



Sen. Mattie Hunter

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1 AMENDMENT TO HOUSE BILL 5721

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 5721 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Sections  
5 34-210, 34-215, and 34-225 as follows:

6 (105 ILCS 5/34-210)

7 Sec. 34-210. The Educational Facility Master Plan.

8 (a) In accordance with the schedule set forth in this  
9 Article, the chief executive officer or his or her designee  
10 shall prepare a 10-year educational facility master plan every  
11 5 years, with updates 2 1/2 years after the approval of the  
12 initial 10-year plan, with the first such educational facility  
13 master plan to be approved on or before October 1, 2013.

14 (b) The educational facility master plan shall provide  
15 community area level plans and individual school master plans  
16 with options for addressing the facility and space needs for

1 each facility operated by the district over a 10-year period.

2 (c) The data, information, and analysis that shall inform  
3 the educational facility master plan shall be published on the  
4 district's Internet website and shall include the following:

5 (1) a description of the district's guiding  
6 educational goals and standards;

7 (2) a brief description of the types of instructional  
8 programs and services delivered in each school, including  
9 specific plans for special education programs, early  
10 childhood education programs, career and technical  
11 education programs, and any other programs that are space  
12 sensitive to avoid space irregularities;

13 (3) a description of the process, procedure, and  
14 timeline for community participation in the development of  
15 the plan;

16 (3.5) A description of a communications and community  
17 involvement plan for each community in the City of Chicago  
18 that includes the engagement of students, school  
19 personnel, parents, and key stakeholders throughout the  
20 community and all of the following:

21 (A) community action councils;

22 (B) local school councils or, if not present,  
23 alternative parent and community governance for that  
24 school;

25 (C) the Chicago Teachers Union; and

26 (D) all current principals.

1 (4) the enrollment capacity of each school and its rate  
2 of enrollment and historical and projected enrollment, and  
3 current and projected demographic information for the  
4 neighborhood surrounding the district based on census data  
5 utilization;

6 (5) a report on the assessment of individual building  
7 and site conditions;

8 (6) a data table with historical and projected  
9 enrollment data by school by grade;

10 (7) community analysis, including a study of current  
11 and projected demographics, land usage, transportation  
12 plans, residential housing and commercial development,  
13 private schools, plans for water and sewage service  
14 expansion or redevelopment, and institutions of higher  
15 education;

16 (8) an analysis of the facility needs and requirements  
17 and a process to address critical facility capital needs of  
18 every school building, which shall be publicly available on  
19 the district's Internet website for schools and  
20 communities to have access to the information ~~of the~~  
21 ~~district; and~~

22 (9) identification of potential sources of funding for  
23 the implementation of the Educational Facility Master  
24 Plan, including financial options through tax increment  
25 financing, property tax levies for schools, and bonds that  
26 address critical facility needs; and -

1           (10) any school building disposition, including a plan  
2           delineating the process through which citizen involvement  
3           is facilitated and establishing the criteria that is  
4           utilized in building disposition decisions, one of which  
5           shall be consideration of the impact of any proposed new  
6           use of a school building on the neighborhood in which the  
7           school building is located and how it may impact enrollment  
8           of schools in that community area.

9           (d) On or before May 1, 2013, the chief executive officer  
10          or his or her designee shall prepare and distribute for comment  
11          a preliminary draft of the Educational Facility Master Plan.  
12          The draft plan shall be distributed to the City of Chicago, the  
13          County of Cook, the Chicago Park District, the Chicago Housing  
14          Authority, the Chicago Transit Authority, attendance centers  
15          operated by the district, and charter schools operating within  
16          the district. Each attendance center shall make the draft plan  
17          available to the local school council at the annual  
18          organizational meeting or to an alternative advisory body and  
19          to the parents, guardians, and staff of the school. The draft  
20          plan also shall be distributed to each State Senator and State  
21          Representative with a district in the City of Chicago, to the  
22          Mayor of the City of Chicago, and to each alderman of the City.

23          (e) The chief executive or his or her designee shall  
24          publish a procedure for conducting regional public hearings and  
25          submitting public comments on the draft plan and an annual  
26          capital improvement hearing that shall discuss the district's

1 annual capital budget and that is not in conjunction with  
2 operating budget hearings.

3 (f) After consideration of public input on the draft plan,  
4 the chief executive officer or his or her designee shall  
5 prepare and publish a report describing the public input  
6 gathered and the process used to incorporate public input in  
7 the development of the final plan to be recommended to the  
8 Board.

9 (g) The chief executive officer shall present the final  
10 plan and report to the Board for final consideration and  
11 approval.

12 (h) The final approved Educational Facility Master Plan  
13 shall be published on the district's website.

14 (i) No later than July 1, 2016, and every 5 years  
15 thereafter, the chief executive officer or his or her designee  
16 shall prepare and submit for public comment a draft revised  
17 Educational Facility Master Plan following the procedures  
18 required for development of the original plan.

19 (j) This proposed revised plan shall reflect the progress  
20 achieved during the first 2 1/2 years of the Educational  
21 Facility Master Plan.

22 (k) Based upon the data from the plan, the district must do  
23 at least one of the following for all under-enrolled schools:

24 (i) create a request for proposals for joint use of the school  
25 with an intergovernmental rental or other outside entity  
26 rental, (ii) except for a charter school, cease any potential

1 plans for school expansion that may negatively impact  
2 enrollment at the under-enrolled school, (iii) redo attendance  
3 boundaries to maximize enrollment of additional students, or  
4 (iv) work with under-enrolled schools to identify  
5 opportunities to increase enrollment and lower the costs of  
6 occupancy through joint use agreements.

7 (Source: P.A. 99-531, eff. 7-8-16.)

8 (105 ILCS 5/34-215)

9 (Text of Section from P.A. 97-473)

10 Sec. 34-215. Capital improvement plans.

11 (a) The district shall develop a capital needs review  
12 process and one-year and 5-year capital improvement plans.

13 (b) By January 1, 2012, the chief executive officer or his  
14 or her designee shall establish a capital needs review process  
15 that includes a comprehensive bi-annual assessment of the  
16 capital needs at each facility owned, leased, or operated by  
17 the district. The review process shall include development of  
18 an assessment form to be used by attendance centers to provide  
19 a school-based capital, maintenance, utility, and repair needs  
20 assessment report and recommendations aligned with the  
21 educational program and goals of the attendance center.

22 (c) Beginning with fiscal year 2013 and for each year  
23 thereafter, the chief executive officer shall publish a  
24 proposed one-year capital improvement plan at least 60 days  
25 prior to the end of the prior fiscal year. The proposed

1 one-year capital improvement plan shall be posted on the  
2 district's Internet website and shall be subject to public  
3 review and comment and at least 3 public hearings. The one-year  
4 capital improvement plan shall include the following  
5 information for all capital projects for which funds are to be  
6 appropriated:

7 (1) description of the scope of the project;

8 (2) justification for the project;

9 (3) status of the project, including, if appropriate,  
10 percentage funded, percentage complete, and approved start  
11 and end dates;

12 (4) original approved cost and current approved cost  
13 for each project;

14 (5) the impact of the project on the district's  
15 operating budget;

16 (6) the name of each school and facility affected by a  
17 project;

18 (7) all funding sources for the project;

19 (8) any relationship of the project to the needs  
20 assessment submitted by the attendance center; ~~and~~

21 (9) any relationship to the district's 10-year  
22 Educational Facilities Master Plan; ~~and~~

23 (10) a description of the scope of work to be done,  
24 schedule of achieved and projected major milestones, and an  
25 explanation for any delay in meeting projected milestones;

26 and

1           (11) a detailed summary of all modernization, new  
2           construction, or other capital improvements, and a process  
3           for making recommendations for modernization of existing  
4           school facilities, new school facility construction, and  
5           other school facility capital improvements planned for the  
6           next fiscal year.

7           (d) The chief executive officer shall present a final  
8 proposed one-year capital improvement plan to the Board for  
9 consideration.

10          (e) The Board shall adopt a final one-year capital  
11 improvement plan no more than 45 days after adopting the annual  
12 budget.

13          (f) Beginning with fiscal year 2013, the chief executive  
14 officer shall publish a proposed 5-year capital improvement  
15 plan with the proposed one-year capital improvement plan. The  
16 5-year capital improvement plan shall include proposed capital  
17 improvements for the next 4 years and, to the extent  
18 practicable, the same information for each proposed project  
19 that is required for the one-year capital improvement plan.

20          (g) The 5-year capital improvement plan shall be assessed  
21 annually. An annual report shall be published explaining the  
22 differences between projected capital projects in the 5-year  
23 capital improvement plan and the capital projects authorized in  
24 the proposed one-year capital improvement plan for the  
25 following fiscal year. The 5-year plan shall be published on  
26 the district's Internet website and distributed to all



1 principals.

2 (Source: P.A. 97-473, eff. 1-1-12.)

3 (Text of Section from P.A. 97-474)

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13 a school-based capital, maintenance, utility, and repair needs  
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15 educational program and goals of the attendance center.

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17 thereafter, the chief executive officer shall publish a  
18 proposed one-year capital improvement plan at least 60 days  
19 prior to the end of the prior fiscal year. The proposed  
20 one-year capital improvement plan shall be posted on the  
21 district's Internet website and shall be subject to public  
22 review and comment and at least 3 public hearings. The one-year  
23 capital improvement plan shall include the following  
24 information for all capital projects for which funds are to be  
25 appropriated:

- 1 (1) description of the scope of the project;
- 2 (2) justification for the project;
- 3 (3) status of the project, including, if appropriate,
- 4 percentage funded, percentage complete, and approved start
- 5 and end dates;
- 6 (4) original approved cost and current approved cost
- 7 for each project;
- 8 (5) the impact of the project on the district's
- 9 operating budget;
- 10 (6) the name of each school and facility affected by a
- 11 project;
- 12 (7) all funding sources for the project;
- 13 (8) any relationship of the project to the needs
- 14 assessment submitted by the attendance center; ~~and~~
- 15 (9) any relationship to the district's 10-year
- 16 Educational Facilities Master Plan; ~~and~~
- 17 (10) a description of the scope of work to be done,
- 18 schedule of achieved and projected major milestones, and an
- 19 explanation for any delay in meeting projected milestones;
- 20 and
- 21 (11) a detailed summary of all modernization, new
- 22 construction, or other capital improvements, and a process
- 23 for making recommendations for modernization of existing
- 24 school facilities, new school facility construction, and
- 25 other school facility capital improvements planned for the
- 26 next fiscal year.

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2 proposed one-year capital improvement plan to the Board for  
3 consideration.

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5 improvement plan no more than 45 days after adopting the annual  
6 budget.

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8 officer shall publish a proposed 5-year capital improvement  
9 plan with the proposed one-year capital improvement plan. The  
10 5-year capital improvement plan shall include proposed capital  
11 improvements for the next 4 years and, to the extent  
12 practicable, the same information for each proposed project  
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15 annually. An annual report shall be published explaining the  
16 differences between projected capital projects in the 5-year  
17 capital improvement plan and the capital projects authorized in  
18 the proposed one-year capital improvement plan for the  
19 following fiscal year. The 5-year plan shall be published on  
20 the district's Internet website and distributed to all  
21 principals.

22 (Source: P.A. 97-474, eff. 8-22-11.)

23 (105 ILCS 5/34-225)

24 Sec. 34-225. School transition plans.

25 (a) If the Board approves a school action, the chief

1 executive officer or his or her designee shall work  
2 collaboratively with local school educators and families of  
3 students attending a school that is the subject of a school  
4 action to ensure successful integration of affected students  
5 into new learning environments.

6 (b) The chief executive officer or his or her designee  
7 shall prepare and implement a school transition plan to support  
8 students attending a school that is the subject of a school  
9 action that accomplishes the goals of this Section. The chief  
10 executive must identify and commit specific resources for  
11 implementation of the school transition plan for a minimum of  
12 the full first academic year after the board approves a school  
13 action.

14 (c) The school transition plan shall include the following:

15 (1) services to support the academic, social, and  
16 emotional needs of students; supports for students with  
17 disabilities, homeless students, and English language  
18 learners; and support to address security and safety  
19 issues;

20 (2) options to enroll in higher performing schools;

21 (3) informational briefings regarding the choice of  
22 schools that include all pertinent information to enable  
23 the parent or guardian and child to make an informed  
24 choice, including the option to visit the schools of choice  
25 prior to making a decision; ~~and~~

26 (4) the provision of appropriate transportation where

1           practicable;~~i~~

2           (5) the departments that are responsible for the  
3           oversight;

4           (6) specific programs to be offered; and

5           (7) support to implement plans at receiving schools,  
6           specifying the funding source.

7           (d) When implementing a school action, the Board must make  
8           reasonable and demonstrated efforts to ensure that:

9           (1) affected students receive a comparable level of  
10           social support services provided by Chicago Public Schools  
11           that were available at the previous school, provided that  
12           the need for such social support services continue to  
13           exist; and

14           (2) class sizes of any receiving school do not exceed  
15           those established under the Chicago Public Schools policy  
16           regarding class size, subject to principal discretion.

17           (Source: P.A. 97-473, eff. 1-1-12; 97-474, eff. 8-22-11;  
18           97-813, eff. 7-13-12; 97-1133, eff. 11-30-12.)".