

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 Sections  
5 10-5 and 10-16 as follows:

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

7 Sec. 10-5. Organization of board - Report to treasurer and  
8 regional superintendent of schools. Within 40 ~~28~~ days after  
9 the regular election of directors, the directors shall meet  
10 and organize by appointing one of their number president and  
11 another as clerk, except that when directors are elected at  
12 the consolidated elections in April of 1999 and April of 2001,  
13 the directors shall meet and organize, in the manner provided  
14 by this Section, within 7 days after the first Tuesday after  
15 the first Monday of November in each of those 2 years. The  
16 clerk shall at once report to the treasurer and regional  
17 superintendent of schools the names of the president and clerk  
18 so appointed. Upon organizing itself as provided in this  
19 Section, the board of school directors shall enter upon the  
20 discharge of its duties. Terms of members are subject to  
21 Section 2A-54 of the Election Code, except as otherwise  
22 limited by subsection (c) of Section 10-4.

23 (Source: P.A. 93-847, eff. 7-30-04.)

1 (105 ILCS 5/10-16) (from Ch. 122, par. 10-16)

2 Sec. 10-16. Organization of Board. Within 40 ~~28~~ days after  
3 the consolidated election, other than the consolidated  
4 elections in 1999 and 2001, the board shall organize by  
5 electing its officers and fixing a time and place for the  
6 regular meetings. However, when school board members are  
7 elected at the consolidated elections held in April of 1999  
8 and April of 2001, the board shall organize within 7 days after  
9 the first Tuesday after the first Monday of November in each  
10 such year by electing officers and setting the time and place  
11 of the regular meetings. Upon organizing itself as provided in  
12 this paragraph, the board shall enter upon the discharge of  
13 its duties.

14 The regional superintendent of schools having supervision  
15 and control, as provided in Section 3-14.2, of a new school  
16 district that is governed by the School Code and formed on or  
17 after the effective date of this amendatory Act of 1998 shall  
18 convene the newly elected board within 7 days after the  
19 election of the board of education of that district, whereupon  
20 the board shall proceed to organize by electing one of their  
21 number as president and electing a secretary, who may or may  
22 not be a member. At such meeting the length of term of each of  
23 the members shall be determined by lot so that 4 shall serve  
24 for 4 years, and 3 for 2 years from the commencement of their  
25 terms; provided, however, if such members were not elected at

1 the consolidated election in an odd-numbered year, such  
2 initial terms shall be extended to the consolidated election  
3 for school board members immediately following the expiration  
4 of the initial 4 or 2 year terms. The provisions of this  
5 paragraph that relate to the determination of terms by lot  
6 shall not apply to the initial members of the board of  
7 education of a combined school district who are to be elected  
8 to unstagged terms.

9 The terms of the officers of a board of education shall be  
10 for 2 years, except that the terms of the officers elected at  
11 the organization meeting in November, 2001 shall expire at the  
12 organization meeting in April, 2003; provided that the board  
13 by resolution may establish a policy for the terms of office to  
14 be one year, and provide for the election of officers.

15 Special meetings of the board of education may be called  
16 by the president or by any 3 members of the board by giving  
17 notice thereof in writing, stating the time, place and purpose  
18 of the meeting. Such notice may be served by mail 48 hours  
19 before such meeting or by personal service 24 hours before  
20 such meeting. Public notice of meetings must also be given as  
21 prescribed in Sections 2.02 and 2.03 of the Open Meetings Act,  
22 as now or hereafter amended.

23 At each regular and special meeting which is open to the  
24 public, members of the public and employees of the district  
25 shall be afforded time, subject to reasonable constraints, to  
26 comment to or ask questions of the board.

1           The president or district superintendent shall, at each  
2 regular board meeting, report any requests made of the  
3 district under provisions of the Freedom of Information Act  
4 and shall report the status of the district's response.

5           (Source: P.A. 93-847, eff. 7-30-04; 94-1019, eff. 7-10-06.)

6           Section 99. Effective date. This Act takes effect upon  
7 becoming law.