

HB2074



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB2074

Introduced 2/17/2021, by Rep. Jim Durkin

SYNOPSIS AS INTRODUCED:

105 ILCS 5/1A-1

from Ch. 122, par. 1A-1

Amends the School Code. Makes a technical change in a Section concerning the members of the State Board of Education.

LRB102 12293 CMG 17630 b

A BILL FOR

1 AN ACT concerning education.

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

4 Section 5. The School Code is amended by changing Section
5 1A-1 as follows:

6 (105 ILCS 5/1A-1) (from Ch. 122, par. 1A-1)

7 Sec. 1A-1. Members and terms.

8 (a) (Blank).

9 (b) The ~~The~~ State Board of Education shall consist of 8
10 members and a chairperson, who shall be appointed by the
11 Governor with the advice and consent of the Senate from a
12 pattern of regional representation as follows: 2 appointees
13 shall be selected from among those counties of the State other
14 than Cook County and the 5 counties contiguous to Cook County,
15 one of whom must represent the educator community; 2
16 appointees shall be selected from Cook County, one of whom
17 shall be a resident of the City of Chicago and one of whom
18 shall be a resident of that part of Cook County which lies
19 outside the city limits of Chicago and of whom one must
20 represent the educator community; 2 appointees shall be
21 selected from among the 5 counties of the State that are
22 contiguous to Cook County, one of whom must represent the
23 educator community; and 3 members shall be selected as

1 members-at-large (one of which shall be the chairperson). With
2 respect to the educator community appointments, no more than
3 one member may be employed as a district superintendent,
4 principal, school business official, or teacher and no more
5 than one may be employed by the same school district or school.
6 The changes made to this Section by this amendatory Act of the
7 100th General Assembly apply to appointments made after the
8 effective date of this amendatory Act of the 100th General
9 Assembly. The Governor who takes office on the second Monday
10 of January after his or her election shall be the person who
11 nominates members to fill vacancies whose terms begin after
12 that date and before the term of the next Governor begins.

13 The term of each member of the State Board of Education
14 whose term expires on January 12, 2005 shall instead terminate
15 on the effective date of this amendatory Act of the 93rd
16 General Assembly. Of these 3 seats, (i) the member initially
17 appointed pursuant to this amendatory Act of the 93rd General
18 Assembly whose seat was vacant on April 27, 2004 shall serve
19 until the second Wednesday of January, 2009 and (ii) the other
20 2 members initially appointed pursuant to this amendatory Act
21 of the 93rd General Assembly shall serve until the second
22 Wednesday of January, 2007.

23 The term of the member of the State Board of Education
24 whose seat was vacant on April 27, 2004 and whose term expires
25 on January 10, 2007 shall instead terminate on the effective
26 date of this amendatory Act of the 93rd General Assembly. The

1 member initially appointed pursuant to this amendatory Act of
2 the 93rd General Assembly to fill this seat shall be the
3 chairperson and shall serve until the second Wednesday of
4 January, 2007.

5 The term of the member of the State Board of Education
6 whose seat was vacant on May 28, 2004 but after April 27, 2004
7 and whose term expires on January 10, 2007 shall instead
8 terminate on the effective date of this amendatory Act of the
9 93rd General Assembly. The member initially appointed pursuant
10 to this amendatory Act of the 93rd General Assembly to fill
11 this seat shall serve until the second Wednesday of January,
12 2007.

13 The term of the other member of the State Board of
14 Education whose term expires on January 10, 2007 shall instead
15 terminate on the effective date of this amendatory Act of the
16 93rd General Assembly. The member initially appointed pursuant
17 to this amendatory Act of the 93rd General Assembly to fill
18 this seat shall serve until the second Wednesday of January,
19 2007.

20 The term of the member of the State Board of Education
21 whose term expires on January 14, 2009 and who was selected
22 from among the 5 counties of the State that are contiguous to
23 Cook County and is a resident of Lake County shall instead
24 terminate on the effective date of this amendatory Act of the
25 93rd General Assembly. The member initially appointed pursuant
26 to this amendatory Act of the 93rd General Assembly to fill

1 this seat shall serve until the second Wednesday of January,
2 2009.

3 Upon expiration of the terms of the members initially
4 appointed under this amendatory Act of the 93rd General
5 Assembly and members whose terms were not terminated by this
6 amendatory Act of the 93rd General Assembly, their respective
7 successors shall be appointed for terms of 4 years, from the
8 second Wednesday in January of each odd numbered year and
9 until their respective successors are appointed and qualified.

10 (c) Of the 4 members, excluding the chairperson, whose
11 terms expire on the second Wednesday of January, 2007 and
12 every 4 years thereafter, one of those members must be an
13 at-large member and at no time may more than 2 of those members
14 be from one political party. Of the 4 members whose terms
15 expire on the second Wednesday of January, 2009 and every 4
16 years thereafter, one of those members must be an at-large
17 member and at no time may more than 2 of those members be from
18 one political party. Party membership is defined as having
19 voted in the primary of the party in the last primary before
20 appointment.

21 (d) Vacancies in terms shall be filled by appointment by
22 the Governor with the advice and consent of the Senate for the
23 extent of the unexpired term. If a vacancy in membership
24 occurs at a time when the Senate is not in session, the
25 Governor shall make a temporary appointment until the next
26 meeting of the Senate, when the Governor shall appoint a

1 person to fill that membership for the remainder of its term.
2 If the Senate is not in session when appointments for a full
3 term are made, the appointments shall be made as in the case of
4 vacancies.

5 (Source: P.A. 100-1135, eff. 11-28-18.)