



Rep. Jerry Costello, II

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10000HB1254ham001

LRB100 02962 MLM 23893 a

1 AMENDMENT TO HOUSE BILL 1254

2 AMENDMENT NO. _____. Amend House Bill 1254 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Section
5 18-12 as follows:

6 (105 ILCS 5/18-12) (from Ch. 122, par. 18-12)

7 Sec. 18-12. Dates for filing State aid claims. The school
8 board of each school district, a regional office of education,
9 a laboratory school, or a State-authorized charter school shall
10 require teachers, principals, or superintendents to furnish
11 from records kept by them such data as it needs in preparing
12 and certifying to the State Superintendent of Education its
13 report of claims provided in Section 18-8.05 of this Code. The
14 claim shall be based on the latest available equalized assessed
15 valuation and tax rates, as provided in Section 18-8.05, shall
16 use the average daily attendance as determined by the method

1 outlined in Section 18-8.05, and shall be certified and filed
2 with the State Superintendent of Education by June 21 for
3 districts and State-authorized charter schools with an
4 official school calendar end date before June 15 or within 2
5 weeks following the official school calendar end date for
6 districts, regional offices of education, laboratory schools,
7 or State-authorized charter schools with a school year end date
8 of June 15 or later. Failure to so file by these deadlines
9 constitutes a forfeiture of the right to receive payment by the
10 State until such claim is filed. The State Superintendent of
11 Education shall voucher for payment those claims to the State
12 Comptroller as provided in Section 18-11.

13 Except as otherwise provided in this Section, if any school
14 district fails to provide the minimum school term specified in
15 Section 10-19, the State aid claim for that year shall be
16 reduced by the State Superintendent of Education in an amount
17 equivalent to 1/176 or .56818% for each day less than the
18 number of days required by this Code.

19 If the State Superintendent of Education determines that
20 the failure to provide the minimum school term was occasioned
21 by an act or acts of God, or was occasioned by conditions
22 beyond the control of the school district which posed a
23 hazardous threat to the health and safety of pupils, the State
24 aid claim need not be reduced.

25 If a school district is precluded from providing the
26 minimum hours of instruction required for a full day of

1 attendance due to (A) an adverse weather condition, (B) ~~or~~ a
2 condition beyond the control of the school district that poses
3 a hazardous threat to the health and safety of students, or (C)
4 beginning with the 2016-2017 school year, the utilization of
5 the school district's facilities by local or county authorities
6 for the purpose of holding a memorial or funeral services in
7 remembrance of a community member, then the partial day of
8 attendance may be counted if (i) the school district has
9 provided at least one hour of instruction prior to the closure
10 of the school district, (ii) a school building has provided at
11 least one hour of instruction prior to the closure of the
12 school building, or (iii) the normal start time of the school
13 district is delayed.

14 If, prior to providing any instruction, a school district
15 must close one or more but not all school buildings after
16 consultation with a local emergency response agency or due to a
17 condition beyond the control of the school district, then the
18 school district may claim attendance for up to 2 school days
19 based on the average attendance of the 3 school days
20 immediately preceding the closure of the affected school
21 building or, if approved by the State Board of Education,
22 utilize the provisions of an e-learning program for the
23 affected school building as prescribed in Section 10-20.56 of
24 this Code. The partial or no day of attendance described in
25 this Section and the reasons therefore shall be certified
26 within a month of the closing or delayed start by the school

1 district superintendent to the regional superintendent of
2 schools for forwarding to the State Superintendent of Education
3 for approval.

4 Other than the utilization of any e-learning days as
5 prescribed in Section 10-20.56 of this Code, no exception to
6 the requirement of providing a minimum school term may be
7 approved by the State Superintendent of Education pursuant to
8 this Section unless a school district has first used all
9 emergency days provided for in its regular calendar.

10 If the State Superintendent of Education declares that an
11 energy shortage exists during any part of the school year for
12 the State or a designated portion of the State, a district may
13 operate the school attendance centers within the district 4
14 days of the week during the time of the shortage by extending
15 each existing school day by one clock hour of school work, and
16 the State aid claim shall not be reduced, nor shall the
17 employees of that district suffer any reduction in salary or
18 benefits as a result thereof. A district may operate all
19 attendance centers on this revised schedule, or may apply the
20 schedule to selected attendance centers, taking into
21 consideration such factors as pupil transportation schedules
22 and patterns and sources of energy for individual attendance
23 centers.

24 Electronically submitted State aid claims shall be
25 submitted by duly authorized district individuals over a secure
26 network that is password protected. The electronic submission

1 of a State aid claim must be accompanied with an affirmation
2 that all of the provisions of Sections 18-8.05, 10-22.5, and
3 24-4 of this Code are met in all respects.

4 (Source: P.A. 99-194, eff. 7-30-15; 99-657, eff. 7-28-16.)

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