolled in a public school for only a part of the school day may be counted on the basis of 1/6 day for every class hour of instruction of 40 minutes or more attended pursuant to such enrollment, unless a pupil is enrolled in a block-schedule format of 80 minutes or more of instruction, in which case the pupil may be counted on the basis of the proportion of minutes of school work completed each day to the minimum number of minutes that school work is required to be held that day.

(b) Days of attendance may be less than 5 clock hours on the opening and closing of the school term, and upon the first day of pupil attendance, if preceded by a day or days utilized as an institute or teachers' workshop.

(c) A session of 4 or more clock hours may be counted as a day of attendance upon certification by the regional superintendent, and approved by the State Superintendent of Education to the extent that the district has been forced to use daily multiple sessions.

(d) A session of 3 or more clock hours may be counted as a day of attendance (1) when the remainder of the school day or at least 2 hours in the evening of that day is utilized for an in-service training program for teachers, up to a maximum of 5 days per school year, provided a district conducts an in-service training program for teachers in accordance with Section 10-22.39 of this Code; or, in lieu of 4 such days, 2 full days may be used, in which event each such day may be counted as a day required for a legal school calendar pursuant to Section 10-19 of this Code; (1.5) when, of the 5 days allowed under item (1), a maximum of 4 days are used for parent-teacher conferences, or, in lieu of 4 such days, 2 full days are used, in which case each such day may be counted as a calendar day required under Section 10-19 of this Code, provided that the full-day, parent-teacher conference consists of (i) a minimum of 5 clock hours of parent-teacher conferences, (ii) both a minimum of 2 clock hours of parent-teacher conferences held in the evening following a full day of student attendance, as specified in subsection (F)(1)(c), and a minimum of 3 clock hours of parent-teacher conferences held on the day immediately following evening parent-teacher conferences, or (iii) multiple parent-teacher conferences held in the evenings following full days of student attendance, as specified in subsection (F)(1)(c), in which the time used for the parent-teacher conferences is equivalent to a minimum of 5 clock hours; and (2) when days in addition to those provided in items (1) and (1.5) are scheduled by a school pursuant to its school improvement plan adopted under Article 34 or its revised or amended school improvement plan adopted under Article 2, provided that (i) such sessions of 3 or more clock hours are scheduled to occur at regular intervals, (ii) the remainder of the school days in which such sessions occur are utilized for in-service training programs or other staff development activities for teachers, and (iii) a sufficient number of minutes of

school work under the direct supervision of teachers are added to the school days between such regularly scheduled sessions to accumulate not less than the number of minutes by which such sessions of 3 or more clock hours fall short of 5 clock hours. Any full days used for the purposes of this paragraph shall not be considered for computing average daily attendance. Days scheduled for in-service training programs, staff development activities, or parent-teacher conferences may be scheduled separately for different grade levels and different attendance centers of the district.

(e) A session of not less than one clock hour of teaching hospitalized or homebound pupils on-site or by telephone to the classroom may be counted as 1/2 day of attendance, however these pupils must receive 4 or more clock hours of instruction to be counted for a full day of attendance.

(f) A session of at least 4 clock hours may be counted as a day of attendance for first grade pupils, and pupils in full day kindergartens, and a session of 2 or more hours may be counted as 1/2 day of attendance by pupils in kindergartens which provide only 1/2 day of attendance.

(g) For children with disabilities who are below the age of 6 years and who cannot attend 2 or more clock hours because of their disability or immaturity, a session of not less than one clock hour may be counted as 1/2 day of attendance; however for such children whose educational needs so require a session of 4 or more clock hours may be counted as a full day of attendance.

(h) A recognized kindergarten which provides for only 1/2 day of attendance by each pupil shall not have more than 1/2 day of attendance counted in any one day. However, kindergartens may count 2 1/2 days of attendance in any 5 consecutive school days. When a pupil attends such a kindergarten for 2 half days on any one school day, the pupil shall have the following day as a day absent from school, unless the school district obtains permission in writing from the State Superintendent of Education. Attendance at kindergartens which provide for a full day of attendance by each pupil shall be counted the same as attendance by first grade pupils. Only the first year of attendance in one kindergarten shall be counted, except in case of children who entered the kindergarten in their fifth year whose educational development requires a second year of kindergarten as determined under the rules and regulations of the State Board of Education.

(i) On the days when the Prairie State Achievement Examination is administered under subsection (c) of Section 2-3.64 of this Code, the day of attendance for a pupil whose school day must be shortened to accommodate required testing procedures may be less than 5 clock hours and shall be counted towards the 176 days of actual pupil attendance required under Section 10-19 of this Code, provided that a sufficient number of minutes of school work in excess of 5 clock hours are first completed on other school days to compensate for the loss of school work on the examination days.

#### (G) Equalized Assessed Valuation Data.

(1) For purposes of the calculation of Available Local Resources required pursuant to subsection (D), the State Board of Education shall secure from the Department of Revenue the value as equalized or assessed by the Department of Revenue of all taxable property of every school district, together with (i) the applicable tax rate used in extending taxes for the funds of the district as of September 30 of the previous year and (ii) the limiting rate for all school districts subject to property tax extension limitations as imposed under the Property Tax Extension Limitation Law.

The Department of Revenue shall add to the equalized assessed value of all taxable property of each school district situated entirely or partially within a county that is or was subject to the provisions of Section 15-176 or 15-177 of the Property Tax Code (a) an amount equal to the total amount by which the homestead exemption allowed under Section 15-176 or 15-177 of the Property Tax Code for real property situated in that school district exceeds the total amount that would have been allowed in that school district if the maximum reduction under Section 15-176 was (i) \$4,500 in Cook County or \$3,500 in all other counties in tax year 2003 or (ii) \$5,000 in all counties in tax year 2004 and thereafter and (b) an amount equal to the aggregate amount for the taxable year of all additional exemptions under Section 15-175 of the Property Tax Code for owners with a household income of \$30,000 or less. The county clerk of any county that is or was subject to the provisions of Section 15-176 or 15-177 of the Property Tax Code shall annually calculate and certify to the Department of Revenue for each school district all homestead exemption amounts under Section 15-176 or 15-177 of the Property Tax Code and all amounts of additional exemptions under Section 15-175 of the Property Tax Code for owners with a household income of \$30,000 or less. It is the intent of this paragraph that if the general homestead exemption for a parcel of property is determined under Section 15-176 or 15-177 of the Property Tax Code rather than Section 15-175, then the calculation of Available Local Resources shall not be affected by the difference, if any, between the amount of the general homestead exemption allowed for that parcel of property under Section 15-176 or 15-177 of the Property Tax Code and the amount that would

have been allowed had the general homestead exemption for that parcel of property been determined under Section 15-175 of the Property Tax Code. It is further the intent of this paragraph that if additional exemptions are allowed under Section 15-175 of the Property Tax Code for owners with a household income of less than \$30,000, then the calculation of Available Local Resources shall not be affected by the difference, if any, because of those additional exemptions.

This equalized assessed valuation, as adjusted further by the requirements of this subsection, shall be utilized in the calculation of Available Local Resources.

(2) The equalized assessed valuation in paragraph (1) shall be adjusted, as applicable, in the following manner:

(a) For the purposes of calculating State aid under this Section, with respect to any part of a school district within a redevelopment project area in respect to which a municipality has adopted tax increment allocation financing pursuant to the Tax Increment Allocation Redevelopment Act, Sections 11-74.4-1 through 11-74.4-11 of the Illinois Municipal Code or the Industrial Jobs Recovery Law, Sections 11-74.6-1 through 11-74.6-50 of the Illinois Municipal Code, no part of the current equalized assessed valuation of real property located in any such project area which is attributable to an increase above the total initial equalized assessed valuation of such property shall be used as part of the equalized assessed valuation of the district, until such time as all redevelopment project costs have been paid, as provided in Section 11-74.4-8 of the Tax Increment Allocation Redevelopment Act or in Section 11-74.6-35 of the Industrial Jobs Recovery Law. For the purpose of the equalized assessed valuation of the district, the total initial equalized assessed valuation or the current equalized assessed valuation, whichever is lower, shall be used until such time as all redevelopment project costs have been paid.

(b) The real property equalized assessed valuation for a school district shall be adjusted by subtracting from the real property value as equalized or assessed by the Department of Revenue for the district an amount computed by dividing the amount of any abatement of taxes under Section 18-170 of the Property Tax Code by 3.00% for a district maintaining grades kindergarten through 12, by 2.30% for a district maintaining grades kindergarten through 8, or by 1.05% for a district maintaining grades 9 through 12 and adjusted by an amount computed by dividing the amount of any abatement of taxes under subsection (a) of Section 18-165 of the Property Tax Code by the same percentage rates for district type as specified in this subparagraph (b).

(3) For the 1999-2000 school year and each school year thereafter, if a school district meets all of the criteria of this subsection (G)(3), the school district's Available Local Resources shall be calculated under subsection (D) using the district's Extension Limitation Equalized Assessed Valuation as calculated under this subsection (G)(3).

For purposes of this subsection (G)(3) the following terms shall have the following meanings:

"Budget Year": The school year for which general State aid is calculated and awarded under subsection (E).

"Base Tax Year": The property tax levy year used to calculate the Budget Year allocation of general State aid.

"Preceding Tax Year": The property tax levy year immediately preceding the Base Tax Year.

"Base Tax Year's Tax Extension": The product of the equalized assessed valuation utilized by the County Clerk in the Base Tax Year multiplied by the limiting rate as calculated by the County Clerk and defined in the Property Tax Extension Limitation Law.

"Preceding Tax Year's Tax Extension": The product of the equalized assessed valuation utilized by the County Clerk in the Preceding Tax Year multiplied by the Operating Tax Rate as defined in subsection (A).

"Extension Limitation Ratio": A numerical ratio, certified by the County Clerk, in which the numerator is the Base Tax Year's Tax Extension and the denominator is the Preceding Tax Year's Tax Extension.

"Operating Tax Rate": The operating tax rate as defined in subsection (A).

If a school district is subject to property tax extension limitations as imposed under the Property Tax Extension Limitation Law, the State Board of Education shall calculate the Extension Limitation Equalized Assessed Valuation of that district. For the 1999-2000 school year, the Extension Limitation Equalized Assessed Valuation of a school district as calculated by the State Board of Education shall be equal to the product of the district's 1996 Equalized Assessed Valuation and the district's Extension Limitation Ratio. Except as otherwise provided in this paragraph for a school district that has approved or does approve an increase in its limiting rate, for the 2000-2001 school year and each school year thereafter, the Extension Limitation Equalized Assessed Valuation of a school district as calculated by

the State Board of Education shall be equal to the product of the Equalized Assessed Valuation last used in the calculation of general State aid and the district's Extension Limitation Ratio. If the Extension Limitation Equalized Assessed Valuation of a school district as calculated under this subsection (G)(3) is less than the district's equalized assessed valuation as calculated pursuant to subsections (G)(1) and (G)(2), then for purposes of calculating the district's general State aid for the Budget Year pursuant to subsection (E), that Extension Limitation Equalized Assessed Valuation shall be utilized to calculate the district's Available Local Resources under subsection (D). For the 2009-2010 school year and each school year thereafter, if a school district has approved or does approve an increase in its limiting rate, pursuant to Section 18-190 of the Property Tax Code, affecting the Base Tax Year, the Extension Limitation Equalized Assessed Valuation of the school district, as calculated by the State Board of Education, shall be equal to the product of the Equalized Assessed Valuation last used in the calculation of general State aid times an amount equal to one plus the percentage increase, if any, in the Consumer Price Index for all Urban Consumers for all items published by the United States Department of Labor for the 12-month calendar year preceding the Base Tax Year, plus the Equalized Assessed Valuation of new property, annexed property, and recovered tax increment value and minus the Equalized Assessed Valuation of disconnected property. New property and recovered tax increment value shall have the meanings set forth in the Property Tax Extension Limitation Law.

Partial elementary unit districts created in accordance with Article 11E of this Code shall not be eligible for the adjustment in this subsection (G)(3) until the fifth year following the effective date of the reorganization.

(3.5) For the 2010-2011 school year and each school year thereafter, if a school district's boundaries span multiple counties, then the Department of Revenue shall send to the State Board of Education, for the purpose of calculating general State aid, the limiting rate and individual rates by purpose for the county that contains the majority of the school district's Equalized Assessed Valuation.

(4) For the purposes of calculating general State aid for the 1999-2000 school year only, if a school district experienced a triennial reassessment on the equalized assessed valuation used in calculating its general State financial aid apportionment for the 1998-1999 school year, the State Board of Education shall calculate the Extension Limitation Equalized Assessed Valuation that would have been used to calculate the district's 1998-1999 general State aid. This amount shall equal the product of the equalized assessed valuation used to calculate general State aid for the 1997-1998 school year and the district's Extension Limitation Ratio. If the Extension Limitation Equalized Assessed Valuation of the school district as calculated under this paragraph (4) is less than the district's equalized assessed valuation utilized in calculating the district's 1998-1999 general State aid allocation, then for purposes of calculating the district's general State aid pursuant to paragraph (5) of subsection (E), that Extension Limitation Equalized Assessed Valuation shall be utilized to calculate the district's Available Local Resources.

(5) For school districts having a majority of their equalized assessed valuation in any county except Cook, DuPage, Kane, Lake, McHenry, or Will, if the amount of general State aid allocated to the school district for the 1999-2000 school year under the provisions of subsection (E), (H), and (J) of this Section is less than the amount of general State aid allocated to the district for the 1998-1999 school year under these subsections, then the general State aid of the district for the 1999-2000 school year only shall be increased by the difference between these amounts. The total payments made under this paragraph (5) shall not exceed \$14,000,000. Claims shall be prorated if they exceed \$14,000,000.

#### (H) Supplemental General State Aid.

(1) In addition to the general State aid a school district is allotted pursuant to subsection (E), qualifying school districts shall receive a grant, paid in conjunction with a district's payments of general State aid, for supplemental general State aid based upon the concentration level of children from low-income households within the school district. Supplemental State aid grants provided for school districts under this subsection shall be appropriated for distribution to school districts as part of the same line item in which the general State financial aid of school districts is appropriated under this Section.

(1.5) This paragraph (1.5) applies only to those school years preceding the 2003-2004 school year. For purposes of this subsection (H), the term "Low-Income Concentration Level" shall be the low-income eligible pupil count from the most recently available federal census divided by the Average Daily Attendance of the school district. If, however, (i) the percentage decrease from the 2 most recent federal censuses in the low-income eligible pupil count of a high school district with fewer than 400 students exceeds by 75% or more the percentage change in the total low-income eligible pupil count of contiguous elementary school districts, whose boundaries are coterminous with the high school district, or (ii) a high school district within 2 counties and serving 5 elementary school districts, whose

boundaries are coterminous with the high school district, has a percentage decrease from the 2 most recent federal censuses in the low-income eligible pupil count and there is a percentage increase in the total low-income eligible pupil count of a majority of the elementary school districts in excess of 50% from the 2 most recent federal censuses, then the high school district's low-income eligible pupil count from the earlier federal census shall be the number used as the low-income eligible pupil count for the high school district, for purposes of this subsection (H). The changes made to this paragraph (1) by Public Act 92-28 shall apply to supplemental general State aid grants for school years preceding the 2003-2004 school year that are paid in fiscal year 1999 or thereafter and to any State aid payments made in fiscal year 1994 through fiscal year 1998 pursuant to subsection 1(n) of Section 18-8 of this Code (which was repealed on July 1, 1998), and any high school district that is affected by Public Act 92-28 is entitled to a recomputation of its supplemental general State aid grant or State aid paid in any of those fiscal years. This recomputation shall not be affected by any other funding.

(1.10) This paragraph (1.10) applies to the 2003-2004 school year and each school year thereafter. For purposes of this subsection (H), the term "Low-Income Concentration Level" shall, for each fiscal year, be the low-income eligible pupil count as of July 1 of the immediately preceding fiscal year (as determined by the Department of Human Services based on the number of pupils who are eligible for at least one of the following low income programs: Medicaid, the Children's Health Insurance Program, TANF, or Food Stamps, excluding pupils who are eligible for services provided by the Department of Children and Family Services, averaged over the 2 immediately preceding fiscal years for fiscal year 2004 and over the 3 immediately preceding fiscal years for each fiscal year thereafter) divided by the Average Daily Attendance of the school district.

(2) Supplemental general State aid pursuant to this subsection (H) shall be provided as follows for the 1998-1999, 1999-2000, and 2000-2001 school years only:

(a) For any school district with a Low Income Concentration Level of at least 20% and less than 35%, the grant for any school year shall be \$800 multiplied by the low income eligible pupil count.

(b) For any school district with a Low Income Concentration Level of at least 35% and less than 50%, the grant for the 1998-1999 school year shall be \$1,100 multiplied by the low income eligible pupil count.

(c) For any school district with a Low Income Concentration Level of at least 50% and less than 60%, the grant for the 1998-99 school year shall be \$1,500 multiplied by the low income eligible pupil count.

(d) For any school district with a Low Income Concentration Level of 60% or more, the grant for the 1998-99 school year shall be \$1,900 multiplied by the low income eligible pupil count.

(e) For the 1999-2000 school year, the per pupil amount specified in subparagraphs (b), (c), and (d) immediately above shall be increased to \$1,243, \$1,600, and \$2,000, respectively.

(f) For the 2000-2001 school year, the per pupil amounts specified in subparagraphs (b), (c), and (d) immediately above shall be \$1,273, \$1,640, and \$2,050, respectively.

(2.5) Supplemental general State aid pursuant to this subsection (H) shall be provided as follows for the 2002-2003 school year:

(a) For any school district with a Low Income Concentration Level of less than 10%, the grant for each school year shall be \$355 multiplied by the low income eligible pupil count.

(b) For any school district with a Low Income Concentration Level of at least 10% and less than 20%, the grant for each school year shall be \$675 multiplied by the low income eligible pupil count.

(c) For any school district with a Low Income Concentration Level of at least 20% and less than 35%, the grant for each school year shall be \$1,330 multiplied by the low income eligible pupil count.

(d) For any school district with a Low Income Concentration Level of at least 35% and less than 50%, the grant for each school year shall be \$1,362 multiplied by the low income eligible pupil count.

(e) For any school district with a Low Income Concentration Level of at least 50% and less than 60%, the grant for each school year shall be \$1,680 multiplied by the low income eligible pupil count.

(f) For any school district with a Low Income Concentration Level of 60% or more, the grant for each school year shall be \$2,080 multiplied by the low income eligible pupil count.

(2.10) Except as otherwise provided, supplemental general State aid pursuant to this subsection (H) shall be provided as follows for the 2003-2004 school year and each school year thereafter:

(a) For any school district with a Low Income Concentration Level of 15% or less, the

grant for each school year shall be \$355 multiplied by the low income eligible pupil count.

(b) For any school district with a Low Income Concentration Level greater than 15%, the grant for each school year shall be \$294.25 added to the product of \$2,700 and the square of the Low Income Concentration Level, all multiplied by the low income eligible pupil count.

For the 2003-2004 school year and each school year thereafter through the 2008-2009 school year only, the grant shall be no less than the grant for the 2002-2003 school year. For the 2009-2010 school year only, the grant shall be no less than the grant for the 2002-2003 school year multiplied by 0.66. For the 2010-2011 school year only, the grant shall be no less than the grant for the 2002-2003 school year multiplied by 0.33. Notwithstanding the provisions of this paragraph to the contrary, if for any school year supplemental general State aid grants are prorated as provided in paragraph (1) of this subsection (H), then the grants under this paragraph shall be prorated.

For the 2003-2004 school year only, the grant shall be no greater than the grant received during the 2002-2003 school year added to the product of 0.25 multiplied by the difference between the grant amount calculated under subsection (a) or (b) of this paragraph (2.10), whichever is applicable, and the grant received during the 2002-2003 school year. For the 2004-2005 school year only, the grant shall be no greater than the grant received during the 2002-2003 school year added to the product of 0.50 multiplied by the difference between the grant amount calculated under subsection (a) or (b) of this paragraph (2.10), whichever is applicable, and the grant received during the 2002-2003 school year. For the 2005-2006 school year only, the grant shall be no greater than the grant received during the 2002-2003 school year added to the product of 0.75 multiplied by the difference between the grant amount calculated under subsection (a) or (b) of this paragraph (2.10), whichever is applicable, and the grant received during the 2002-2003 school year.

~~(3) (Blank). School districts with an Average Daily Attendance of more than 1,000 and less than 50,000 that qualify for supplemental general State aid pursuant to this subsection shall submit a plan to the State Board of Education prior to October 30 of each year for the use of the funds resulting from this grant of supplemental general State aid for the improvement of instruction in which priority is given to meeting the education needs of disadvantaged children. Such plan shall be submitted in accordance with rules and regulations promulgated by the State Board of Education.~~

(4) School districts with an Average Daily Attendance of 50,000 or more that qualify for supplemental general State aid pursuant to this subsection shall be required to distribute from funds available pursuant to this Section, no less than \$261,000,000 in accordance with the following requirements:

(a) The required amounts shall be distributed to the attendance centers within the district in proportion to the number of pupils enrolled at each attendance center who are eligible to receive free or reduced-price lunches or breakfasts under the federal Child Nutrition Act of 1966 and under the National School Lunch Act during the immediately preceding school year.

(b) The distribution of these portions of supplemental and general State aid among attendance centers according to these requirements shall not be compensated for or contravened by adjustments of the total of other funds appropriated to any attendance centers, and the Board of Education shall utilize funding from one or several sources in order to fully implement this provision annually prior to the opening of school.

(c) Each attendance center shall be provided by the school district a distribution of noncategorical funds and other categorical funds to which an attendance center is entitled under law in order that the general State aid and supplemental general State aid provided by application of this subsection supplements rather than supplants the noncategorical funds and other categorical funds provided by the school district to the attendance centers.

(d) Any funds made available under this subsection that by reason of the provisions of this subsection are not required to be allocated and provided to attendance centers may be used and appropriated by the board of the district for any lawful school purpose.

(e) Funds received by an attendance center pursuant to this subsection shall be used by the attendance center at the discretion of the principal and local school council for programs to improve educational opportunities at qualifying schools through the following programs and services: early childhood education, reduced class size or improved adult to student classroom ratio, enrichment programs, remedial assistance, attendance improvement, and other educationally beneficial expenditures which supplement the regular and basic programs as determined by the State Board of Education. Funds provided shall not be expended for any political or lobbying purposes as defined by board rule.

(f) Each district subject to the provisions of this subdivision (H)(4) shall submit an acceptable plan to meet the educational needs of disadvantaged children, in compliance with the requirements of this paragraph, to the State Board of Education prior to July 15 of each year. This plan

shall be consistent with the decisions of local school councils concerning the school expenditure plans developed in accordance with part 4 of Section 34-2.3. The State Board shall approve or reject the plan within 60 days after its submission. If the plan is rejected, the district shall give written notice of intent to modify the plan within 15 days of the notification of rejection and then submit a modified plan within 30 days after the date of the written notice of intent to modify. Districts may amend approved plans pursuant to rules promulgated by the State Board of Education.

Upon notification by the State Board of Education that the district has not submitted a plan prior to July 15 or a modified plan within the time period specified herein, the State aid funds affected by that plan or modified plan shall be withheld by the State Board of Education until a plan or modified plan is submitted.

If the district fails to distribute State aid to attendance centers in accordance with an approved plan, the plan for the following year shall allocate funds, in addition to the funds otherwise required by this subsection, to those attendance centers which were underfunded during the previous year in amounts equal to such underfunding.

For purposes of determining compliance with this subsection in relation to the requirements of attendance center funding, each district subject to the provisions of this subsection shall submit as a separate document by December 1 of each year a report of expenditure data for the prior year in addition to any modification of its current plan. If it is determined that there has been a failure to comply with the expenditure provisions of this subsection regarding contravention or supplanting, the State Superintendent of Education shall, within 60 days of receipt of the report, notify the district and any affected local school council. The district shall within 45 days of receipt of that notification inform the State Superintendent of Education of the remedial or corrective action to be taken, whether by amendment of the current plan, if feasible, or by adjustment in the plan for the following year. Failure to provide the expenditure report or the notification of remedial or corrective action in a timely manner shall result in a withholding of the affected funds.

The State Board of Education shall promulgate rules and regulations to implement the provisions of this subsection. No funds shall be released under this subdivision (H)(4) to any district that has not submitted a plan that has been approved by the State Board of Education.

(I) (Blank).

(J) Supplementary Grants in Aid.

(1) Notwithstanding any other provisions of this Section, the amount of the aggregate general State aid in combination with supplemental general State aid under this Section for which each school district is eligible shall be no less than the amount of the aggregate general State aid entitlement that was received by the district under Section 18-8 (exclusive of amounts received under subsections 5(p) and 5(p-5) of that Section) for the 1997-98 school year, pursuant to the provisions of that Section as it was then in effect. If a school district qualifies to receive a supplementary payment made under this subsection (J), the amount of the aggregate general State aid in combination with supplemental general State aid under this Section which that district is eligible to receive for each school year shall be no less than the amount of the aggregate general State aid entitlement that was received by the district under Section 18-8 (exclusive of amounts received under subsections 5(p) and 5(p-5) of that Section) for the 1997-1998 school year, pursuant to the provisions of that Section as it was then in effect.

(2) If, as provided in paragraph (1) of this subsection (J), a school district is to receive aggregate general State aid in combination with supplemental general State aid under this Section for the 1998-99 school year and any subsequent school year that in any such school year is less than the amount of the aggregate general State aid entitlement that the district received for the 1997-98 school year, the school district shall also receive, from a separate appropriation made for purposes of this subsection (J), a supplementary payment that is equal to the amount of the difference in the aggregate State aid figures as described in paragraph (1).

(3) (Blank).

(K) Grants to Laboratory and Alternative Schools.

In calculating the amount to be paid to the governing board of a public university that operates a laboratory school under this Section or to any alternative school that is operated by a regional superintendent of schools, the State Board of Education shall require by rule such reporting requirements as it deems necessary.

As used in this Section, "laboratory school" means a public school which is created and operated by a public university and approved by the State Board of Education. The governing board of a public

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university which receives funds from the State Board under this subsection (K) may not increase the number of students enrolled in its laboratory school from a single district, if that district is already sending 50 or more students, except under a mutual agreement between the school board of a student's district of residence and the university which operates the laboratory school. A laboratory school may not have more than 1,000 students, excluding students with disabilities in a special education program.

As used in this Section, "alternative school" means a public school which is created and operated by a Regional Superintendent of Schools and approved by the State Board of Education. Such alternative schools may offer courses of instruction for which credit is given in regular school programs, courses to prepare students for the high school equivalency testing program or vocational and occupational training. A regional superintendent of schools may contract with a school district or a public community college district to operate an alternative school. An alternative school serving more than one educational service region may be established by the regional superintendents of schools of the affected educational service regions. An alternative school serving more than one educational service region may be operated under such terms as the regional superintendents of schools of those educational service regions may agree.

Each laboratory and alternative school shall file, on forms provided by the State Superintendent of Education, an annual State aid claim which states the Average Daily Attendance of the school's students by month. The best 3 months' Average Daily Attendance shall be computed for each school. The general State aid entitlement shall be computed by multiplying the applicable Average Daily Attendance by the Foundation Level as determined under this Section.

(L) Payments, Additional Grants in Aid and Other Requirements.

(1) For a school district operating under the financial supervision of an Authority created under Article 34A, the general State aid otherwise payable to that district under this Section, but not the supplemental general State aid, shall be reduced by an amount equal to the budget for the operations of the Authority as certified by the Authority to the State Board of Education, and an amount equal to such reduction shall be paid to the Authority created for such district for its operating expenses in the manner provided in Section 18-11. The remainder of general State school aid for any such district shall be paid in accordance with Article 34A when that Article provides for a disposition other than that provided by this Article.

(2) (Blank).

(3) Summer school. Summer school payments shall be made as provided in Section 18-4.3.

(M) Education Funding Advisory Board.

The Education Funding Advisory Board, hereinafter in this subsection (M) referred to as the "Board", is hereby created. The Board shall consist of 5 members who are appointed by the Governor, by and with the advice and consent of the Senate. The members appointed shall include representatives of education, business, and the general public. One of the members so appointed shall be designated by the Governor at the time the appointment is made as the chairperson of the Board. The initial members of the Board may be appointed any time after the effective date of this amendatory Act of 1997. The regular term of each member of the Board shall be for 4 years from the third Monday of January of the year in which the term of the member's appointment is to commence, except that of the 5 initial members appointed to serve on the Board, the member who is appointed as the chairperson shall serve for a term that commences on the date of his or her appointment and expires on the third Monday of January, 2002, and the remaining 4 members, by lots drawn at the first meeting of the Board that is held after all 5 members are appointed, shall determine 2 of their number to serve for terms that commence on the date of their respective appointments and expire on the third Monday of January, 2001, and 2 of their number to serve for terms that commence on the date of their respective appointments and expire on the third Monday of January, 2000. All members appointed to serve on the Board shall serve until their respective successors are appointed and confirmed. Vacancies shall be filled in the same manner as original appointments. If a vacancy in membership occurs at a time when the Senate is not in session, the Governor shall make a temporary appointment until the next meeting of the Senate, when he or she shall appoint, by and with the advice and consent of the Senate, a person to fill that membership for the unexpired term. If the Senate is not in session when the initial appointments are made, those appointments shall be made as in the case of vacancies.

The Education Funding Advisory Board shall be deemed established, and the initial members appointed by the Governor to serve as members of the Board shall take office, on the date that the Governor makes his or her appointment of the fifth initial member of the Board, whether those initial members are then serving pursuant to appointment and confirmation or pursuant to temporary appointments that are made by the Governor as in the case of vacancies.

The State Board of Education shall provide such staff assistance to the Education Funding Advisory Board as is reasonably required for the proper performance by the Board of its responsibilities.

For school years after the 2000-2001 school year, the Education Funding Advisory Board, in consultation with the State Board of Education, shall make recommendations as provided in this subsection (M) to the General Assembly for the foundation level under subdivision (B)(3) of this Section and for the supplemental general State aid grant level under subsection (H) of this Section for districts with high concentrations of children from poverty. The recommended foundation level shall be determined based on a methodology which incorporates the basic education expenditures of low-spending schools exhibiting high academic performance. The Education Funding Advisory Board shall make such recommendations to the General Assembly on January 1 of odd numbered years, beginning January 1, 2001.

(N) (Blank).

(O) References.

(1) References in other laws to the various subdivisions of Section 18-8 as that Section existed before its repeal and replacement by this Section 18-8.05 shall be deemed to refer to the corresponding provisions of this Section 18-8.05, to the extent that those references remain applicable.

(2) References in other laws to State Chapter 1 funds shall be deemed to refer to the supplemental general State aid provided under subsection (H) of this Section.

(P) Public Act 93-838 and Public Act 93-808 make inconsistent changes to this Section. Under Section 6 of the Statute on Statutes there is an irreconcilable conflict between Public Act 93-808 and Public Act 93-838. Public Act 93-838, being the last acted upon, is controlling. The text of Public Act 93-838 is the law regardless of the text of Public Act 93-808.

(Source: P.A. 95-331, eff. 8-21-07; 95-644, eff. 10-12-07; 95-707, eff. 1-11-08; 95-744, eff. 7-18-08; 95-903, eff. 8-25-08; 96-45, eff. 7-15-09; 96-152, eff. 8-7-09; 96-300, eff. 8-11-09; 96-328, eff. 8-11-09; 96-640, eff. 8-24-09; 96-959, eff. 7-1-10; 96-1000, eff. 7-2-10; 96-1480, eff. 11-18-10; revised 11-24-10.)

(105 ILCS 5/18-12) (from Ch. 122, par. 18-12)

Sec. 18-12. Dates for filing State aid claims. The school board of each school district shall require teachers, principals, or superintendents to furnish from records kept by them such data as it needs in preparing and certifying to the ~~State Superintendent of Education~~ ~~regional superintendent~~ its school district report of claims provided in Sections 18-8.05 through 18-9 ~~as required by the State Superintendent of Education~~. The district claim shall be based on the latest available equalized assessed valuation and tax rates, as provided in Section 18-8.05 and shall use the average daily attendance as determined by the method outlined in Section 18-8.05 and shall be certified and filed with the ~~State Superintendent of Education~~ ~~regional superintendent~~ by June 21 for districts with an official school calendar end date before June 15 or within 2 weeks following the official school calendar end date for districts with a school year end date of June 15 or later. ~~The regional superintendent shall certify and file with the State Superintendent of Education district State aid claims by July 1 for districts with an official school calendar end date before June 15 or no later than July 15 for districts with an official school calendar end date of June 15 or later.~~ Failure to so file by these deadlines constitutes a forfeiture of the right to receive payment by the State until such claim is filed and vouchered for payment. ~~The regional superintendent of schools shall certify the county report of claims by July 15; and the State Superintendent of Education shall voucher for payment those claims to the State Comptroller as provided in Section 18-11.~~

Except as otherwise provided in this Section, if any school district fails to provide the minimum school term specified in Section 10-19, the State aid claim for that year shall be reduced by the State Superintendent of Education in an amount equivalent to 1/176 or .56818% for each day less than the number of days required by this Code.

If the State Superintendent of Education determines that the failure to provide the minimum school term was occasioned by an act or acts of God, or was occasioned by conditions beyond the control of the school district which posed a hazardous threat to the health and safety of pupils, the State aid claim need not be reduced.

If a school district is precluded from providing the minimum hours of instruction required for a full day of attendance due to an adverse weather condition or a condition beyond the control of the school district that poses a hazardous threat to the health and safety of students, then the partial day of attendance may be counted if (i) the school district has provided at least one hour of instruction prior to

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the closure of the school district, (ii) a school building has provided at least one hour of instruction prior to the closure of the school building, or (iii) the normal start time of the school district is delayed.

If, prior to providing any instruction, a school district must close one or more but not all school buildings after consultation with a local emergency response agency or due to a condition beyond the control of the school district, then the school district may claim attendance for up to 2 school days based on the average attendance of the 3 school days immediately preceding the closure of the affected school building. The partial or no day of attendance described in this Section and the reasons therefore shall be certified within a month of the closing or delayed start by the school district superintendent to the regional superintendent of schools for forwarding to the State Superintendent of Education for approval.

No exception to the requirement of providing a minimum school term may be approved by the State Superintendent of Education pursuant to this Section unless a school district has first used all emergency days provided for in its regular calendar.

If the State Superintendent of Education declares that an energy shortage exists during any part of the school year for the State or a designated portion of the State, a district may operate the school attendance centers within the district 4 days of the week during the time of the shortage by extending each existing school day by one clock hour of school work, and the State aid claim shall not be reduced, nor shall the employees of that district suffer any reduction in salary or benefits as a result thereof. A district may operate all attendance centers on this revised schedule, or may apply the schedule to selected attendance centers, taking into consideration such factors as pupil transportation schedules and patterns and sources of energy for individual attendance centers.

Electronically submitted State aid claims shall be submitted by duly authorized district or regional individuals over a secure network that is password protected. The electronic submission of a State aid claim must be accompanied with an affirmation that all of the provisions of Sections 18-8.05 through 18-9, 10-22.5, and 24-4 of this Code are met in all respects.

(Source: P.A. 95-152, eff. 8-14-07; 95-811, eff. 8-13-08; 95-876, eff. 8-21-08; 96-734, eff. 8-25-09.)

(105 ILCS 5/26-2a) (from Ch. 122, par. 26-2a)

Sec. 26-2a. A "truant" is defined as a child subject to compulsory school attendance and who is absent without valid cause from such attendance for a school day or portion thereof.

"Valid cause" for absence shall be illness, observance of a religious holiday, death in the immediate family, family emergency, and shall include such other situations beyond the control of the student as determined by the board of education in each district, or such other circumstances which cause reasonable concern to the parent for the safety or health of the student.

"Chronic or habitual truant" shall be defined as a child subject to compulsory school attendance and who is absent without valid cause from such attendance for 10% or more of the previous 180 regular attendance days.

"Truant minor" is defined as a chronic truant to whom supportive services, including prevention, diagnostic, intervention and remedial services, alternative programs and other school and community resources have been provided and have failed to result in the cessation of chronic truancy, or have been offered and refused.

A "dropout" is defined as any child enrolled in grades one 9 through 12 whose name has been removed from the district enrollment roster for any reason other than the student's death, extended illness, removal for medical non-compliance, expulsion, ~~aging out~~, graduation, or completion of a program of studies and who has not transferred to another public or private school or moved out of the United States and is not known to be home-schooled by his or her parents or guardians or continuing school in another country.

"Religion" for the purposes of this Article, includes all aspects of religious observance and practice, as well as belief.

(Source: P.A. 96-1423, eff. 8-3-10.)

(105 ILCS 5/27A-7)

Sec. 27A-7. Charter submission.

(a) A proposal to establish a charter school shall be submitted to the State Board and the local school board in the form of a proposed contract entered into between the local school board and the governing body of a proposed charter school. The charter school proposal as submitted to the State Board shall include:

(1) The name of the proposed charter school, which must include the words "Charter School".

(2) The age or grade range, areas of focus, minimum and maximum numbers of pupils to be enrolled in the charter school, and any other admission criteria that would be legal if used by a school district.

(3) A description of and address for the physical plant in which the charter school will be located; provided that nothing in the Article shall be deemed to justify delaying or withholding favorable action on or approval of a charter school proposal because the building or buildings in which the charter school is to be located have not been acquired or rented at the time a charter school proposal is submitted or approved or a charter school contract is entered into or submitted for certification or certified, so long as the proposal or submission identifies and names at least 2 sites that are potentially available as a charter school facility by the time the charter school is to open.

(4) The mission statement of the charter school, which must be consistent with the General Assembly's declared purposes; provided that nothing in this Article shall be construed to require that, in order to receive favorable consideration and approval, a charter school proposal demonstrate unequivocally that the charter school will be able to meet each of those declared purposes, it being the intention of the Charter Schools Law that those purposes be recognized as goals that charter schools must aspire to attain.

(5) The goals, objectives, and pupil performance standards to be achieved by the charter school.

(6) In the case of a proposal to establish a charter school by converting an existing public school or attendance center to charter school status, evidence that the proposed formation of the charter school has received the approval of certified teachers, parents and guardians, and, if applicable, a local school council as provided in subsection (b) of Section 27A-8.

(7) A description of the charter school's educational program, pupil performance standards, curriculum, school year, school days, and hours of operation.

(8) A description of the charter school's plan for evaluating pupil performance, the types of assessments that will be used to measure pupil progress towards achievement of the school's pupil performance standards, the timeline for achievement of those standards, and the procedures for taking corrective action in the event that pupil performance at the charter school falls below those standards.

(9) Evidence that the terms of the charter as proposed are economically sound for both the charter school and the school district, a proposed budget for the term of the charter, a description of the manner in which an annual audit of the financial and administrative operations of the charter school, including any services provided by the school district, are to be conducted, and a plan for the displacement of pupils, teachers, and other employees who will not attend or be employed in the charter school.

(10) A description of the governance and operation of the charter school, including the nature and extent of parental, professional educator, and community involvement in the governance and operation of the charter school.

(11) An explanation of the relationship that will exist between the charter school and its employees, including evidence that the terms and conditions of employment have been addressed with affected employees and their recognized representative, if any. However, a bargaining unit of charter school employees shall be separate and distinct from any bargaining units formed from employees of a school district in which the charter school is located.

(12) An agreement between the parties regarding their respective legal liability and applicable insurance coverage.

(13) A description of how the charter school plans to meet the transportation needs of its pupils, and a plan for addressing the transportation needs of low-income and at-risk pupils.

(14) The proposed effective date and term of the charter; provided that the first day of the first academic year ~~and the first day of the fiscal year~~ shall be no earlier than August 15 and the first day of the fiscal year shall be July 1 no later than September 15 of a calendar year.

(15) Any other information reasonably required by the State Board of Education.

(b) A proposal to establish a charter school may be initiated by individuals or organizations that will have majority representation on the board of directors or other governing body of the corporation or other discrete legal entity that is to be established to operate the proposed charter school, by a board of education or an intergovernmental agreement between or among boards of education, or by the board of directors or other governing body of a discrete legal entity already existing or established to operate the proposed charter school. The individuals or organizations referred to in this subsection may be school teachers, school administrators, local school councils, colleges or universities or their faculty members, public community colleges or their instructors or other representatives, corporations, or other entities or their representatives. The proposal shall be submitted to the local school board for consideration and, if appropriate, for development of a proposed contract to be submitted to the State Board for certification under Section 27A-6.

(c) The local school board may not without the consent of the governing body of the charter school condition its approval of a charter school proposal on acceptance of an agreement to operate under State laws and regulations and local school board policies from which the charter school is otherwise exempted under this Article.

(Source: P.A. 90-548, eff. 1-1-98; 91-405, eff. 8-3-99.)

(105 ILCS 5/34-8) (from Ch. 122, par. 34-8)

Sec. 34-8. Powers and duties of general superintendent. The general superintendent of schools shall prescribe and control, subject to the approval of the board and to other provisions of this Article, the courses of study mandated by State law, textbooks, educational apparatus and equipment, discipline in and conduct of the schools, and shall perform such other duties as the board may by rule prescribe. The superintendent shall also notify the State Board of Education, the board and the chief administrative official, other than the alleged perpetrator himself, in the school where the alleged perpetrator serves, that any person who is employed in a school or otherwise comes into frequent contact with children in the school has been named as a perpetrator in an indicated report filed pursuant to the Abused and Neglected Child Reporting Act, approved June 26, 1975, as amended.

The general superintendent may be granted the authority by the board to hire a specific number of employees to assist in meeting immediate responsibilities. Conditions of employment for such personnel shall not be subject to the provisions of Section 34-85.

The general superintendent may, pursuant to a delegation of authority by the board and Section 34-18, approve contracts and expenditures.

Pursuant to other provisions of this Article, sites shall be selected, schoolhouses located thereon and plans therefor approved, and textbooks and educational apparatus and equipment shall be adopted and purchased by the board only upon the recommendation of the general superintendent of schools or by a majority vote of the full membership of the board and, in the case of textbooks, subject to Article 28 of this Act. The board may furnish free textbooks to pupils and may publish its own textbooks and manufacture its own apparatus, equipment and supplies.

In addition, ~~each year at a time designated by the State Superintendent of Education in January of each year~~, the general superintendent of schools shall report to the State Board of Education the number of high school students in the district who are enrolled in accredited courses (for which high school credit will be awarded upon successful completion of the courses) at any community college, together with the name and number of the course or courses which each such student is taking.

The general superintendent shall also have the authority to monitor the performance of attendance centers, to identify and place an attendance center on remediation and probation, and to recommend to the board that the attendance center be placed on intervention and be reconstituted, subject to the provisions of Sections 34-8.3 and 8.4.

The general superintendent, or his or her designee, shall conduct an annual evaluation of each principal in the district pursuant to guidelines promulgated by the Board and the Board approved principal evaluation form. The evaluation shall be based on factors, including the following: (i) student academic improvement, as defined by the school improvement plan; (ii) student absenteeism rates at the school; (iii) instructional leadership; (iv) effective implementation of programs, policies, or strategies to improve student academic achievement; (v) school management; and (vi) other factors, including, without limitation, the principal's communication skills and ability to create and maintain a student-centered learning environment, to develop opportunities for professional development, and to encourage parental involvement and community partnerships to achieve school improvement.

Effective no later than September 1, 2012, the general superintendent or his or her designee shall develop a written principal evaluation plan. The evaluation plan must be in writing and shall supersede the evaluation requirements set forth in this Section. The evaluation plan must do at least all of the following:

- (1) Provide for annual evaluation of all principals employed under a performance contract by the general superintendent or his or her designee, no later than July 1st of each year.
- (2) Consider the principal's specific duties, responsibilities, management, and competence as a principal.
- (3) Specify the principal's strengths and weaknesses, with supporting reasons.
- (4) Align with research-based standards.
- (5) Use data and indicators on student growth as a significant factor in rating principal performance.

(Source: P.A. 95-496, eff. 8-28-07; 96-861, eff. 1-15-10.)

(105 ILCS 5/34-18.5) (from Ch. 122, par. 34-18.5)

Sec. 34-18.5. Criminal history records checks and checks of the Statewide Sex Offender Database and

Statewide Child Murderer and Violent Offender Against Youth Database.

(a) Certified and noncertified applicants for employment with the school district are required as a condition of employment to authorize a fingerprint-based criminal history records check to determine if such applicants have been convicted of any of the enumerated criminal or drug offenses in subsection (c) of this Section or have been convicted, within 7 years of the application for employment with the school district, of any other felony under the laws of this State or of any offense committed or attempted in any other state or against the laws of the United States that, if committed or attempted in this State, would have been punishable as a felony under the laws of this State. Authorization for the check shall be furnished by the applicant to the school district, except that if the applicant is a substitute teacher seeking employment in more than one school district, or a teacher seeking concurrent part-time employment positions with more than one school district (as a reading specialist, special education teacher or otherwise), or an educational support personnel employee seeking employment positions with more than one district, any such district may require the applicant to furnish authorization for the check to the regional superintendent of the educational service region in which are located the school districts in which the applicant is seeking employment as a substitute or concurrent part-time teacher or concurrent educational support personnel employee. Upon receipt of this authorization, the school district or the appropriate regional superintendent, as the case may be, shall submit the applicant's name, sex, race, date of birth, social security number, fingerprint images, and other identifiers, as prescribed by the Department of State Police, to the Department. The regional superintendent submitting the requisite information to the Department of State Police shall promptly notify the school districts in which the applicant is seeking employment as a substitute or concurrent part-time teacher or concurrent educational support personnel employee that the check of the applicant has been requested. The Department of State Police and the Federal Bureau of Investigation shall furnish, pursuant to a fingerprint-based criminal history records check, records of convictions, until expunged, to the president of the school board for the school district that requested the check, or to the regional superintendent who requested the check. The Department shall charge the school district or the appropriate regional superintendent a fee for conducting such check, which fee shall be deposited in the State Police Services Fund and shall not exceed the cost of the inquiry; and the applicant shall not be charged a fee for such check by the school district or by the regional superintendent. Subject to appropriations for these purposes, the State Superintendent of Education shall reimburse the school district and regional superintendent for fees paid to obtain criminal history records checks under this Section.

(a-5) The school district or regional superintendent shall further perform a check of the Statewide Sex Offender Database, as authorized by the Sex Offender Community Notification Law, for each applicant.

(a-6) The school district or regional superintendent shall further perform a check of the Statewide Child Murderer and Violent Offender Against Youth Database, as authorized by the Child Murderer and Violent Offender Against Youth Community Notification Law, for each applicant.

(b) Any information concerning the record of convictions obtained by the president of the board of education or the regional superintendent shall be confidential and may only be transmitted to the general superintendent of the school district or his designee, the appropriate regional superintendent if the check was requested by the board of education for the school district, the presidents of the appropriate board of education or school boards if the check was requested from the Department of State Police by the regional superintendent, the State Superintendent of Education, the State Teacher Certification Board or any other person necessary to the decision of hiring the applicant for employment. A copy of the record of convictions obtained from the Department of State Police shall be provided to the applicant for employment. Upon the check of the Statewide Sex Offender Database, the school district or regional superintendent shall notify an applicant as to whether or not the applicant has been identified in the Database as a sex offender. If a check of an applicant for employment as a substitute or concurrent part-time teacher or concurrent educational support personnel employee in more than one school district was requested by the regional superintendent, and the Department of State Police upon a check ascertains that the applicant has not been convicted of any of the enumerated criminal or drug offenses in subsection (c) or has not been convicted, within 7 years of the application for employment with the school district, of any other felony under the laws of this State or of any offense committed or attempted in any other state or against the laws of the United States that, if committed or attempted in this State, would have been punishable as a felony under the laws of this State and so notifies the regional superintendent and if the regional superintendent upon a check ascertains that the applicant has not been identified in the Sex Offender Database as a sex offender, then the regional superintendent shall issue to the applicant a certificate evidencing that as of the date specified by the Department of State Police the applicant has not been convicted of any of the enumerated criminal or drug offenses in subsection (c) or has not been convicted, within 7 years of the application for employment with the school district, of any

other felony under the laws of this State or of any offense committed or attempted in any other state or against the laws of the United States that, if committed or attempted in this State, would have been punishable as a felony under the laws of this State and evidencing that as of the date that the regional superintendent conducted a check of the Statewide Sex Offender Database, the applicant has not been identified in the Database as a sex offender. The school board of any school district may rely on the certificate issued by any regional superintendent to that substitute teacher, concurrent part-time teacher, or concurrent educational support personnel employee or may initiate its own criminal history records check of the applicant through the Department of State Police and its own check of the Statewide Sex Offender Database as provided in subsection (a). Any person who releases any confidential information concerning any criminal convictions of an applicant for employment shall be guilty of a Class A misdemeanor, unless the release of such information is authorized by this Section.

(c) The board of education shall not knowingly employ a person who has been convicted of any offense that would subject him or her to certification suspension or revocation pursuant to Section 21-23a of this Code. Further, the board of education shall not knowingly employ a person who has been found to be the perpetrator of sexual or physical abuse of any minor under 18 years of age pursuant to proceedings under Article II of the Juvenile Court Act of 1987.

(d) The board of education shall not knowingly employ a person for whom a criminal history records check and a Statewide Sex Offender Database check has not been initiated.

(e) Upon receipt of the record of a conviction of or a finding of child abuse by a holder of any certificate issued pursuant to Article 21 or Section 34-8.1 or 34-83 of the School Code, the State Superintendent of Education may initiate certificate suspension and revocation proceedings as authorized by law.

(e-5) The general superintendent of schools shall, in writing, notify the State Superintendent of Education of any certificate holder whom he or she has reasonable cause to believe has committed an intentional act of abuse or neglect with the result of making a child an abused child or a neglected child, as defined in Section 3 of the Abused and Neglected Child Reporting Act, and that act resulted in the certificate holder's dismissal or resignation from the school district. This notification must be submitted within 30 days after the dismissal or resignation. The certificate holder must also be contemporaneously sent a copy of the notice by the superintendent. All correspondence, documentation, and other information so received by the State Superintendent of Education, the State Board of Education, or the State Teacher Certification Board under this subsection (e-5) is confidential and must not be disclosed to third parties, except (i) as necessary for the State Superintendent of Education or his or her designee to investigate and prosecute pursuant to Article 21 of this Code, (ii) pursuant to a court order, (iii) for disclosure to the certificate holder or his or her representative, or (iv) as otherwise provided in this Article and provided that any such information admitted into evidence in a hearing is exempt from this confidentiality and non-disclosure requirement. Except for an act of willful or wanton misconduct, any superintendent who provides notification as required in this subsection (e-5) shall have immunity from any liability, whether civil or criminal or that otherwise might result by reason of such action.

(f) After March 19, 1990, the provisions of this Section shall apply to all employees of persons or firms holding contracts with any school district including, but not limited to, food service workers, school bus drivers and other transportation employees, who have direct, daily contact with the pupils of any school in such district. For purposes of criminal history records checks and checks of the Statewide Sex Offender Database on employees of persons or firms holding contracts with more than one school district and assigned to more than one school district, the regional superintendent of the educational service region in which the contracting school districts are located may, at the request of any such school district, be responsible for receiving the authorization for a criminal history records check prepared by each such employee and submitting the same to the Department of State Police and for conducting a check of the Statewide Sex Offender Database and the Statewide Child Murderer and Violent Offender Against Youth Database for each employee. Any information concerning the record of conviction and identification as a sex offender of any such employee obtained by the regional superintendent shall be promptly reported to the president of the appropriate school board or school boards.

(g) Beginning on January 1, 2012, the provisions of this Section shall apply to all student teachers, as defined by State Board of Education rule, assigned to public schools. Student teachers must undergo a Department of State Police and Federal Bureau of Investigation fingerprint-based criminal history records check. Authorization to conduct the criminal history records check must be furnished by the student teacher to the school to which the student teacher is assigned. The Department of State Police and the Federal Bureau of Investigation shall furnish, pursuant to a fingerprint-based criminal history records check, records of convictions, until expunged, to the president of the Chicago Board of Education. The Department of State Police shall charge a fee for conducting the check, which fee must

be deposited into the State Police Services Fund and must not exceed the cost of the inquiry. The student teacher shall be required to pay all fees associated with conducting the criminal history records check, as well as any other application fees as established by rule including, but not limited to, the fee established by the Department of State Police and the Federal Bureau of Investigation to process fingerprint-based criminal history records checks. Results of the check must also be furnished by the school district to the higher education institution where the student teacher is enrolled. No one may begin student teaching until the results of the criminal history records check have been returned to the school district. In order to student teach in the public schools, a person is required to authorize a fingerprint-based criminal history records check and checks of the Statewide Sex Offender Database and Statewide Child Murderer and Violent Offender Against Youth Database prior to participating in any field experiences in the public schools. Authorization for and payment of the costs of the checks must be furnished by the student teacher. Results of the checks must be furnished to the higher education institution where the student teacher is enrolled and the general superintendent of schools.

(Source: P.A. 95-331, eff. 8-21-07; 96-431, eff. 8-13-09; 96-1452, eff. 8-20-10.)

(105 ILCS 5/1C-4 rep.) (105 ILCS 5/2-3.9 rep.) (105 ILCS 5/2-3.10 rep.) (105 ILCS 5/2-3.17 rep.) (105 ILCS 5/2-3.74 rep.) (105 ILCS 5/2-3.87 rep.) (105 ILCS 5/2-3.111 rep.) (105 ILCS 5/2-3.112 rep.) (105 ILCS 5/13B-35.10 rep.) (105 ILCS 5/13B-35.15 rep.) (105 ILCS 5/13B-35.20 rep.) (105 ILCS 5/13B-40 rep.)

Section 10. The School Code is amended by repealing Sections 1C-4, 2-3.9, 2-3.10, 2-3.17, 2-3.74, 2-3.87, 2-3.111, 2-3.112, 13B-35.10, 13B-35.15, 13B-35.20, and 13B-40.

Section 15. The Critical Health Problems and Comprehensive Health Education Act is amended by changing Section 6 as follows:

(105 ILCS 110/6) (from Ch. 122, par. 866)

~~Sec. 6. Rules and Regulations. In carrying out the powers and duties of the State Board of Education and the advisory committee established by this Act, the State Board is and such committee are~~ authorized to promulgate rules and regulations in order to implement the provisions of this Act.

(Source: P.A. 81-1508.)

(105 ILCS 110/5 rep.)

Section 20. The Critical Health Problems and Comprehensive Health Education Act is amended by repealing Section 5.

(105 ILCS 215/Act rep.)

Section 25. The Chicago Community Schools Study Commission Act is repealed."

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the bill, as amended, was ordered to a third reading.

### SENATE BILL RECALLED

On motion of Senator Clayborne, **Senate Bill No. 2170** was recalled from the order of third reading to the order of second reading.

Senator Clayborne offered the following amendment and moved its adoption:

#### AMENDMENT NO. 3 TO SENATE BILL 2170

AMENDMENT NO. 3. Amend Senate Bill 2170, AS AMENDED, by replacing everything after the enacting clause with the following:

"Section 5. The Local Government Debt Reform Act is amended by changing Section 15 as follows:

(30 ILCS 350/15) (from Ch. 17, par. 6915)

Sec. 15. Double-barrelled bonds. Whenever revenue bonds have been authorized to be issued pursuant to applicable law or whenever there exists for a governmental unit a revenue source, the procedures set forth in this Section may be used by a governing body. General obligation bonds may be issued in lieu of such revenue bonds as authorized, and general obligation bonds may be issued payable from any revenue source. Such general obligation bonds may be referred to as "alternate bonds". Alternate bonds may be issued without any referendum or backdoor referendum except as provided in this Section, upon the terms provided in Section 10 of this Act without reference to other provisions of law, but only upon the conditions provided in this Section. Alternate bonds shall not be regarded as or included in any

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computation of indebtedness for the purpose of any statutory provision or limitation except as expressly provided in this Section.

Such conditions are:

(a) Alternate bonds shall be issued for a lawful corporate purpose. If issued in lieu of revenue bonds, alternate bonds shall be issued for the purposes for which such revenue bonds shall have been authorized. If issued payable from a revenue source in the manner hereinafter provided, which revenue source is limited in its purposes or applications, then the alternate bonds shall be issued only for such limited purposes or applications. Alternate bonds may be issued payable from either enterprise revenues or revenue sources, or both.

(b) Alternate bonds shall be subject to backdoor referendum. The provisions of Section 5 of this Act shall apply to such backdoor referendum, together with the provisions hereof. The authorizing ordinance shall be published in a newspaper of general circulation in the governmental unit. Along with or as part of the authorizing ordinance, there shall be published a notice of (1) the specific number of voters required to sign a petition requesting that the issuance of the alternate bonds be submitted to referendum, (2) the time when such petition must be filed, (3) the date of the prospective referendum, and (4), with respect to authorizing ordinances adopted on or after January 1, 1991, a statement that identifies any revenue source that will be used to pay debt service on the alternate bonds. The clerk or secretary of the governmental unit shall make a petition form available to anyone requesting one. If no petition is filed with the clerk or secretary within 30 days of publication of the authorizing ordinance and notice, the alternate bonds shall be authorized to be issued. But if within this 30 days period, a petition is filed with such clerk or secretary signed by electors numbering the greater of (i) 7.5% of the registered voters in the governmental unit or (ii) 200 of those registered voters or 15% of those registered voters, whichever is less, asking that the issuance of such alternate bonds be submitted to referendum, the clerk or secretary shall certify such question for submission at an election held in accordance with the general election law. The question on the ballot shall include a statement of any revenue source that will be used to pay debt service on the alternate bonds. The alternate bonds shall be authorized to be issued if a majority of the votes cast on the question at such election are in favor thereof provided that notice of the bond referendum, if held before July 1, 1999, has been given in accordance with the provisions of Section 12-5 of the Election Code in effect at the time of the bond referendum, at least 10 and not more than 45 days before the date of the election, notwithstanding the time for publication otherwise imposed by Section 12-5. Notices required in connection with the submission of public questions on or after July 1, 1999 shall be as set forth in Section 12-5 of the Election Code. Backdoor referendum proceedings for bonds and alternate bonds to be issued in lieu of such bonds may be conducted at the same time.

(c) To the extent payable from enterprise revenues, such revenues shall have been determined by the governing body to be sufficient to provide for or pay in each year to final maturity of such alternate bonds all of the following: (1) costs of operation and maintenance of the utility or enterprise, but not including depreciation, (2) debt service on all outstanding revenue bonds payable from such enterprise revenues, (3) all amounts required to meet any fund or account requirements with respect to such outstanding revenue bonds, (4) other contractual or tort liability obligations, if any, payable from such enterprise revenues, and (5) in each year, an amount not less than 1.25 times debt service of all (i) alternate bonds payable from such enterprise revenues previously issued and outstanding and (ii) alternate bonds proposed to be issued. To the extent payable from one or more revenue sources, such sources shall have been determined by the governing body to provide in each year, an amount not less than 1.25 times debt service of all alternate bonds payable from such revenue sources previously issued and outstanding and alternate bonds proposed to be issued. The 1.25 figure in the preceding sentence shall be reduced to 1.10 if the revenue source is a governmental revenue source. The conditions enumerated in this subsection (c) need not be met for that amount of debt service provided for by the setting aside of proceeds of bonds or other moneys at the time of the delivery of such bonds. ~~Notwithstanding any other provision of this Section, a backdoor referendum is not required if the proceeds backing the debt are realized from revenues obtained from the County School Facility Occupation Tax Law under Section 5-1006.7 of the Counties Code.~~

(c-1) In the case of alternate bonds issued as variable rate bonds (including refunding bonds), debt service shall be projected based on the rate for the most recent date shown in the 20 G.O. Bond Index of average municipal bond yields as published in the most recent edition of The Bond Buyer published in New York, New York (or any successor publication or index, or if such publication or index is no longer published, then any index of long-term municipal tax-exempt bond yields selected by the governmental unit), as of the date of determination referred to in subsection (c) of this Section. Any interest or fees that may be payable to the provider of a letter of credit, line of credit, surety bond, bond insurance, or other credit enhancement relating to such alternate bonds and any fees that may be payable to any remarketing

agent need not be taken into account for purposes of such projection. If the governmental unit enters into an agreement in connection with such alternate bonds at the time of issuance thereof pursuant to which the governmental unit agrees for a specified period of time to pay an amount calculated at an agreed-upon rate or index based on a notional amount and the other party agrees to pay the governmental unit an amount calculated at an agreed-upon rate or index based on such notional amount, interest shall be projected for such specified period of time on the basis of the agreed-upon rate payable by the governmental unit.

(d) The determination of the sufficiency of enterprise revenues or a revenue source, as applicable, shall be supported by reference to the most recent audit of the governmental unit, which shall be for a fiscal year ending not earlier than 18 months previous to the time of issuance of the alternate bonds. If such audit does not adequately show such enterprise revenues or revenue source, as applicable, or if such enterprise revenues or revenue source, as applicable, are shown to be insufficient, then the determination of sufficiency shall be supported by the report of an independent accountant or feasibility analyst, the latter having a national reputation for expertise in such matters, demonstrating the sufficiency of such revenues and explaining, if appropriate, by what means the revenues will be greater than as shown in the audit. Whenever such sufficiency is demonstrated by reference to a schedule of higher rates or charges for enterprise revenues or a higher tax imposition for a revenue source, such higher rates, charges or taxes shall have been properly imposed by an ordinance adopted prior to the time of delivery of alternate bonds. The reference to and acceptance of an audit or report, as the case may be, and the determination of the governing body as to sufficiency of enterprise revenues or a revenue source shall be conclusive evidence that the conditions of this Section have been met and that the alternate bonds are valid.

(e) The enterprise revenues or revenue source, as applicable, shall be in fact pledged to the payment of the alternate bonds; and the governing body shall covenant, to the extent it is empowered to do so, to provide for, collect and apply such enterprise revenues or revenue source, as applicable, to the payment of the alternate bonds and the provision of not less than an additional .25 (or .10 for governmental revenue sources) times debt service. The pledge and establishment of rates or charges for enterprise revenues, or the imposition of taxes in a given rate or amount, as provided in this Section for alternate bonds, shall constitute a continuing obligation of the governmental unit with respect to such establishment or imposition and a continuing appropriation of the amounts received. All covenants relating to alternate bonds and the conditions and obligations imposed by this Section are enforceable by any bondholder of alternate bonds affected, any taxpayer of the governmental unit, and the People of the State of Illinois acting through the Attorney General or any designee, and in the event that any such action results in an order finding that the governmental unit has not properly set rates or charges or imposed taxes to the extent it is empowered to do so or collected and applied enterprise revenues or any revenue source, as applicable, as required by this Act, the plaintiff in any such action shall be awarded reasonable attorney's fees. The intent is that such enterprise revenues or revenue source, as applicable, shall be sufficient and shall be applied to the payment of debt service on such alternate bonds so that taxes need not be levied, or if levied need not be extended, for such payment. Nothing in this Section shall inhibit or restrict the authority of a governing body to determine the lien priority of any bonds, including alternate bonds, which may be issued with respect to any enterprise revenues or revenue source.

In the event that alternate bonds shall have been issued and taxes, other than a designated revenue source, shall have been extended pursuant to the general obligation, full faith and credit promise supporting such alternate bonds, then the amount of such alternate bonds then outstanding shall be included in the computation of indebtedness of the governmental unit for purposes of all statutory provisions or limitations until such time as an audit of the governmental unit shall show that the alternate bonds have been paid from the enterprise revenues or revenue source, as applicable, pledged thereto for a complete fiscal year.

Alternate bonds may be issued to refund or advance refund alternate bonds without meeting any of the conditions set forth in this Section, except that the term of the refunding bonds shall not be longer than the term of the refunded bonds and that the debt service payable in any year on the refunding bonds shall not exceed the debt service payable in such year on the refunded bonds.

Once issued, alternate bonds shall be and forever remain until paid or defeased the general obligation of the governmental unit, for the payment of which its full faith and credit are pledged, and shall be payable from the levy of taxes as is provided in this Act for general obligation bonds.

The changes made by this amendatory Act of 1990 do not affect the validity of bonds authorized before September 1, 1990.

(Source: P.A. 95-675, eff. 10-11-07.)

Section 10. The Counties Code is amended by changing Section 5-1006.7 as follows:  
(55 ILCS 5/5-1006.7)

Sec. 5-1006.7. School facility occupation taxes.

(a) ~~In The county board of any county may impose~~ a tax shall be imposed upon all persons engaged in the business of selling tangible personal property, other than personal property titled or registered with an agency of this State's government, at retail in the county on the gross receipts from the sales made in the course of business to provide revenue to be used exclusively for school facility purposes if a proposition for the tax has been submitted to the electors of that county and approved by a majority of those voting on the question as provided in subsection (c). The tax under this Section shall ~~may~~ be imposed only in one-quarter percent increments and may not exceed 1%.

This additional tax may not be imposed on the sale of food for human consumption that is to be consumed off the premises where it is sold (other than alcoholic beverages, soft drinks, and food that has been prepared for immediate consumption) and prescription and non-prescription medicines, drugs, medical appliances and insulin, urine testing materials, syringes and needles used by diabetics. The Department of Revenue has full power to administer and enforce this subsection, to collect all taxes and penalties due under this subsection, to dispose of taxes and penalties so collected in the manner provided in this subsection, and to determine all rights to credit memoranda arising on account of the erroneous payment of a tax or penalty under this subsection. The Department shall deposit all taxes and penalties collected under this subsection into a special fund created for that purpose.

In the administration of and compliance with this subsection, the Department and persons who are subject to this subsection (i) have the same rights, remedies, privileges, immunities, powers, and duties, (ii) are subject to the same conditions, restrictions, limitations, penalties, and definitions of terms, and (iii) shall employ the same modes of procedure as are set forth in Sections 1 through 1o, 2 through 2-70 (in respect to all provisions contained in those Sections other than the State rate of tax), 2a through 2h, 3 (except as to the disposition of taxes and penalties collected), 4, 5, 5a, 5b, 5c, 5d, 5e, 5f, 5g, 5h, 5i, 5j, 5k, 5l, 6, 6a, 6b, 6c, 7, 8, 9, 10, 11, 11a, 12, and 13 of the Retailers' Occupation Tax Act and all provisions of the Uniform Penalty and Interest Act as if those provisions were set forth in this subsection.

The certificate of registration that is issued by the Department to a retailer under the Retailers' Occupation Tax Act permits the retailer to engage in a business that is taxable without registering separately with the Department under an ordinance or resolution under this subsection.

Persons subject to any tax imposed under the authority granted in this subsection may reimburse themselves for their seller's tax liability by separately stating that tax as an additional charge, which may be stated in combination, in a single amount, with State tax that sellers are required to collect under the Use Tax Act, pursuant to a bracketed schedules set forth by the Department.

(b) If a tax has been imposed under subsection (a), then a service occupation tax must also be imposed at the same rate upon all persons engaged, in the county, in the business of making sales of service, who, as an incident to making those sales of service, transfer tangible personal property within the county as an incident to a sale of service.

This tax may not be imposed on sales of food for human consumption that is to be consumed off the premises where it is sold (other than alcoholic beverages, soft drinks, and food prepared for immediate consumption) and prescription and non-prescription medicines, drugs, medical appliances and insulin, urine testing materials, syringes, and needles used by diabetics.

The tax imposed under this subsection and all civil penalties that may be assessed as an incident thereof shall be collected and enforced by the Department and deposited into a special fund created for that purpose. The Department has full power to administer and enforce this subsection, to collect all taxes and penalties due under this subsection, to dispose of taxes and penalties so collected in the manner provided in this subsection, and to determine all rights to credit memoranda arising on account of the erroneous payment of a tax or penalty under this subsection.

In the administration of and compliance with this subsection, the Department and persons who are subject to this subsection shall (i) have the same rights, remedies, privileges, immunities, powers and duties, (ii) be subject to the same conditions, restrictions, limitations, penalties and definition of terms, and (iii) employ the same modes of procedure as are set forth in Sections 2 (except that that reference to State in the definition of supplier maintaining a place of business in this State means the county), 2a through 2d, 3 through 3-50 (in respect to all provisions contained in those Sections other than the State rate of tax), 4 (except that the reference to the State shall be to the county), 5, 7, 8 (except that the jurisdiction to which the tax is a debt to the extent indicated in that Section 8 is the county), 9 (except as to the disposition of taxes and penalties collected), 10, 11, 12 (except the reference therein to Section 2b of the Retailers' Occupation Tax Act), 13 (except that any reference to the State means the county),

Section 15, 16, 17, 18, 19, and 20 of the Service Occupation Tax Act and all provisions of the Uniform Penalty and Interest Act, as fully as if those provisions were set forth herein.

Persons subject to any tax imposed under the authority granted in this subsection may reimburse themselves for their serviceman's tax liability by separately stating the tax as an additional charge, which may be stated in combination, in a single amount, with State tax that servicemen are authorized to collect under the Service Use Tax Act, pursuant to any bracketed schedules set forth by the Department.

(c) ~~The tax under this Section may not be imposed until, by ordinance or resolution of the county board, the question of imposing the tax has been submitted to the electors of the county at a regular election and approved by a majority of the electors voting on the question. For all regular elections held prior to the effective date of this amendatory Act of the 97th General Assembly, upon~~ Upon a resolution by the county board or a resolution by school district boards that represent at least 51% of the student enrollment within the county, the county board must certify the question to the proper election authority in accordance with the Election Code.

For all regular elections held prior to the effective date of this amendatory Act of the 97th General Assembly, the ~~The~~ election authority must submit the question in substantially the following form:

Shall (name of county) be authorized to impose a retailers' occupation tax and a service occupation tax (commonly referred to as a "sales tax") at a rate of (insert rate) to be used exclusively for school facility purposes?

The election authority must record the votes as "Yes" or "No".

If a majority of the electors voting on the question vote in the affirmative, then the county may, thereafter, impose the tax.

For all regular elections held on or after the effective date of this amendatory Act of the 97th General Assembly, the regional superintendent of schools for the county must, upon receipt of a resolution or resolutions of school district boards that represent more than 50% of the student enrollment within the county, certify the question to the proper election authority for submission to the electors of the county at the next regular election at which the question lawfully may be submitted to the electors, all in accordance with the Election Code.

For all regular elections held on or after the effective date of this amendatory Act of the 97th General Assembly, the election authority must submit the question in substantially the following form:

Shall a retailers' occupation tax and a service occupation tax (commonly referred to as a "sales tax") be imposed in (name of county) at a rate of (insert rate) to be used exclusively for school facility purposes?

The election authority must record the votes as "Yes" or "No".

If a majority of the electors voting on the question vote in the affirmative, then the tax shall be imposed at the rate set forth in the question.

For the purposes of this subsection (c), "enrollment" means the head count of the students residing in the county on the last school day of September of each year, which must be reported on the Illinois State Board of Education Public School Fall Enrollment/Housing Report.

(d) The Department shall immediately pay over to the State Treasurer, ex officio, as trustee, all taxes and penalties collected under this Section to be deposited into the School Facility Occupation Tax Fund, which shall be an unappropriated trust fund held outside the State treasury.

On or before the 25th day of each calendar month, the Department shall prepare and certify to the Comptroller the disbursement of stated sums of money to the regional superintendents of schools in counties from which retailers or servicemen have paid taxes or penalties to the Department during the second preceding calendar month. The amount to be paid to each regional superintendent of schools and disbursed to him or her in accordance with 3-14.31 of the School Code, is equal to the amount (not including credit memoranda) collected from the county under this Section during the second preceding calendar month by the Department, (i) less 2% of that amount, which shall be deposited into the Tax Compliance and Administration Fund and shall be used by the Department, subject to appropriation, to cover the costs of the Department in administering and enforcing the provisions of this Section, on behalf of the county, (ii) plus an amount that the Department determines is necessary to offset any amounts that were erroneously paid to a different taxing body; (iii) less an amount equal to the amount of refunds made during the second preceding calendar month by the Department on behalf of the county; and (iv) less any amount that the Department determines is necessary to offset any amounts that were payable to a different taxing body but were erroneously paid to the county. When certifying the amount of a monthly disbursement to a regional superintendent of schools under this Section, the Department shall increase or decrease the amounts by an amount necessary to offset any miscalculation of previous disbursements within the previous 6 months from the time a miscalculation is discovered.

Within 10 days after receipt by the Comptroller from the Department of the disbursement

certification to the regional superintendents of the schools provided for in this Section, the Comptroller shall cause the orders to be drawn for the respective amounts in accordance with directions contained in the certification.

If the Department determines that a refund should be made under this Section to a claimant instead of issuing a credit memorandum, then the Department shall notify the Comptroller, who shall cause the order to be drawn for the amount specified and to the person named in the notification from the Department. The refund shall be paid by the Treasurer out of the School Facility Occupation Tax Fund.

(e) For the purposes of determining the local governmental unit whose tax is applicable, a retail sale by a producer of coal or another mineral mined in Illinois is a sale at retail at the place where the coal or other mineral mined in Illinois is extracted from the earth. This subsection does not apply to coal or another mineral when it is delivered or shipped by the seller to the purchaser at a point outside Illinois so that the sale is exempt under the United States Constitution as a sale in interstate or foreign commerce.

(f) Nothing in this Section may be construed to authorize ~~a county board to impose a tax to be imposed~~ upon the privilege of engaging in any business that under the Constitution of the United States may not be made the subject of taxation by this State.

(g) If a county board imposes a tax under this Section pursuant to a referendum held before the effective date of this amendatory Act of the 97th General Assembly at a rate below the rate set forth in the question approved by a majority of electors of that county voting on the question as provided in subsection (c), then the county board may, by ordinance, increase the rate of the tax up to the rate set forth in the question approved by a majority of electors of that county voting on the question as provided in subsection (c). If a county board imposes a tax under this Section pursuant to a referendum held before the effective date of this amendatory Act of the 97th General Assembly, then the board may, by ordinance, discontinue or reduce the rate of the tax. If a tax is imposed under this Section pursuant to a referendum held on or after the effective date of this amendatory Act of the 97th General Assembly, then the county board may reduce or discontinue the tax, but only in accordance with subsection (h-5) of this Section. If, however, a school board issues bonds that are secured ~~backed~~ by the proceeds of the tax under this Section, then the county board may not reduce the tax rate or discontinue the tax if that rate reduction or discontinuance would ~~adversely affect~~ ~~inhibit~~ the school board's ability to pay the principal and interest on those bonds as they become due or necessitate the extension of additional property taxes to pay the principal and interest on those bonds. If the county board reduces the tax rate or discontinues the tax, then a referendum must be held in accordance with subsection (c) of this Section in order to increase the rate of the tax or to reimpose the discontinued tax.

The results of any election that imposes, reduces, or discontinues ~~authorizes a proposition to impose a tax under this Section~~ must be certified by the election authority, and or to change the rate of the tax along with an ordinance imposing the tax, or any ordinance that increases or lowers the rate or discontinues the tax ; must be certified by the county clerk and in each case, filed with the Illinois Department of Revenue either (i) on or before the first day of April, whereupon the Department shall proceed to administer and enforce the tax or change in the rate as of the first day of July next following the filing; or (ii) on or before the first day of October, whereupon the Department shall proceed to administer and enforce the tax or change in the rate as of the first day of January next following the filing.

(h) For purposes of this Section, "school facility purposes" means (i) the acquisition, development, construction, reconstruction, rehabilitation, improvement, financing, architectural planning, and installation of capital facilities consisting of buildings, structures, and durable equipment and for the acquisition and improvement of real property and interest in real property required, or expected to be required, in connection with the capital facilities and (ii) the payment of bonds or other obligations heretofore or hereafter issued, including bonds or other obligations heretofore or hereafter issued to refund or to continue to refund bonds or other obligations issued, for school facility purposes, provided that the taxes levied to pay those bonds are abated by the amount of the taxes imposed under this Section that are used to pay those bonds. "School-facility purposes" also includes fire prevention, safety, energy conservation, disabled accessibility, school security, and specified repair purposes set forth under Section 17-2.11 of the School Code.

(h-5) A county board in a county where a tax has been imposed under this Section pursuant to a referendum held on or after the effective date of this amendatory Act of the 97th General Assembly may, by ordinance or resolution, submit to the voters of the county the question of reducing or discontinuing the tax. In the ordinance or resolution, the county board shall certify the question to the proper election authority in accordance with the Election Code. The election authority must submit the question in substantially the following form:

Shall the school facility retailers' occupation tax and service occupation tax (commonly referred to

as the "school facility sales tax") currently imposed in (name of county) at a rate of (insert rate) be (reduced to (insert rate))(discontinued)?

If a majority of the electors voting on the question vote in the affirmative, then, subject to the provisions of subsection (g) of this Section, the tax shall be reduced or discontinued as set forth in the question.

(i) This Section does not apply to Cook County.

(j) This Section may be cited as the County School Facility Occupation Tax Law.

(Source: P.A. 95-675, eff. 10-11-07.)

Section 15. The School Code is amended by changing Section 10-22.36 as follows:

(105 ILCS 5/10-22.36) (from Ch. 122, par. 10-22.36)

Sec. 10-22.36. Buildings for school purposes. To build or purchase a building for school classroom or instructional purposes upon the approval of a majority of the voters upon the proposition at a referendum held for such purpose or in accordance with Section 17-2.11, 19-3.5, or 19-3.10. The board may initiate such referendum by resolution. The board shall certify the resolution and proposition to the proper election authority for submission in accordance with the general election law.

The questions of building one or more new buildings for school purposes or office facilities, and issuing bonds for the purpose of borrowing money to purchase one or more buildings or sites for such buildings or office sites, to build one or more new buildings for school purposes or office facilities or to make additions and improvements to existing school buildings, may be combined into one or more propositions on the ballot.

Before erecting, or purchasing or remodeling such a building the board shall submit the plans and specifications respecting heating, ventilating, lighting, seating, water supply, toilets and safety against fire to the regional superintendent of schools having supervision and control over the district, for approval in accordance with Section 2-3.12.

Notwithstanding any of the foregoing, no referendum shall be required if the purchase, construction, or building of any such building ~~is completed~~ (1) ~~occurs~~ while the building is being leased by the school district or (2) ~~is paid with~~ ~~with the expenditure of~~ (A) funds derived from the sale or disposition of other buildings, land, or structures of the school district or (B) funds received (i) as a grant under the School Construction Law, or (ii) as gifts or donations, provided that no funds to ~~purchase, construct, or build~~ ~~complete~~ such building, other than lease payments, are derived from the district's bonded indebtedness or the tax levy of the district, or (iii) ~~from the County School Facility Occupation Tax Law under Section 5-1006.7 of the Counties Code.~~

Notwithstanding any of the foregoing, no referendum shall be required if the purchase, construction, or building of any such building is paid with funds received from the County School Facility Occupation Tax Law under Section 5-1006.7 of the Counties Code or from the proceeds of bonds or other debt obligations secured by revenues obtained from that Law.

(Source: P.A. 95-675, eff. 10-11-07; 96-517, eff. 8-14-09.)

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

The motion prevailed.

And the amendment was adopted and ordered printed.

There being no further amendments, the foregoing Amendment No. 3 was ordered engrossed, and the bill, as amended, was ordered to a third reading.

### READING BILL OF THE SENATE A THIRD TIME

On motion of Senator Clayborne, **Senate Bill No. 2170**, having been transcribed and typed and all amendments adopted thereto having been printed, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote:

YEAS 35; NAYS 16.

The following voted in the affirmative:

Althoff	Holmes	Link	Sandoval
Clayborne	Hunter	Maloney	Schmidt

[May 19, 2011]

Collins, A.	Hutchinson	Martinez	Schoenberg
Collins, J.	Jacobs	Mulroe	Silverstein
Crotty	Jones, E.	Muñoz	Steans
Duffy	Koehler	Noland	Sullivan
Frerichs	Kotowski	Raoul	Trotter
Garrett	Landek	Righter	Mr. President
Harmon	Lightford	Sandack	

The following voted in the negative:

Bivins	Johnson, T.	McCarter	Syverson
Bomke	Jones, J.	Murphy	
Brady	LaHood	Pankau	
Cultra	Lauzen	Radogno	
Johnson, C.	McCann	Rezin	

This bill, having received the vote of a constitutional majority of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence therein.

#### LEGISLATIVE MEASURES FILED

The following Committee amendment to the Senate Resolution listed below has been filed with the Secretary and referred to the Committee on Assignments:

Senate Committee Amendment No. 2 to Senate Joint Resolution 30

The following Floor amendment to the Senate Bill listed below has been filed with the Secretary and referred to the Committee on Assignments:

Senate Floor Amendment No. 3 to Senate Bill 1410

The following Committee amendment to the House Bill listed below has been filed with the Secretary and referred to the Committee on Assignments:

Senate Committee Amendment No. 1 to House Bill 3039

The following Floor amendments to the House Bills listed below have been filed with the Secretary and referred to the Committee on Assignments:

Senate Floor Amendment No. 2 to House Bill 224  
 Senate Floor Amendment No. 3 to House Bill 363  
 Senate Floor Amendment No. 2 to House Bill 1079  
 Senate Floor Amendment No. 2 to House Bill 1293  
 Senate Floor Amendment No. 2 to House Bill 2193  
 Senate Floor Amendment No. 1 to House Bill 3005  
 Senate Floor Amendment No. 1 to House Bill 3237  
 Senate Floor Amendment No. 2 to House Bill 3384

At the hour of 5:43 o'clock p.m., the Chair announced that the Senate stand at ease.

AT EASE

[May 19, 2011]

At the hour of 5:51 o'clock p.m. the Senate resumed consideration of business.  
 Senator Crotty, presiding.

### REPORT FROM COMMITTEE ON ASSIGNMENTS

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 19, 2011 meeting, reported the following House Bills have been assigned to the indicated Standing Committees of the Senate:

Appropriations I: **House Bills Numbered 2109, 2165, 2168 and 3717.**

Appropriations II: **House Bills Numbered 123, 124, 327 and 3700.**

Executive: **House Bill No. 2934.**

Human Services: **House Bill No. 3635.**

Judiciary: **House Bill No. 1226.**

Transportation: **House Bill No. 1220.**

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 19, 2011 meeting, reported the following Senate Resolution has been assigned to the indicated Standing Committee of the Senate:

Transportation: **Senate Resolution No. 244.**

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 19, 2011 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Agriculture and Conservation: **Senate Floor Amendment No. 1 to House Bill 2804.**

Appropriations II: **Senate Floor Amendment No. 1 to Senate Bill 2337.**

Commerce: **Senate Committee Amendment No. 2 to House Bill 1262; Senate Floor Amendment No. 1 to House Bill 3034.**

Criminal Law: **Senate Floor Amendment No. 3 to House Bill 263; Senate Floor Amendment No. 2 to House Bill 277; Senate Floor Amendment No. 2 to House Bill 1689; Senate Floor Amendment No. 1 to House Bill 1929.**

Education: **Senate Floor Amendment No. 2 to House Bill 78; Senate Floor Amendment No. 3 to House Bill 78.**

Insurance: **Senate Floor Amendment No. 2 to House Bill 2249.**

Judiciary: **Senate Floor Amendment No. 1 to House Bill 1317; Senate Floor Amendment No. 3 to House Bill 1699; Senate Floor Amendment No. 2 to House Bill 1909; Senate Floor Amendment No. 2 to House Bill 1985.**

Labor: **Senate Committee Amendment No. 1 to House Bill 1041; Senate Committee Amendment No. 2 to House Bill 1041.**

Licensed Activities: **Senate Floor Amendment No. 1 to House Bill 1490; Senate Floor Amendment No. 2 to House Bill 1490.**

[May 19, 2011]



Local Government: **Senate Floor Amendment No. 1 to House Bill 242; Senate Floor Amendment No. 1 to House Bill 1056; Senate Floor Amendment No. 2 to House Bill 2974.**

Public Health: **Senate Floor Amendment No. 2 to House Bill 1600.**

Revenue: **Senate Floor Amendment No. 2 to House Bill 363; Senate Floor Amendment No. 3 to House Bill 363; Senate Floor Amendment No. 1 to House Bill 2313.**

State Government and Veterans Affairs: **Senate Committee Amendment No. 1 to Senate Joint Resolution 30; Senate Committee Amendment No. 2 to Senate Joint Resolution 30; Senate Floor Amendment No. 1 to House Bill 2095; Senate Floor Amendment No. 3 to House Bill 3188.**

Transportation: **Senate Floor Amendment No. 1 to House Bill 147.**

Senator Clayborne, Chairperson of the Committee on Assignments, during its May 19, 2011 meeting, reported that the Committee recommends that **Senate Floor Amendment No. 1 to House Bill No. 3027** be re-referred from the Committee on Education to the Committee on Public Health.

#### COMMITTEE MEETING ANNOUNCEMENTS

The Chair announced that the following committees previously scheduled to meet at 5:00 o'clock p.m. this evening shall meet immediately upon adjournment:

Criminal Law in Room 212  
Environment in Rom 400  
Local Government in Room 409

#### MESSAGES FROM THE PRESIDENT

#### OFFICE OF THE SENATE PRESIDENT STATE OF ILLINOIS

JOHN J. CULLERTON  
SENATE PRESIDENT

327 STATE CAPITOL  
SPRINGFIELD, ILLINOIS 62706  
217-782-2728

May 19, 2011

Ms. Jillayne Rock  
Secretary of the Senate  
Room 401 State House  
Springfield, IL 62706

Dear Madam Secretary:

Pursuant to Rule 3-2(c), I hereby appoint Senator Emil Jones, III to temporarily replace Senator William Haine to serve as a member of the Senate Criminal Law Committee. This appointment will automatically expire upon adjournment of the Senate Criminal Law Committee.

Sincerely,  
s/John J. Cullerton  
John J. Cullerton  
Senate President

cc: Senate Minority Leader Christine Radogno

[May 19, 2011]

**OFFICE OF THE SENATE PRESIDENT  
STATE OF ILLINOIS**

JOHN J. CULLERTON  
SENATE PRESIDENT

327 STATE CAPITOL  
SPRINGFIELD, ILLINOIS 62706  
217-782-2728

May 19, 2011

Ms. Jillayne Rock  
Secretary of the Senate  
Room 403 State House  
Springfield, IL 62706

Dear Madam Secretary:

Pursuant to the provisions of Senate Rule 2-10, I hereby establish May 31, 2011 as the Committee deadline for the following House Bills: 1220, 1226, and 2934.

Sincerely,  
s/John J. Cullerton  
John J. Cullerton  
Senate President

cc: Senate Republican Leader Christine Radogno

**OFFICE OF THE SENATE PRESIDENT  
STATE OF ILLINOIS**

JOHN J. CULLERTON  
SENATE PRESIDENT

327 STATE CAPITOL  
SPRINGFIELD, ILLINOIS 62706  
217-782-2728

May 19, 2011

Ms. Jillayne Rock  
Secretary of the Senate  
Room 403 State House  
Springfield, IL 62706

Dear Madam Secretary:

Pursuant to Rule 2-10, I am cancelling the Senate Session scheduled Saturday, May 21, 2011. The Senate will convene on Sunday, May 22, 2011, at 4:00 p.m.

Sincerely,  
s/John J. Cullerton  
John J. Cullerton  
Senate President

cc: Senate Minority Leader Christine Radogno

At the hour of 5:54 o'clock p.m., the Chair announced the Senate stand adjourned until Friday, May 20, 2011, at 10:00 o'clock a.m.

[May 19, 2011]