



Rep. Ann M. Williams

Filed: 11/9/2023

10300SB2324ham002

LRB103 27160 JDS 65395 a

1 AMENDMENT TO SENATE BILL 2324

2 AMENDMENT NO. _____. Amend Senate Bill 2324, AS AMENDED,
3 by replacing everything after the enacting clause with the
4 following:

5 "Section 5. If and only if Senate Bill 689 of the 103rd
6 General Assembly becomes law in the form it passed the House on
7 November 8, 2023, then the School Code is amended by changing
8 Sections 34-3 and 34-4 as follows:

9 (105 ILCS 5/34-3) (from Ch. 122, par. 34-3)

10 Sec. 34-3. Chicago School Reform Board of Trustees; new
11 Chicago Board of Education; members; term; vacancies.

12 (a) Within 30 days after the effective date of this
13 amendatory Act of 1995, the terms of all members of the Chicago
14 Board of Education holding office on that date are abolished
15 and the Mayor shall appoint, without the consent or approval
16 of the City Council, a 5 member Chicago School Reform Board of

1 Trustees which shall take office upon the appointment of the
2 fifth member. The Chicago School Reform Board of Trustees and
3 its members shall serve until, and the terms of all members of
4 the Chicago School Reform Board of Trustees shall expire on,
5 June 30, 1999 or upon the appointment of a new Chicago Board of
6 Education as provided in subsection (b), whichever is later.
7 Any vacancy in the membership of the Trustees shall be filled
8 through appointment by the Mayor, without the consent or
9 approval of the City Council, for the unexpired term. One of
10 the members appointed by the Mayor to the Trustees shall be
11 designated by the Mayor to serve as President of the Trustees.
12 The Mayor shall appoint a full-time, compensated chief
13 executive officer, and his or her compensation as such chief
14 executive officer shall be determined by the Mayor. The Mayor,
15 at his or her discretion, may appoint the President to serve
16 simultaneously as the chief executive officer.

17 (b) This subsection applies until January 15, 2025. Within
18 30 days before the expiration of the terms of the members of
19 the Chicago Reform Board of Trustees as provided in subsection
20 (a), a new Chicago Board of Education consisting of 7 members
21 shall be appointed by the Mayor to take office on the later of
22 July 1, 1999 or the appointment of the seventh member. Three of
23 the members initially so appointed under this subsection shall
24 serve for terms ending June 30, 2002, 4 of the members
25 initially so appointed under this subsection shall serve for
26 terms ending June 30, 2003, and each member initially so

1 appointed shall continue to hold office until his or her
2 successor is appointed and qualified.

3 (b-5) On January 15, 2025, the terms of all members of the
4 Chicago Board of Education appointed under subsection (b) are
5 abolished when the new board, consisting of 21 members, is
6 appointed by the Mayor and elected by the electors of the
7 school district as provided under subsections (b-10) and
8 (b-15) and takes office.

9 (b-10) By December 16, 2024, the Mayor shall appoint a
10 President of the board for a 2-year term that begins January
11 15, 2025. The board shall elect annually from its number a
12 vice-president, in such manner and at such time as the board
13 determines by its rules. The president appointed by the Mayor
14 and vice-president elected by the board shall each perform the
15 duties imposed upon their respective office by the rules of
16 the board, provided that (i) the president shall preside at
17 meetings of the board and shall only have voting rights to
18 break a voting tie of the other Chicago Board of Education
19 elected and appointed members and (ii) the vice-president
20 shall perform the duties of the president if that office is
21 vacant or the president is absent or unable to act. Beginning
22 with the 2026 general election, one member shall be elected at
23 large and serve as the president of the board for a 4-year term
24 that begins January 15, 2027. On and after January 15, 2027,
25 the president shall preside at meetings of the board and vote
26 as any other member but have no power of veto. The secretary of

1 the Board shall be selected by the Board and shall be an
2 employee of the Board rather than a member of the Board,
3 notwithstanding subsection (d) of Section 34-3.3. The duties
4 of the secretary shall be imposed by the rules of the Board.

5 (b-15) For purposes of selection of members of the Chicago
6 Board of Education, the City of Chicago shall be divided into
7 10 districts, and each of those 10 districts shall be
8 subdivided into 2 subdistricts as provided in subsection (a)
9 of Section 34-21.10.

10 Until January 15, 2027, each district shall be represented
11 by one member who is elected at the 2024 general election to a
12 2-year term that begins January 15, 2025 and one member who is
13 appointed by the Mayor by no later than December 16, 2024 to a
14 2-year term that begins January 15, 2025. Each elected member
15 shall reside within the district that the member represents,
16 and each appointed member shall reside both within the
17 district that the member represents and outside of the
18 subdistrict within which the elected member of the district
19 resides.

20 Beginning January 15, 2027, each subdistrict shall be
21 represented by one member who is elected at the 2026 general
22 election. If a member is elected at the 2026 general election
23 to fill the expired term of an appointed member, then the
24 elected member shall serve a 2-year term that begins January
25 15, 2027. If a member is elected at the 2026 general election
26 to fill the expired term of an elected member, then the member

1 shall serve a 4-year term that begins January 15, 2027.

2 If a member is elected at the 2026 general election to
3 serve a 2-year term, then the member elected at the 2028
4 general election shall serve a 4-year term that begins January
5 15, 2029. If a member is elected at the 2026 general election
6 to serve a 4-year term, then the member elected in that
7 subdistrict at the 2030 general election shall serve a 2-year
8 term that begins January 15, 2031.

9 Beginning with the members elected at the 2032 general
10 election, the members of each subdistrict shall serve two
11 4-year terms and one 2-year term for each 10-year period
12 thereafter. As determined by lot, the terms of the members
13 representing the subdistricts shall be the following:

14 (1) the members representing 7 subdistricts shall be
15 elected for one 2-year term, followed by two 4-year terms;

16 (2) the members representing 7 subdistricts shall be
17 elected for one 4-year term, followed by one 2-year term,
18 and then one 4-year term; and

19 (3) the members representing 6 subdistricts shall be
20 elected for two 4-year terms, followed by one 2-year term.

21 Each elected member shall reside within the subdistrict
22 that the member represents.

23 (b-20) All elected and appointed members shall serve until
24 a successor is appointed or elected and qualified.

25 Whenever there is a vacancy in the office of an appointed
26 board member, the Mayor shall appoint a successor who has the

1 same qualifications as the member's predecessor to fill the
2 vacancy for the remainder of the unexpired term.

3 Whenever there is a vacancy in the office of an elected
4 board member, the President of the Board shall notify the
5 Mayor of the vacancy within 7 days after its occurrence and
6 shall, within 30 days, fill the vacancy for the remainder of
7 the unexpired term by majority vote of the remaining board
8 members. The successor to the elected member shall have the
9 same qualifications as the member's predecessor.

10 (b-30) The provisions of Section 10-9 of this Code apply
11 to school board members when the Board is considering any
12 contract, work, or business of the district, and the
13 provisions of the Public Officer Prohibited Activities Act
14 that apply to persons holding elected or appointed public
15 office also apply to members of the Chicago Board of
16 Education, notwithstanding any other provision of this Code or
17 any law to the contrary. ~~No member shall have a contract with~~
18 ~~the school district or be an owner or partial owner of a~~
19 ~~company that has a contract with the school district. Members~~
20 ~~must publicly disclose whether they have a financial interest~~
21 ~~in any matter before the Board and recuse themselves from~~
22 ~~deliberations and abstain from voting on the matter. No Board~~
23 ~~member may be hired by the school district in any capacity for~~
24 ~~a period of one year after terminating service as a member of~~
25 ~~the Board. In addition, during that year, the member cannot~~
26 ~~enter into any contracts or agreements with the school~~

1 ~~district.~~

2 (c) The board may appoint a student to the board to serve
3 in an advisory capacity. The student member shall serve for a
4 term as determined by the board. The board may not grant the
5 student member any voting privileges, but shall consider the
6 student member as an advisor. The student member may not
7 participate in or attend any executive session of the board.

8 (Source: P.A. 102-177, eff. 6-1-22; 102-691, eff. 12-17-21;
9 10300SB0689ham002.)

10 (105 ILCS 5/34-4) (from Ch. 122, par. 34-4)

11 Sec. 34-4. Eligibility. To be eligible for election or
12 appointment to the board, a person shall be a citizen of the
13 United States, shall be a registered voter as provided in the
14 Election Code, shall have been, for a period of one year
15 immediately before election or appointment, a resident of the
16 city, district, and subdistrict that the member represents,
17 and shall not be a child sex offender as defined in Section
18 11-9.3 of the Criminal Code of 2012. A person is ineligible for
19 election or appointment to the board if that person is not in
20 compliance with the provisions of Section 10-9 as referenced
21 in Section 34-3 ~~is an employee of the school district~~. For the
22 2024 general election, all persons eligible for election to
23 the board shall be nominated by a petition signed by at least
24 1,000 but not more than 3,000 of the voters residing within the
25 electoral district on a petition in order to be placed on the

1 ballot. For the 2026 general election and general elections
2 thereafter, persons eligible for election to the board shall
3 be nominated by a petition signed by at least 500 but no more
4 than 1,500 voters residing within the subdistrict on a
5 petition in order to be placed on the ballot, except that
6 persons eligible for election to the board at large shall be
7 nominated by a petition signed by no less than 2,500 voters
8 residing within the city. Any registered voter may sign a
9 nominating petition, irrespective of any partisan petition the
10 voter signs or may sign. For the 2024 general election only,
11 the petition circulation period shall begin on March 26, 2024,
12 and the filing period shall be from June 17, 2024 to June 24,
13 2024. Permanent removal from the city by any member of the
14 board during his term of office constitutes a resignation
15 therefrom and creates a vacancy in the board. Board members
16 shall serve without any compensation; however, board members
17 shall be reimbursed for expenses incurred while in the
18 performance of their duties upon submission of proper receipts
19 or upon submission of a signed voucher in the case of an
20 expense allowance evidencing the amount of such reimbursement
21 or allowance to the president of the board for verification
22 and approval. Board members shall not hold other public office
23 under the Federal, State or any local government other than
24 that of Director of the Regional Transportation Authority,
25 member of the economic development commission of a city having
26 a population exceeding 500,000, notary public or member of the

1 National Guard, and by accepting any such office while members
2 of the board, or by not resigning any such office held at the
3 time of being elected or appointed to the board within 30 days
4 after such election or appointment, shall be deemed to have
5 vacated their membership in the board.

6 (Source: P.A. 102-177, eff. 6-1-22; 102-691, eff. 12-17-21;
7 10300SB0689ham002.)

8 Section 99. Effective date. This Act takes effect June 1,
9 2024."