

HB2082



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB2082

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

SYNOPSIS AS INTRODUCED:

105 ILCS 5/1D-1

Amends the School Code. Makes a technical change in a Section concerning block grants for Chicago.

LRB102 12301 CMG 17638 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 1D-1 as follows:

6 (105 ILCS 5/1D-1)

7 (Text of Section from P.A. 100-55)

8 Sec. 1D-1. Block grant funding.

9 (a) For ~~For~~ fiscal year 1996 and each fiscal year
10 thereafter, the State Board of Education shall award to a
11 school district having a population exceeding 500,000
12 inhabitants a general education block grant and an educational
13 services block grant, determined as provided in this Section,
14 in lieu of distributing to the district separate State funding
15 for the programs described in subsections (b) and (c). The
16 provisions of this Section, however, do not apply to any
17 federal funds that the district is entitled to receive. In
18 accordance with Section 2-3.32, all block grants are subject
19 to an audit. Therefore, block grant receipts and block grant
20 expenditures shall be recorded to the appropriate fund code
21 for the designated block grant.

22 (b) The general education block grant shall include the
23 following programs: REI Initiative, Summer Bridges, Preschool

1 Education, K-6 Comprehensive Arts, School Improvement Support,
2 Urban Education, Scientific Literacy, Substance Abuse
3 Prevention, Second Language Planning, Staff Development,
4 Outcomes and Assessment, K-6 Reading Improvement, 7-12
5 Continued Reading Improvement, Truants' Optional Education,
6 Hispanic Programs, Agriculture Education, Parental Training,
7 Prevention Initiative, Report Cards, and Criminal Background
8 Investigations. Notwithstanding any other provision of law,
9 all amounts paid under the general education block grant from
10 State appropriations to a school district in a city having a
11 population exceeding 500,000 inhabitants shall be appropriated
12 and expended by the board of that district for any of the
13 programs included in the block grant or any of the board's
14 lawful purposes. Beginning in Fiscal Year 2018, at least 25%
15 of any additional Preschool Education, Parental Training, and
16 Prevention Initiative program funding over and above the
17 previous fiscal year's allocation shall be used to fund
18 programs for children ages 0-3. Beginning in Fiscal Year 2018,
19 funding for Preschool Education, Parental Training, and
20 Prevention Initiative programs above the allocation for these
21 programs in Fiscal Year 2017 must be used solely as a
22 supplement for these programs and may not supplant funds
23 received from other sources.

24 (c) The educational services block grant shall include the
25 following programs: Regular and Vocational Transportation,
26 State Lunch and Free Breakfast Program, Special Education

1 (Personnel, Transportation, Orphanage, Private Tuition),
2 funding for children requiring special education services,
3 Summer School, Educational Service Centers, and
4 Administrator's Academy. This subsection (c) does not relieve
5 the district of its obligation to provide the services
6 required under a program that is included within the
7 educational services block grant. It is the intention of the
8 General Assembly in enacting the provisions of this subsection
9 (c) to relieve the district of the administrative burdens that
10 impede efficiency and accompany single-program funding. The
11 General Assembly encourages the board to pursue mandate
12 waivers pursuant to Section 2-3.25g.

13 The funding program included in the educational services
14 block grant for funding for children requiring special
15 education services in each fiscal year shall be treated in
16 that fiscal year as a payment to the school district in respect
17 of services provided or costs incurred in the prior fiscal
18 year, calculated in each case as provided in this Section.
19 Nothing in this Section shall change the nature of payments
20 for any program that, apart from this Section, would be or,
21 prior to adoption or amendment of this Section, was on the
22 basis of a payment in a fiscal year in respect of services
23 provided or costs incurred in the prior fiscal year,
24 calculated in each case as provided in this Section.

25 (d) For fiscal year 1996 and each fiscal year thereafter,
26 the amount of the district's block grants shall be determined

1 as follows: (i) with respect to each program that is included
2 within each block grant, the district shall receive an amount
3 equal to the same percentage of the current fiscal year
4 appropriation made for that program as the percentage of the
5 appropriation received by the district from the 1995 fiscal
6 year appropriation made for that program, and (ii) the total
7 amount that is due the district under the block grant shall be
8 the aggregate of the amounts that the district is entitled to
9 receive for the fiscal year with respect to each program that
10 is included within the block grant that the State Board of
11 Education shall award the district under this Section for that
12 fiscal year. In the case of the Summer Bridges program, the
13 amount of the district's block grant shall be equal to 44% of
14 the amount of the current fiscal year appropriation made for
15 that program.

16 (e) The district is not required to file any application
17 or other claim in order to receive the block grants to which it
18 is entitled under this Section. The State Board of Education
19 shall make payments to the district of amounts due under the
20 district's block grants on a schedule determined by the State
21 Board of Education.

22 (f) A school district to which this Section applies shall
23 report to the State Board of Education on its use of the block
24 grants in such form and detail as the State Board of Education
25 may specify. In addition, the report must include the
26 following description for the district, which must also be

1 reported to the General Assembly: block grant allocation and
2 expenditures by program; population and service levels by
3 program; and administrative expenditures by program. The State
4 Board of Education shall ensure that the reporting
5 requirements for the district are the same as for all other
6 school districts in this State.

7 (g) This paragraph provides for the treatment of block
8 grants under Article 1C for purposes of calculating the amount
9 of block grants for a district under this Section. Those block
10 grants under Article 1C are, for this purpose, treated as
11 included in the amount of appropriation for the various
12 programs set forth in paragraph (b) above. The appropriation
13 in each current fiscal year for each block grant under Article
14 1C shall be treated for these purposes as appropriations for
15 the individual program included in that block grant. The
16 proportion of each block grant so allocated to each such
17 program included in it shall be the proportion which the
18 appropriation for that program was of all appropriations for
19 such purposes now in that block grant, in fiscal 1995.

20 Payments to the school district under this Section with
21 respect to each program for which payments to school districts
22 generally, as of the date of this amendatory Act of the 92nd
23 General Assembly, are on a reimbursement basis shall continue
24 to be made to the district on a reimbursement basis, pursuant
25 to the provisions of this Code governing those programs.

26 (h) Notwithstanding any other provision of law, any school

1 district receiving a block grant under this Section may
2 classify all or a portion of the funds that it receives in a
3 particular fiscal year from any block grant authorized under
4 this Code or from general State aid pursuant to Section
5 18-8.05 of this Code (other than supplemental general State
6 aid) as funds received in connection with any funding program
7 for which it is entitled to receive funds from the State in
8 that fiscal year (including, without limitation, any funding
9 program referred to in subsection (c) of this Section),
10 regardless of the source or timing of the receipt. The
11 district may not classify more funds as funds received in
12 connection with the funding program than the district is
13 entitled to receive in that fiscal year for that program. Any
14 classification by a district must be made by a resolution of
15 its board of education. The resolution must identify the
16 amount of any block grant or general State aid to be classified
17 under this subsection (h) and must specify the funding program
18 to which the funds are to be treated as received in connection
19 therewith. This resolution is controlling as to the
20 classification of funds referenced therein. A certified copy
21 of the resolution must be sent to the State Superintendent of
22 Education. The resolution shall still take effect even though
23 a copy of the resolution has not been sent to the State
24 Superintendent of Education in a timely manner. No
25 classification under this subsection (h) by a district shall
26 affect the total amount or timing of money the district is

1 entitled to receive under this Code. No classification under
2 this subsection (h) by a district shall in any way relieve the
3 district from or affect any requirements that otherwise would
4 apply with respect to the block grant as provided in this
5 Section, including any accounting of funds by source,
6 reporting expenditures by original source and purpose,
7 reporting requirements, or requirements of provision of
8 services.

9 (Source: P.A. 100-55, eff. 8-11-17.)

10 (Text of Section from P.A. 100-465)

11 Sec. 1D-1. Block grant funding.

12 (a) ~~For~~ For fiscal year 1996 through fiscal year 2017, the
13 State Board of Education shall award to a school district
14 having a population exceeding 500,000 inhabitants a general
15 education block grant and an educational services block grant,
16 determined as provided in this Section, in lieu of
17 distributing to the district separate State funding for the
18 programs described in subsections (b) and (c). The provisions
19 of this Section, however, do not apply to any federal funds
20 that the district is entitled to receive. In accordance with
21 Section 2-3.32, all block grants are subject to an audit.
22 Therefore, block grant receipts and block grant expenditures
23 shall be recorded to the appropriate fund code for the
24 designated block grant.

25 (b) The general education block grant shall include the

1 following programs: REI Initiative, Summer Bridges, Preschool
2 At Risk, K-6 Comprehensive Arts, School Improvement Support,
3 Urban Education, Scientific Literacy, Substance Abuse
4 Prevention, Second Language Planning, Staff Development,
5 Outcomes and Assessment, K-6 Reading Improvement, 7-12
6 Continued Reading Improvement, Truants' Optional Education,
7 Hispanic Programs, Agriculture Education, Parental Education,
8 Prevention Initiative, Report Cards, and Criminal Background
9 Investigations. Notwithstanding any other provision of law,
10 all amounts paid under the general education block grant from
11 State appropriations to a school district in a city having a
12 population exceeding 500,000 inhabitants shall be appropriated
13 and expended by the board of that district for any of the
14 programs included in the block grant or any of the board's
15 lawful purposes.

16 (c) The educational services block grant shall include the
17 following programs: Regular and Vocational Transportation,
18 State Lunch and Free Breakfast Program, Special Education
19 (Personnel, Transportation, Orphanage, Private Tuition),
20 funding for children requiring special education services,
21 Summer School, Educational Service Centers, and
22 Administrator's Academy. This subsection (c) does not relieve
23 the district of its obligation to provide the services
24 required under a program that is included within the
25 educational services block grant. It is the intention of the
26 General Assembly in enacting the provisions of this subsection

1 (c) to relieve the district of the administrative burdens that
2 impede efficiency and accompany single-program funding. The
3 General Assembly encourages the board to pursue mandate
4 waivers pursuant to Section 2-3.25g.

5 The funding program included in the educational services
6 block grant for funding for children requiring special
7 education services in each fiscal year shall be treated in
8 that fiscal year as a payment to the school district in respect
9 of services provided or costs incurred in the prior fiscal
10 year, calculated in each case as provided in this Section.
11 Nothing in this Section shall change the nature of payments
12 for any program that, apart from this Section, would be or,
13 prior to adoption or amendment of this Section, was on the
14 basis of a payment in a fiscal year in respect of services
15 provided or costs incurred in the prior fiscal year,
16 calculated in each case as provided in this Section.

17 (d) For fiscal year 1996 through fiscal year 2017, the
18 amount of the district's block grants shall be determined as
19 follows: (i) with respect to each program that is included
20 within each block grant, the district shall receive an amount
21 equal to the same percentage of the current fiscal year
22 appropriation made for that program as the percentage of the
23 appropriation received by the district from the 1995 fiscal
24 year appropriation made for that program, and (ii) the total
25 amount that is due the district under the block grant shall be
26 the aggregate of the amounts that the district is entitled to

1 receive for the fiscal year with respect to each program that
2 is included within the block grant that the State Board of
3 Education shall award the district under this Section for that
4 fiscal year. In the case of the Summer Bridges program, the
5 amount of the district's block grant shall be equal to 44% of
6 the amount of the current fiscal year appropriation made for
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8 (e) The district is not required to file any application
9 or other claim in order to receive the block grants to which it
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11 shall make payments to the district of amounts due under the
12 district's block grants on a schedule determined by the State
13 Board of Education.

14 (f) A school district to which this Section applies shall
15 report to the State Board of Education on its use of the block
16 grants in such form and detail as the State Board of Education
17 may specify. In addition, the report must include the
18 following description for the district, which must also be
19 reported to the General Assembly: block grant allocation and
20 expenditures by program; population and service levels by
21 program; and administrative expenditures by program. The State
22 Board of Education shall ensure that the reporting
23 requirements for the district are the same as for all other
24 school districts in this State.

25 (g) Through fiscal year 2017, this paragraph provides for
26 the treatment of block grants under Article 1C for purposes of

1 calculating the amount of block grants for a district under
2 this Section. Those block grants under Article 1C are, for
3 this purpose, treated as included in the amount of
4 appropriation for the various programs set forth in paragraph
5 (b) above. The appropriation in each current fiscal year for
6 each block grant under Article 1C shall be treated for these
7 purposes as appropriations for the individual program included
8 in that block grant. The proportion of each block grant so
9 allocated to each such program included in it shall be the
10 proportion which the appropriation for that program was of all
11 appropriations for such purposes now in that block grant, in
12 fiscal 1995.

13 Payments to the school district under this Section with
14 respect to each program for which payments to school districts
15 generally, as of the date of this amendatory Act of the 92nd
16 General Assembly, are on a reimbursement basis shall continue
17 to be made to the district on a reimbursement basis, pursuant
18 to the provisions of this Code governing those programs.

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20 district receiving a block grant under this Section may
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24 18-8.05 of this Code (other than supplemental general State
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26 for which it is entitled to receive funds from the State in

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7 classification by a district must be made by a resolution of
8 its board of education. The resolution must identify the
9 amount of any block grant or general State aid to be classified
10 under this subsection (h) and must specify the funding program
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13 classification of funds referenced therein. A certified copy
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20 entitled to receive under this Code. No classification under
21 this subsection (h) by a district shall in any way relieve the
22 district from or affect any requirements that otherwise would
23 apply with respect to the block grant as provided in this
24 Section, including any accounting of funds by source,
25 reporting expenditures by original source and purpose,
26 reporting requirements, or requirements of provision of

1 services.

2 (Source: P.A. 100-465, eff. 8-31-17.)