

# SB2329



## 102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

SB2329

Introduced 2/26/2021, by Sen. Celina Villanueva

### SYNOPSIS AS INTRODUCED:

105 ILCS 230/5-5

Amends the School Construction Law. Includes a program of a special education joint agreement in the definition of "school district".

LRB102 13337 CMG 18681 b

FISCAL NOTE ACT  
MAY APPLY

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 Construction Law is amended by  
5 changing Section 5-5 as follows:

6 (105 ILCS 230/5-5)

7 Sec. 5-5. Definitions. As used in this Article:

8 "Approved school construction bonds" mean bonds that were  
9 approved by referendum after January 1, 1996 but prior to  
10 January 1, 1998 as provided in Sections 19-2 through 19-7 of  
11 the School Code to provide funds for the acquisition,  
12 development, construction, reconstruction, rehabilitation,  
13 improvement, architectural planning, and installation of  
14 capital facilities consisting of buildings, structures,  
15 durable-equipment, and land for educational purposes.

16 "Grant index" means a figure for each school district  
17 equal to one minus the ratio of the district's equalized  
18 assessed valuation per pupil in average daily attendance to  
19 the equalized assessed valuation per pupil in average daily  
20 attendance of the district located at the 90th percentile for  
21 all districts of the same category. For the purpose of  
22 calculating the grant index, school districts are grouped into  
23 2 categories, Category I and Category II. Category I consists

1 of elementary and unit school districts. The equalized  
2 assessed valuation per pupil in average daily attendance of  
3 each school district in Category I shall be computed using its  
4 grades kindergarten through 8 average daily attendance figure.  
5 A unit school district's Category I grant index shall be used  
6 for projects or portions of projects constructed for  
7 elementary school pupils. Category II consists of high school  
8 and unit school districts. The equalized assessed valuation  
9 per pupil in average daily attendance of each school district  
10 in Category II shall be computed using its grades 9 through 12  
11 average daily attendance figure. A unit school district's  
12 Category II grant index shall be used for projects or portions  
13 of projects constructed for high school pupils. The changes  
14 made by this amendatory Act of the 92nd General Assembly apply  
15 to all grants made on or after the effective date of this  
16 amendatory Act, provided that for grants not yet made on the  
17 effective date of this amendatory Act but made in fiscal year  
18 2001 and for grants made in fiscal year 2002, the grant index  
19 for a school district shall be the greater of (i) the grant  
20 index as calculated under this Law on or after the effective  
21 date of this amendatory Act or (ii) the grant index as  
22 calculated under this Law before the effective date of this  
23 amendatory Act. The grant index shall be no less than 0.35 and  
24 no greater than 0.75 for each district; provided that the  
25 grant index for districts whose equalized assessed valuation  
26 per pupil in average daily attendance is at the 99th

1 percentile and above for all districts of the same type shall  
2 be 0.00.

3 The grant index shall be calculated for each of those  
4 school districts forming a reorganized school district or  
5 cooperative high school if one or more of the following happen  
6 within the current or prior 2 fiscal years:

7 (1) a new school district is created in accordance  
8 with Article 11E of the School Code;

9 (2) an existing school district annexes all of the  
10 territory of one or more entire other school districts in  
11 accordance with Article 7 of the School Code; or

12 (3) a cooperative high school is formed in accordance  
13 with Section 10-22.22c of the School Code.

14 The average grant index of those school districts shall be  
15 used as the grant index for the newly reorganized district or  
16 cooperative high school.

17 "School construction project" means the acquisition,  
18 development, construction, reconstruction, rehabilitation,  
19 improvement, architectural planning, and installation of  
20 capital facilities consisting of buildings, structures,  
21 durable equipment, and land for educational purposes.

22 "School district" means a school district or a Type 40  
23 area vocational center that is jointly owned if the joint  
24 agreement includes language that specifies how the debt  
25 obligation is to be paid, including in the event that an entity  
26 withdraws from the joint agreement.

1 "School district" includes a cooperative high school,  
2 which shall be considered a high school district for the  
3 purpose of calculating its grant index, and a program of a  
4 special education joint agreement as defined in Section 24-11  
5 of the School Code.

6 "School maintenance project" means a project, other than a  
7 school construction project, intended to provide for the  
8 maintenance or upkeep of buildings or structures for  
9 educational purposes, but does not include ongoing operational  
10 costs.

11 (Source: P.A. 96-731, eff. 8-25-09; 96-1381, eff. 1-1-11.)