



Rep. Jeanne M Ives

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LRB100 05361 NHT 23672 a

1 AMENDMENT TO HOUSE BILL 459

2 AMENDMENT NO. _____. Amend House Bill 459 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 School District Debt Control and Taxpayer Protection Act.

6 Section 5. Definitions. As used in this Act:

7 "Capital appreciation bond" means debt issued without
8 annual or semiannual payments of principal, interest, or both.

9 "Entire debt service" means principal, interest, and
10 issuance costs of all debt and bonds.

11 "Equalized assessed value" means the assessed value as
12 equalized by the Illinois Department of Revenue.

13 "Tax anticipation warrants" means tax anticipation
14 warrants drawn and issued under the School Code.

15 Section 10. Refinancing debt. Notwithstanding any other

1 law to the contrary, a school district may not refinance debt
2 past the repayment period of the debt when issued.

3 Section 15. Debt serviced more than 20 years.
4 Notwithstanding any law to the contrary, a school district may
5 not issue debt to be serviced over a period greater than 20
6 years.

7 Section 20. Equalized assessed value. Notwithstanding any
8 other law to the contrary, for the purpose of calculating the
9 debt limit of a school district in relation to its equalized
10 assessed value, debt shall include alternate revenue bonds,
11 privately placed debt, and all interest on all debt.

12 Section 25. Debt limitation. Notwithstanding any other law
13 to the contrary, no school district may become indebted in any
14 manner or for any purpose in an amount, including the entire
15 debt service, in the aggregate exceeding 13.8% of the value of
16 the taxable property therein to be ascertained by the last
17 assessment for State and county taxes or, if greater, the sum
18 that is produced by multiplying the school district's 2016
19 equalized assessed value by the debt limitation percentage in
20 effect on January 1, 2017, previous to the incurring of such
21 indebtedness.

22 Section 30. New debt prohibited.

1 (a) Notwithstanding any other law to the contrary and on
2 and after the effective date of this Act, a school district
3 that exceeds the debt limitation of Section 25 of this Act may
4 not incur any new debt, including, but not limited to, tax
5 anticipation warrants, until the school district's aggregate
6 debt limitation is below the debt limitation of Section 25.

7 (b) Notwithstanding subsection (a), a school district may
8 issue new debt on or after the effective date of this Act if a
9 referendum allowing new debt to be issued was passed before the
10 effective date of this Act.

11 Section 35. Capital appreciation bonds. Notwithstanding
12 any other law to the contrary and on and after the effective
13 date of this Act, no school district may issue capital
14 appreciation bonds.

15 Section 40. Additional debt. Nothing in this Act shall
16 authorize any school district to issue additional debt above
17 and beyond what is otherwise authorized by law.

18 Section 45. Authority to exceed debt limitation.
19 Notwithstanding any other provision of this Act, a school
20 district may only exceed its debt limitation upon the Governor
21 declaring a disaster within the school district, in part or in
22 whole, under Section 7 of the Illinois Emergency Management
23 Agency Act or upon the Governor's prior approval for any other

1 reason.

2 Section 50. Bond referendum information. Notwithstanding
3 any other law to the contrary, the referendum question allowing
4 a school district to issue bonds must include the total cost of
5 the bond, including interest, principal, and issuance costs, as
6 well as the proposed term of the bond.

7 Section 55. Bond issuance information. Any material or
8 literature from a school district that is used to present
9 information to the public about the issuance of bonds shall
10 provide a projected cost per median-priced home in the
11 district. This information must also include the school
12 district's current long-term debt amount.

13 Section 90. The School Code is amended by adding Section
14 19-32 as follows:

15 (105 ILCS 5/19-32 new)

16 Sec. 19-32. School District Debt Control and Taxpayer
17 Protection Act. In any instance in which this Code conflicts
18 with the School District Debt Control and Taxpayer Protection
19 Act, that Act shall control.

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