



Rep. Amy Grant

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10100HB2145ham001

LRB101 09714 AXK 57814 a

1 AMENDMENT TO HOUSE BILL 2145

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 2145 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Section  
5 10-22.36 as follows:

6 (105 ILCS 5/10-22.36) (from Ch. 122, par. 10-22.36)

7 Sec. 10-22.36. Buildings for school purposes.

8 (a) To build or purchase a building for school classroom or  
9 instructional purposes upon the approval of a majority of the  
10 voters upon the proposition at a referendum held for such  
11 purpose or in accordance with Section 17-2.11, 19-3.5, or  
12 19-3.10. The board may initiate such referendum by resolution.  
13 The board shall certify the resolution and proposition to the  
14 proper election authority for submission in accordance with the  
15 general election law.

16 The questions of building one or more new buildings for

1 school purposes or office facilities, and issuing bonds for the  
2 purpose of borrowing money to purchase one or more buildings or  
3 sites for such buildings or office sites, to build one or more  
4 new buildings for school purposes or office facilities or to  
5 make additions and improvements to existing school buildings,  
6 may be combined into one or more propositions on the ballot.

7 Before erecting, or purchasing or remodeling such a  
8 building the board shall submit the plans and specifications  
9 respecting heating, ventilating, lighting, seating, water  
10 supply, toilets and safety against fire to the regional  
11 superintendent of schools having supervision and control over  
12 the district, for approval in accordance with Section 2-3.12.

13 (b) Notwithstanding any other provision of law to the  
14 contrary, referendum approval is required for all school  
15 construction projects involving the construction of a new  
16 building for educational purposes begun on or after the  
17 effective date of this amendatory Act of the 101st General  
18 Assembly, including, but not limited to, (i) projects with  
19 funding derived from the school district's bonded indebtedness  
20 or tax levy or any other taxes, revenues, or debt instruments,  
21 (ii) projects that involve a building being leased by the  
22 school district, (iii) projects with funding derived from the  
23 sale or disposition of other property, or (iv) projects with  
24 funding received from a grant, gift, or lease payment.  
25 Referendum language for the school construction project must  
26 include a description of the project, the estimated total cost

1 of the project, the source of funding for the project, and any  
2 other relevant financial information about the project, as  
3 currently required by statute.

4 Notwithstanding any of the foregoing, except for a school  
5 construction project involving the construction of a new  
6 building for educational purposes begun on or after the  
7 effective date of this amendatory Act of the 101st General  
8 Assembly, no referendum shall be required if the purchase,  
9 construction, or building of any such building (1) occurs while  
10 the building is being leased by the school district or (2) is  
11 paid with (A) funds derived from the sale or disposition of  
12 other buildings, land, or structures of the school district or  
13 (B) funds received (i) as a grant under the School Construction  
14 Law or (ii) as gifts or donations, provided that no funds to  
15 purchase, construct, or build such building, other than lease  
16 payments, are derived from the district's bonded indebtedness  
17 or the tax levy of the district.

18 Notwithstanding any of the foregoing, except for a school  
19 construction project involving the construction of a new  
20 building for educational purposes begun on or after the  
21 effective date of this amendatory Act of the 101st General  
22 Assembly, no referendum shall be required if the purchase,  
23 construction, or building of any such building is paid with  
24 funds received from the County School Facility Occupation Tax  
25 Law under Section 5-1006.7 of the Counties Code or from the  
26 proceeds of bonds or other debt obligations secured by revenues

1 obtained from that Law.

2 (Source: P.A. 96-517, eff. 8-14-09; 97-542, eff. 8-23-11.)

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