



## 102ND GENERAL ASSEMBLY

### State of Illinois

### 2021 and 2022

#### HB0257

Introduced 1/29/2021, by Rep. Kambium Buckner

#### SYNOPSIS AS INTRODUCED:

10 ILCS 5/2A-1.2	from Ch. 46, par. 2A-1.2
10 ILCS 5/2A-48	from Ch. 46, par. 2A-48
105 ILCS 5/34-3	from Ch. 122, par. 34-3
105 ILCS 5/34-4	from Ch. 122, par. 34-4
105 ILCS 5/34-4.1 new	
105 ILCS 5/34-4.2 new	
105 ILCS 5/34-13.1	
105 ILCS 5/34-21.9 new	

Amends the Election Code. Provides for the election of the Chicago Board of Education for the 2023 and 2027 consolidated primary elections. Amends the Chicago School District Article of the School Code. Provides that no later than June 30, 2029, the General Assembly must review and revise the election of members of the Chicago Board of Education and if the General Assembly has not reauthorized the election of members of the Chicago Board of Education by June 30, 2029, then, on May 13, 2031, the terms of all members elected in 2027 shall end, and a new Chicago Board of Education consisting of 7 members shall be appointed by the Mayor. Makes conforming changes. Provides that, beginning on May 9, 2023 and until May 13, 2031, successors of the Inspector General for the Chicago school district shall be appointed by the school board instead of the Mayor. Effective immediately.

LRB102 02584 CMG 12587 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning elections.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Election Code is amended by changing  
5 Sections 2A-1.2 and 2A-48 as follows:

6 (10 ILCS 5/2A-1.2) (from Ch. 46, par. 2A-1.2)

7 Sec. 2A-1.2. Consolidated schedule of elections - offices  
8 designated.

9 (a) At the general election in the appropriate  
10 even-numbered years, the following offices shall be filled or  
11 shall be on the ballot as otherwise required by this Code:

12 (1) Elector of President and Vice President of the  
13 United States;

14 (2) United States Senator and United States  
15 Representative;

16 (3) State Executive Branch elected officers;

17 (4) State Senator and State Representative;

18 (5) County elected officers, including State's  
19 Attorney, County Board member, County Commissioners, and  
20 elected President of the County Board or County Chief  
21 Executive;

22 (6) Circuit Court Clerk;

23 (7) Regional Superintendent of Schools, except in

1 counties or educational service regions in which that  
2 office has been abolished;

3 (8) Judges of the Supreme, Appellate and Circuit  
4 Courts, on the question of retention, to fill vacancies  
5 and newly created judicial offices;

6 (9) (Blank);

7 (10) Trustee of the Metropolitan Water Reclamation  
8 ~~Sanitary~~ District of Greater Chicago, and elected Trustee  
9 of other Sanitary Districts;

10 (11) Special District elected officers, not otherwise  
11 designated in this Section, where the statute creating or  
12 authorizing the creation of the district requires an  
13 annual election and permits or requires election of  
14 candidates of political parties.

15 (b) At the general primary election:

16 (1) in each even-numbered year candidates of political  
17 parties shall be nominated for those offices to be filled  
18 at the general election in that year, except where  
19 pursuant to law nomination of candidates of political  
20 parties is made by caucus.

21 (2) in the appropriate even-numbered years the  
22 political party offices of State central committeeperson,  
23 township committeeperson, ward committeeperson, and  
24 precinct committeeperson shall be filled and delegates and  
25 alternate delegates to the National nominating conventions  
26 shall be elected as may be required pursuant to this Code.

1 In the even-numbered years in which a Presidential  
2 election is to be held, candidates in the Presidential  
3 preference primary shall also be on the ballot.

4 (3) in each even-numbered year, where the municipality  
5 has provided for annual elections to elect municipal  
6 officers pursuant to Section 6(f) or Section 7 of Article  
7 VII of the Constitution, pursuant to the Illinois  
8 Municipal Code or pursuant to the municipal charter, the  
9 offices of such municipal officers shall be filled at an  
10 election held on the date of the general primary election,  
11 provided that the municipal election shall be a  
12 nonpartisan election where required by the Illinois  
13 Municipal Code. For partisan municipal elections in  
14 even-numbered years, a primary to nominate candidates for  
15 municipal office to be elected at the general primary  
16 election shall be held on the Tuesday 6 weeks preceding  
17 that election.

18 (4) in each school district which has adopted the  
19 provisions of Article 33 of the School Code, successors to  
20 the members of the board of education whose terms expire  
21 in the year in which the general primary is held shall be  
22 elected.

23 (c) At the consolidated election in the appropriate  
24 odd-numbered years, the following offices shall be filled:

25 (1) Municipal officers, provided that in  
26 municipalities in which candidates for alderman or other

1 municipal office are not permitted by law to be candidates  
2 of political parties, the runoff election where required  
3 by law, or the nonpartisan election where required by law,  
4 shall be held on the date of the consolidated election;  
5 and provided further, in the case of municipal officers  
6 provided for by an ordinance providing the form of  
7 government of the municipality pursuant to Section 7 of  
8 Article VII of the Constitution, such offices shall be  
9 filled by election or by runoff election as may be  
10 provided by such ordinance;

11 (2) Village and incorporated town library directors;

12 (3) City boards of stadium commissioners;

13 (4) Commissioners of park districts;

14 (5) Trustees of public library districts;

15 (6) Special District elected officers, not otherwise  
16 designated in this Section, where the statute creating or  
17 authorizing the creation of the district permits or  
18 requires election of candidates of political parties;

19 (7) Township officers, including township park  
20 commissioners, township library directors, and boards of  
21 managers of community buildings, and Multi-Township  
22 Assessors;

23 (8) Highway commissioners and road district clerks;

24 (9) Members of school boards in school districts which  
25 adopt Article 33 of the School Code;

26 (10) The directors and chair of the Chain O Lakes - Fox

1 River Waterway Management Agency;

2 (11) Forest preserve district commissioners elected  
3 under Section 3.5 of the Downstate Forest Preserve  
4 District Act;

5 (12) Elected members of school boards, school  
6 trustees, directors of boards of school directors,  
7 trustees of county boards of school trustees (except in  
8 counties or educational service regions having a  
9 population of 2,000,000 or more inhabitants), and members  
10 of boards of school inspectors, except school boards in  
11 school districts that adopt Article 33 of the School Code;

12 (13) Members of Community College district boards;

13 (14) Trustees of Fire Protection Districts;

14 (15) Commissioners of the Springfield Metropolitan  
15 Exposition and Auditorium Authority;

16 (16) Elected Trustees of Tuberculosis Sanitarium  
17 Districts;

18 (17) Elected Officers of special districts not  
19 otherwise designated in this Section for which the law  
20 governing those districts does not permit candidates of  
21 political parties.

22 (d) At the consolidated primary election in each  
23 odd-numbered year, candidates of political parties shall be  
24 nominated for those offices to be filled at the consolidated  
25 election in that year, except where pursuant to law nomination  
26 of candidates of political parties is made by caucus, and

1 except those offices listed in paragraphs (12) through (17) of  
2 subsection (c).

3 At the consolidated primary election in the appropriate  
4 odd-numbered years, the mayor, clerk, treasurer, and aldermen  
5 shall be elected in municipalities in which candidates for  
6 mayor, clerk, treasurer, or alderman are not permitted by law  
7 to be candidates of political parties, subject to runoff  
8 elections to be held at the consolidated election as may be  
9 required by law, and municipal officers shall be nominated in  
10 a nonpartisan election in municipalities in which pursuant to  
11 law candidates for such office are not permitted to be  
12 candidates of political parties.

13 At the consolidated primary election in the appropriate  
14 odd-numbered years, municipal officers shall be nominated or  
15 elected, or elected subject to a runoff, as may be provided by  
16 an ordinance providing a form of government of the  
17 municipality pursuant to Section 7 of Article VII of the  
18 Constitution.

19 At the consolidated primary elections in 2023 and 2027,  
20 members of the Chicago Board of Education shall be elected as  
21 provided in subsection (b-5) of Section 34-3 of the School  
22 Code, subject to the runoff elections to be held at the  
23 consolidated election as may be required by law.

24 (e) (Blank).

25 (f) At any election established in Section 2A-1.1, public  
26 questions may be submitted to voters pursuant to this Code and

1 any special election otherwise required or authorized by law  
2 or by court order may be conducted pursuant to this Code.

3 Notwithstanding the regular dates for election of officers  
4 established in this Article, whenever a referendum is held for  
5 the establishment of a political subdivision whose officers  
6 are to be elected, the initial officers shall be elected at the  
7 election at which such referendum is held if otherwise so  
8 provided by law. In such cases, the election of the initial  
9 officers shall be subject to the referendum.

10 Notwithstanding the regular dates for election of  
11 officials established in this Article, any community college  
12 district which becomes effective by operation of law pursuant  
13 to Section 6-6.1 of the Public Community College Act, as now or  
14 hereafter amended, shall elect the initial district board  
15 members at the next regularly scheduled election following the  
16 effective date of the new district.

17 (g) At any election established in Section 2A-1.1, if in  
18 any precinct there are no offices or public questions required  
19 to be on the ballot under this Code then no election shall be  
20 held in the precinct on that date.

21 (h) There may be conducted a referendum in accordance with  
22 the provisions of Division 6-4 of the Counties Code.

23 (Source: P.A. 100-1027, eff. 1-1-19; revised 8-23-19.)

24 (10 ILCS 5/2A-48) (from Ch. 46, par. 2A-48)

25 Sec. 2A-48. Board of School Directors and Board of



1 Education - Member - Time of Election. A member of a Board of  
2 School Directors or a member of an elected Board of Education,  
3 as the case may be, shall be elected at each consolidated  
4 election to succeed each incumbent member whose term ends  
5 before the following consolidated election. At the  
6 consolidated primary elections in 2023 and 2027, members of  
7 the Chicago Board of Education shall be elected as provided in  
8 subsection (b-5) of Section 34-3 of the School Code, subject  
9 to the runoff elections to be held at the consolidated  
10 election as may be required by law.

11 (Source: P.A. 90-358, eff. 1-1-98.)

12 Section 10. The School Code is amended by changing  
13 Sections 34-3, 34-4, and 34-13.1 and by adding Sections  
14 34-4.1, 34-4.2, and 34-21.9 as follows:

15 (105 ILCS 5/34-3) (from Ch. 122, par. 34-3)

16 Sec. 34-3. Chicago School Reform Board of Trustees; new  
17 Chicago Board of Education; members; term; vacancies.

18 (a) Within 30 days after the effective date of this  
19 amendatory Act of 1995, the terms of all members of the Chicago  
20 Board of Education holding office on that date are abolished  
21 and the Mayor shall appoint, without the consent or approval  
22 of the City Council, a 5 member Chicago School Reform Board of  
23 Trustees which shall take office upon the appointment of the  
24 fifth member. The Chicago School Reform Board of Trustees and

1 its members shall serve until, and the terms of all members of  
2 the Chicago School Reform Board of Trustees shall expire on,  
3 June 30, 1999 or upon the appointment of a new Chicago Board of  
4 Education as provided in subsection (b), whichever is later.  
5 Any vacancy in the membership of the Trustees shall be filled  
6 through appointment by the Mayor, without the consent or  
7 approval of the City Council, for the unexpired term. One of  
8 the members appointed by the Mayor to the Trustees shall be  
9 designated by the Mayor to serve as President of the Trustees.  
10 The Mayor shall appoint a full-time, compensated chief  
11 executive officer, and his or her compensation as such chief  
12 executive officer shall be determined by the Mayor. The Mayor,  
13 at his or her discretion, may appoint the President to serve  
14 simultaneously as the chief executive officer.

15 (b) Within 30 days before the expiration of the terms of  
16 the members of the Chicago Reform Board of Trustees as  
17 provided in subsection (a), a new Chicago Board of Education  
18 consisting of 7 members shall be appointed by the Mayor to take  
19 office on the later of July 1, 1999 or the appointment of the  
20 seventh member. Three of the members initially so appointed  
21 under this subsection shall serve for terms ending June 30,  
22 2002, 4 of the members initially so appointed under this  
23 subsection shall serve for terms ending June 30, 2003, and  
24 each member initially so appointed shall continue to hold  
25 office until his or her successor is appointed and qualified.  
26 Thereafter at the expiration of the term of any member a

1 successor shall be appointed by the Mayor and shall hold  
2 office for a term of 4 years, from July 1 of the year in which  
3 the term commences and until a successor is appointed and  
4 qualified. Any vacancy in the membership of the Chicago Board  
5 of Education shall be filled through appointment by the Mayor  
6 for the unexpired term. No appointment to membership on the  
7 Chicago Board of Education that is made by the Mayor under this  
8 subsection shall require the approval of the City Council,  
9 whether the appointment is made for a full term or to fill a  
10 vacancy for an unexpired term on the Board. Notwithstanding  
11 any provision of law to the contrary, the terms of all members  
12 of the Chicago Board of Education serving on May 9, 2023 shall  
13 end when the members of the board organized under subsection  
14 (b-5) are elected and qualified. This subsection shall be  
15 inoperative after May 31, 2023.

16 (b-5) At the consolidated primaries in 2023 and 2027, a  
17 Chicago Board of Education consisting of 21 members shall be  
18 elected by the electors of the school district as provided in  
19 this subsection.

20 Each member shall be elected for a term of 4 years. For  
21 purposes of elections conducted under this subsection, the  
22 City of Chicago shall be subdivided into 20 electoral  
23 districts by the General Assembly for seats on the Chicago  
24 Board of Education, as provided under Section 34-21.9. Each  
25 district shall be represented by a member, and one member  
26 shall be elected at large and serve as the president of the

1 board.

2 The candidate receiving a majority of the votes cast for a  
3 seat on the Chicago Board of Education at the consolidated  
4 primary election shall be declared elected. If no candidate  
5 receives a majority of the votes for a seat on the Chicago  
6 Board of Education, a runoff election shall be held at the  
7 consolidated election, when only the names of the candidates  
8 receiving the highest and second highest number of votes for  
9 that seat on the Chicago Board of Education at the  
10 consolidated primary election shall appear on the ballot. If  
11 more than one candidate received the highest or second highest  
12 number of votes for a seat on the Chicago Board of Education at  
13 the consolidated primary election, the names of all candidates  
14 receiving the highest and second highest number of votes for  
15 that seat on the Chicago Board of Education shall appear on the  
16 ballot at the consolidated election. The candidate receiving  
17 the highest number of votes for that seat on the Chicago Board  
18 of Education at the consolidated election shall be declared  
19 elected.

20 Within 28 days after the members enter office, the board  
21 shall organize by electing its vice president and fixing a  
22 time and place for the regular meetings. No less than a  
23 majority of the board's regular meetings shall take place  
24 after regular business hours in order to maximize community  
25 participation. Upon organizing itself as provided in this  
26 subsection, the board shall enter upon the discharge of its

1 duties.

2 Whenever a vacancy in the board occurs, the remaining  
3 members of the board shall notify the Mayor of that vacancy  
4 within 5 days after its occurrence and shall proceed to fill  
5 the vacancy for the remainder of the unexpired term. The  
6 successor shall have the same residential and other  
7 qualifications as his or her predecessor. Should the remaining  
8 board members fail to act within 45 days after the vacancy  
9 occurs, the Mayor shall, within 30 days after the remaining  
10 members have failed to fill the vacancy, fill the vacancy as  
11 provided for in this Section. Upon the Mayor's failure to fill  
12 the vacancy, the vacancy shall be filled at the next election  
13 of a new board. The successor shall have the same residential  
14 and other qualifications as his or her predecessor.

15 (b-10) No later than June 30, 2029, the General Assembly  
16 must review and revise the election of members of the Chicago  
17 Board of Education under subsection (b-5). If the General  
18 Assembly has not reauthorized the election of members of the  
19 Chicago Board of Education under subsection (b-5) by June 30,  
20 2029, then, on May 13, 2031, the terms of all members elected  
21 in 2027 under subsection (b-5) shall end, and a new Chicago  
22 Board of Education consisting of 7 members shall be appointed  
23 by the Mayor. Three of the members initially so appointed  
24 under this subsection shall serve for terms ending June 30,  
25 2033, 4 of the members initially so appointed under this  
26 subsection shall serve for terms ending June 30, 2035, and

1 each member initially so appointed shall continue to hold  
2 office until his or her successor is appointed and qualified.  
3 Thereafter, at the expiration of the term of any member, a  
4 successor shall be appointed by the Mayor and shall hold  
5 office for a term of 4 years, from July 1 of the year in which  
6 the term commences and until a successor is appointed and  
7 qualified. Any vacancy in the membership of the Chicago Board  
8 of Education shall be filled through appointment by the Mayor  
9 for the unexpired term. No appointment to membership on the  
10 Chicago Board of Education that is made by the Mayor under this  
11 subsection shall require the approval of the City Council,  
12 regardless of whether the appointment is made for a full term  
13 or to fill a vacancy for an unexpired term on the Board.

14 (b-15) Except as otherwise provided under subsection  
15 (b-5), the ~~The~~ board shall elect annually from its number a  
16 president and vice-president, in such manner and at such time  
17 as the board determines by its rules. The officers so elected  
18 shall each perform the duties imposed upon his or her ~~their~~  
19 respective office by the rules of the board, provided that (i)  
20 the president shall preside at meetings of the board and vote  
21 as any other member but have no power of veto, and (ii) the  
22 vice president shall perform the duties of the president if  
23 that office is vacant or the president is absent or unable to  
24 act. The secretary of the board ~~Board~~ shall be selected by the  
25 board ~~Board~~ and shall be an employee of the board ~~Board~~ rather  
26 than a member of the board ~~Board~~, notwithstanding subsection

1 (d) of Section 34-3.3. The duties of the secretary shall be  
2 imposed by the rules of the board ~~Board~~.

3 (b-20) No member shall have, or be an employee or owner of  
4 a company that has, a contract with the school district. No  
5 former officer, member, or employee of the board shall, within  
6 a period of one year immediately after termination of service  
7 on the board, knowingly accept employment or receive  
8 compensation or fees for services from a person or entity if  
9 the officer, member, or employee, during the year immediately  
10 preceding termination of service on the board, participated  
11 personally and substantially in the award of contracts with  
12 the board or the school district, or the issuance of contract  
13 change orders with the board or the school district, with a  
14 cumulative value of \$25,000 or more to the person or entity, or  
15 its parent or subsidiary.

16 (c) The board may appoint a student to the board to serve  
17 in an advisory capacity. The student member shall serve for a  
18 term as determined by the board. The board may not grant the  
19 student member any voting privileges, but shall consider the  
20 student member as an advisor. The student member may not  
21 participate in or attend any executive session of the board.

22 (Source: P.A. 94-231, eff. 7-14-05.)

23 (105 ILCS 5/34-4) (from Ch. 122, par. 34-4)

24 Sec. 34-4. Eligibility.

25 (a) To be eligible for election or appointment to the

1 board, a person shall be a citizen of the United States, shall  
2 be a registered voter as provided in the Election Code, shall  
3 have been a resident of the city and, if applicable, the  
4 electoral district for at least one year ~~3 years~~ immediately  
5 preceding his or her election or appointment, and shall not be  
6 a child sex offender as defined in Section 11-9.3 of the  
7 Criminal Code of 2012. A person is ineligible for election or  
8 appointment to the board if that person is an employee of the  
9 school district. For the board elected under subsection (b-5)  
10 of Section 34-3, all persons eligible for election to the  
11 board shall be nominated by a petition signed by no less than  
12 250 voters residing within the electoral district on a  
13 petition in order to be placed on the ballot, except that  
14 persons eligible for election to the board at large shall be  
15 nominated by a petition signed by no less than 2,500 voters  
16 residing within the city.

17 Permanent removal from the city by any member of the board  
18 during his or her term of office constitutes a resignation  
19 therefrom and creates a vacancy in the board. Except for the  
20 President of the Chicago School Reform Board of Trustees who  
21 may be paid compensation for his or her services as chief  
22 executive officer as determined by the Mayor as provided in  
23 subsection (a) of Section 34-3, board members shall serve  
24 without any compensation; provided, that board members shall  
25 be reimbursed for expenses incurred while in the performance  
26 of their duties upon submission of proper receipts or upon



1 submission of a signed voucher in the case of an expense  
2 allowance evidencing the amount of such reimbursement or  
3 allowance to the president of the board for verification and  
4 approval. The board of education may continue to provide  
5 health care insurance coverage, employer pension  
6 contributions, employee pension contributions, and life  
7 insurance premium payments for an employee required to resign  
8 from an administrative, teaching, or career service position  
9 in order to qualify as a member of the board of education. They  
10 shall not hold other public office under the Federal, State or  
11 any local government other than that of Director of the  
12 Regional Transportation Authority, member of the economic  
13 development commission of a city having a population exceeding  
14 500,000, notary public or member of the National Guard, and by  
15 accepting any such office while members of the board, or by not  
16 resigning any such office held at the time of being elected or  
17 appointed to the board within 30 days after such election or  
18 appointment, shall be deemed to have vacated their membership  
19 in the board.

20 (Source: P.A. 97-1150, eff. 1-25-13.)

21 (105 ILCS 5/34-4.1 new)

22 Sec. 34-4.1. Nomination petitions. In addition to the  
23 requirements of the general election law, the form of  
24 petitions under Section 34-4 for the board elected under  
25 subsection (b-5) of Section 34-3 shall be substantially as

1 follows:

2 NOMINATING PETITIONS

3 (LEAVE OUT THE INAPPLICABLE PART.)

4 To the Board of Election Commissioners for the City of  
5 Chicago:

6 We the undersigned, being (.... or more) of the voters  
7 residing within said district, hereby petition that .... who  
8 resides at .... in the City of Chicago shall be a candidate for  
9 the office of .... of the board of education (full term)  
10 (vacancy) to be voted for at the election to be held on (insert  
11 date).

12 Name: ..... Address: .....

13 In the designation of the name of a candidate on a petition  
14 for nomination, the candidate's given name or names, initial  
15 or initials, a nickname by which the candidate is commonly  
16 known, or a combination thereof may be used in addition to the  
17 candidate's surname. If a candidate has changed his or her  
18 name, whether by a statutory or common law procedure in  
19 Illinois or any other jurisdiction, within 3 years before the  
20 last day for filing the petition, then (i) the candidate's  
21 name on the petition must be followed by "formerly known as  
22 (list all prior names during the 3-year period) until name  
23 changed on (list date of each such name change)" and (ii) the  
24 petition must be accompanied by the candidate's affidavit  
25 stating the candidate's previous names during the period  
26 specified in clause (i) and the date or dates each of those

1 names was changed; failure to meet these requirements shall be  
2 grounds for denying certification of the candidate's name for  
3 the ballot, but these requirements do not apply to name  
4 changes resulting from adoption to assume an adoptive parent's  
5 or parents' surname, marriage to assume a spouse's surname, or  
6 dissolution of marriage or declaration of invalidity of  
7 marriage to assume a former surname. No other designation,  
8 such as a political slogan, as defined by Section 7-17 of the  
9 Election Code, title or degree, or nickname suggesting or  
10 implying possession of a title, degree or professional status,  
11 or similar information may be used in connection with the  
12 candidate's surname.

13 All petitions for the nomination of members of a board of  
14 education shall be filed with the board of election  
15 commissioners of the jurisdiction in which the principal  
16 office of the school district is located within the time  
17 provided for by the general election law. The board of  
18 election commissioners shall receive and file only those  
19 petitions that include a statement of candidacy, the required  
20 number of voter signatures, the notarized signature of the  
21 petition circulator, and a receipt from the County Clerk  
22 showing that the candidate has filed a statement of economic  
23 interest on or before the last day to file as required by the  
24 Illinois Governmental Ethics Act. The board of election  
25 commissioners may have petition forms available for issuance  
26 to potential candidates and may give notice of the petition

1 filing period by publication in a newspaper of general  
2 circulation within the school district not less than 10 days  
3 prior to the first day of filing. The board of election  
4 commissioners shall make certification to the proper election  
5 authorities in accordance with the general election law.

6 The board of election commissioners of the jurisdiction in  
7 which the principal office of the school district is located  
8 shall notify the candidates for whom a petition for nomination  
9 is filed or the appropriate committee of the obligations under  
10 the Campaign Financing Act as provided in the general election  
11 law. Such notice shall be given on a form prescribed by the  
12 State Board of Elections and in accordance with the  
13 requirements of the general election law. The board of  
14 election commissioners shall within 7 days of filing or on the  
15 last day for filing, whichever is earlier, acknowledge to the  
16 petitioner in writing the office's acceptance of the petition.

17 A candidate for membership on the board of education who  
18 has petitioned for nomination to fill a full term and to fill a  
19 vacant term to be voted upon at the same election must withdraw  
20 his or her petition for nomination from either the full term or  
21 the vacant term by written declaration.

22 Nomination petitions are not valid unless the candidate  
23 named therein files with the board of election commissioners a  
24 receipt from the county clerk showing that the candidate has  
25 filed a statement of economic interests as required by the  
26 Illinois Governmental Ethics Act. Such receipt shall be so

1 filed either previously during the calendar year in which his  
2 or her nomination papers were filed or within the period for  
3 the filing of nomination papers in accordance with the general  
4 election law.

5 (105 ILCS 5/34-4.2 new)

6 Sec. 34-4.2. Ballots. This Section applies only to the  
7 board election under subsection (b-5) under Section 34-3. The  
8 board of election commissioners of the jurisdiction in which  
9 the principal office of the school district is located shall  
10 conduct a lottery to determine the ballot order of candidates  
11 for full terms in the event of any simultaneous petition  
12 filings. Such candidate lottery shall be conducted as follows:

13 All petitions filed by persons waiting in line as of 8:00  
14 a.m. on the first day for filing, or as of the normal opening  
15 hour of the office involved on such day, shall be deemed  
16 simultaneously filed as of 8:00 a.m. or the normal opening  
17 hour, as the case may be. Petitions filed by mail and received  
18 after midnight of the first day for filing and in the first  
19 mail delivery or pickup of that day shall be deemed  
20 simultaneously filed as of 8:00 a.m. of that day or as of the  
21 normal opening hour of such day, as the case may be. All  
22 petitions received thereafter shall be deemed filed in the  
23 order of actual receipt. However, 2 or more petitions filed  
24 within the last hour of the filing deadline shall be deemed  
25 filed simultaneously.

1       Where 2 or more petitions are received simultaneously for  
2 the same office as of 8:00 a.m. on the first day for petition  
3 filing or as of the normal opening hour of the office of the  
4 board of election commissioners with whom such petitions are  
5 filed, the board of election commissioners shall break ties  
6 and determine the order of filing by means of a lottery or  
7 other fair and impartial method of random selection. Such  
8 lottery shall be conducted within 9 days following the last  
9 day for petition filing and shall be open to the public. Seven  
10 days written notice of the time and place of conducting such  
11 random selection shall be given by the board of election  
12 commissioners to all candidates who filed their petitions  
13 simultaneously and to each organization of citizens within the  
14 election jurisdiction that was entitled, under the general  
15 election law, at the next preceding election, to have poll  
16 watchers present on the day of election. The board of election  
17 commissioners shall post in a conspicuous, open, and public  
18 place, at the entrance of his or her office, notice of the time  
19 and place of such lottery.

20       All candidates shall be certified in the order in which  
21 their petitions have been filed and in the manner prescribed  
22 by Section 10-15 of the Election Code. Where candidates have  
23 filed simultaneously, they shall be certified in the order  
24 prescribed by this Section and prior to candidates who filed  
25 for the same office at a later time.

26       Where elections are conducted for unexpired terms, a

1 second lottery to determine ballot order shall be conducted  
2 for candidates who simultaneously file petitions for such  
3 unexpired terms. Such lottery shall be conducted in the same  
4 manner as prescribed by this Section for full term candidates.

5 Ballots for the election of school officers shall be in  
6 the following form:

7 (BALLOT FORMAT

8 Ballot position for candidates shall be determined by the  
9 order of petition filing or lottery held pursuant to this  
10 Section.

11 The school district is divided into 20 electoral  
12 districts, each of which elects one member to the board of  
13 education and votes on one member to serve at-large.)

14 OFFICIAL BALLOT

15 DISTRICT ..... (1 through 20)

16 FOR MEMBERS OF THE BOARD OF EDUCATION TO SERVE

17 A FULL 4-YEAR TERM

18 VOTE FOR ONE

19 ( ) .....

20 ( ) .....

21 ( ) .....

22 OFFICIAL BALLOT

23 AT LARGE

24 FOR MEMBERS OF THE BOARD OF EDUCATION TO SERVE

25 A FULL 4-YEAR TERM

1

VOTE FOR ONE

2

( ) .....

3

( ) .....

4

( ) .....

5

REVERSE SIDE:

6

OFFICIAL BALLOT

7

DISTRICT ..... (1 through 20)

8

(Precinct name or number)

9

School District No. ...., ..... County, Illinois

10

Election Tuesday (insert date)

11

(facsimile signature of Election Authority)

12

(County)

13

(105 ILCS 5/34-13.1)

14

Sec. 34-13.1. Inspector General.

15

(a) The Inspector General and his office in existence on the effective date of this amendatory Act of 1995 shall be transferred to the jurisdiction of the board upon appointment of the Chicago School Reform Board of Trustees. The Inspector General shall have the authority to conduct investigations into allegations of or incidents of waste, fraud, and financial mismanagement in public education within the jurisdiction of the board by a local school council member or an employee, contractor, or member of the board or involving school projects managed or handled by the Public Building Commission. The Inspector General shall make recommendations

25



1 to the board about the investigations. The Inspector General  
2 in office on the effective date of this amendatory Act of 1996  
3 shall serve for a term expiring on June 30, 1998. His or her  
4 successors in office shall each be appointed by the Mayor,  
5 without the consent or approval of the City Council, for 4 year  
6 terms expiring on June 30th of an even numbered year; however,  
7 beginning on May 9, 2023 and until May 13, 2031, successors  
8 shall be appointed by the board instead of the Mayor. If the  
9 Inspector General leaves office or if a vacancy in that office  
10 otherwise occurs, the Mayor shall appoint, without the consent  
11 or approval of the City Council, a successor to serve under  
12 this Section for the remainder of the unexpired term; however,  
13 beginning on May 9, 2023 and until May 13, 2031, successors  
14 shall be appointed by the board instead of the Mayor. The  
15 Inspector General shall be independent of the operations of  
16 the board and the School Finance Authority, and shall perform  
17 other duties requested by the board.

18 (b) The Inspector General shall have access to all  
19 information and personnel necessary to perform the duties of  
20 the office. If the Inspector General determines that a  
21 possible criminal act has been committed or that special  
22 expertise is required in the investigation, he or she shall  
23 immediately notify the Chicago Police Department and the Cook  
24 County State's Attorney. All investigations conducted by the  
25 Inspector General shall be conducted in a manner that ensures  
26 the preservation of evidence for use in criminal prosecutions.

1           (c) At all times the Inspector General shall be granted  
2 access to any building or facility that is owned, operated, or  
3 leased by the board, the Public Building Commission, or the  
4 city in trust and for the use and benefit of the schools of the  
5 district.

6           (d) The Inspector General shall have the power to subpoena  
7 witnesses and compel the production of books and papers  
8 pertinent to an investigation authorized by this Code. Any  
9 person who (1) fails to appear in response to a subpoena; (2)  
10 fails to answer any question; (3) fails to produce any books or  
11 papers pertinent to an investigation under this Code; or (4)  
12 knowingly gives false testimony during an investigation under  
13 this Code, is guilty of a Class A misdemeanor.

14           (e) The Inspector General shall provide to the board and  
15 the Illinois General Assembly a summary of reports and  
16 investigations made under this Section for the previous fiscal  
17 year no later than January 1 of each year, except that the  
18 Inspector General shall provide the summary of reports and  
19 investigations made under this Section for the period  
20 commencing July 1, 1998 and ending April 30, 1999 no later than  
21 May 1, 1999. The summaries shall detail the final disposition  
22 of those recommendations. The summaries shall not contain any  
23 confidential or identifying information concerning the  
24 subjects of the reports and investigations. The summaries  
25 shall also include detailed recommended administrative actions  
26 and matters for consideration by the General Assembly.

1 (f) (Blank).

2 (g) (Blank).

3 (Source: P.A. 89-15, eff. 5-30-95; 89-698, eff. 1-14-97.)

4 (105 ILCS 5/34-21.9 new)

5 Sec. 34-21.9. Creation of electoral districts;  
6 reapportionment of districts. For purposes of an election  
7 conducted under subsection (b-5) of Section 34-3, the City of  
8 Chicago shall be subdivided into 20 electoral districts after  
9 the effective date of this amendatory Act of the 101st General  
10 Assembly by the General Assembly for seats on the Chicago  
11 Board of Education. The electoral districts must be drawn on  
12 or before May 31, 2022. Each district must be compact,  
13 contiguous, and substantially equal in population.

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