



Rep. Curtis J. Tarver, II

Filed: 2/28/2022

10200HB4580ham001

LRB102 23396 NLB 37087 a

1 AMENDMENT TO HOUSE BILL 4580

2 AMENDMENT NO. _____. Amend House Bill 4580 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by adding Section
5 34-222 as follows:

6 (105 ILCS 5/34-222 new)

7 Sec. 34-222. School attendance boundaries.

8 (a) At least once every 5 years, the Department of School
9 Demographics and Planning ("DSP") shall evaluate the
10 enrollment at existing schools in the school district to
11 determine if there is a need to revise existing boundaries.

12 (1) In reviewing the enrollment at existing schools to
13 determine if there is a need to revise existing
14 boundaries, DSP shall consider a range of factors,
15 including the following:

16 (A) capacities of the school being reviewed and

1 schools with contiguous boundaries to the school being
2 reviewed;

3 (B) current and projected racial and ethnic
4 composition of the school being reviewed and any
5 schools with contiguous boundaries to the school being
6 reviewed;

7 (C) current and projected income level composition
8 of the school being reviewed and any schools with
9 contiguous boundaries to the school being reviewed;

10 (D) geographic barriers;

11 (E) travel time and distance to the school; and

12 (F) program considerations of the school being
13 reviewed and any schools with contiguous boundaries to
14 the school being reviewed.

15 (2) DSP shall submit a written report of its findings,
16 conclusions, and recommendations to the chief executive
17 officer and the Board. The report shall document the
18 evaluation of the factors of the school being reviewed.
19 The report shall be made public on the district's website
20 within 30 days after its completion.

21 (b) If it is determined that there is a need to revise any
22 existing boundaries, DSP shall develop and recommend any
23 proposed changes to the chief executive officer prior to the
24 beginning of the school year in which the changes are to take
25 effect. In addition, DSP shall develop and recommend proposed
26 boundaries for new schools to the chief executive officer

1 prior to the beginning of the school year in which the new
2 school boundaries are to take effect.

3 (1) In developing proposed changes to boundaries for
4 existing schools and proposing attendance boundaries for
5 new schools, DSP shall consider a range of factors,
6 including the following:

7 (A) DSP shall consider the capacities of each of
8 the schools involved in the proposed boundary
9 revisions, including the extent to which a school is
10 overcrowded or underutilized. Where feasible, the goal
11 is for elementary schools to be utilized at not more
12 than 80% of design capacity and for high schools at not
13 more than 100% of program capacity. Schools shall be
14 considered severely overcrowded if they are operating
15 in excess of 100% utilization and significantly
16 underutilized if they are operating at less than 30%
17 utilization. DSP shall consider these utilization
18 rates when proposing revisions to attendance
19 boundaries for existing schools and when proposing
20 attendance boundaries for new schools.

21 (B) DSP shall consider the current and projected
22 racial and ethnic composition of the schools affected.
23 Where feasible, DSP shall propose establishing or
24 revising attendance boundaries to maintain or promote
25 stably desegregated enrollments in each of the
26 affected schools and to avoid the creation of one-race

1 schools.

2 (C) DSP shall consider geographic barriers so as
3 to promote safety and minimize transportation burdens,
4 to the extent feasible.

5 (D) DSP shall consider travel time and distance
6 and, to the extent feasible, seek to minimize travel
7 time and distance.

8 (E) DSP shall consider the placement of programs
9 in each of the schools involved, such as programs for
10 English learners and for special education students.
11 In addition, DSP shall consider the impact of magnet
12 schools and programs and the requirements of the
13 federal Every Student Succeeds Act and the Illinois
14 Balanced Accountability Measures.

15 (2) For each proposed attendance boundary, DSP shall
16 develop at least 2 alternatives. For each alternative, DSP
17 shall prepare a report showing 3-year enrollment
18 projections by racial and ethnic groups for all schools
19 affected by the proposed change pursuant to each
20 alternative. The report shall document for each
21 alternative the impact on the affected schools for the
22 factors of capacity, geographic barriers, travel time and
23 distance, and program considerations. In developing
24 alternatives, DSP shall consider whether any feasible
25 alternatives would better maintain or promote stably
26 desegregated enrollments in each of the affected schools

1 or better avoid the creation of one-race schools. The
2 report shall be made public on the district's website
3 within 30 days after its completion.

4 (c) The chief executive officer shall review the report
5 from DSP and may suggest additional alternatives. The chief
6 executive officer shall report to the Board if he or she
7 recommends any changes to existing boundaries or establishing
8 boundaries for new schools. If the chief executive officer is
9 recommending any changes to existing boundaries or
10 establishing any boundaries for new schools, the chief
11 executive officer shall provide the Board with a report of the
12 alternatives considered, including data on the factors of
13 capacity, current and projected racial and ethnic
14 considerations, geographic barriers, travel time and distance,
15 and program considerations. The chief executive officer shall
16 inform the Board of the alternative that is being recommended.
17 The report shall be made public on the district's website
18 within 30 days after its completion.

19 (d) Prior to taking action on the establishment or
20 revision of any attendance boundaries, the Board shall conduct
21 public hearings on the proposed establishment or revision of
22 attendance boundaries and the chief executive officer's
23 recommendation. Prior to the public hearing, the Board shall
24 make available reports and data on the factors of capacity,
25 current and projected racial and ethnic considerations,
26 geographic barriers, travel time and distance, and program

1 considerations. In making its decision, the Board shall
2 consider the factors of capacity, current and projected racial
3 and ethnic considerations, geographic barriers, travel time
4 and distance, and program considerations."