



Sen. Kimberly A. Lightford

Filed: 5/13/2005

09400SB1856sam002

LRB094 05848 NHT 46549 a

1 AMENDMENT TO SENATE BILL 1856

2 AMENDMENT NO. _____. Amend Senate Bill 1856 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Building Authority Act is amended by
5 changing Sections 3, 4, 5, and 9 as follows:

6 (20 ILCS 3110/3) (from Ch. 127, par. 213.3)

7 Sec. 3. Duties. The Authority shall make thorough and
8 continuous studies and investigations of the following
9 building needs of the State of Illinois as they may from time
10 to time develop:

11 (a) Office structures, recreational facilities, fixed
12 equipment of any kind, electric, gas, steam, water and sewer
13 utilities, motor parking facilities, hospitals, penitentiaries
14 and facilities of every kind and character, other than movable
15 equipment, considered by the Authority necessary or convenient
16 for the efficient operation of any unit which is used by any
17 officer, department, board, commission or other agency of the
18 State.

19 (b) Buildings and other facilities intended for use as
20 classrooms, laboratories, libraries, student residence halls,
21 instructional and administrative facilities for students,
22 faculty, officers, and employees, and motor vehicle parking
23 facilities and fixed equipment for any institution or unit
24 under the control of the Board of Trustees of the University of

1 Illinois, the Board of Trustees of Southern Illinois
2 University, the Board of Trustees of Chicago State University,
3 the Board of Trustees of Eastern Illinois University, the Board
4 of Trustees of Governors State University, the Board of
5 Trustees of Illinois State University, the Board of Trustees of
6 Northeastern Illinois University, the Board of Trustees of
7 Northern Illinois University, the Board of Trustees of Western
8 Illinois University, the School Building Commission or any
9 public community college district board.

10 (c) School sites, buildings and fixed equipment to meet the
11 needs of school districts unable to provide such facilities
12 because of lack of funds and constitutional bond limitations,
13 whenever any General Assembly has declared the acquisition of
14 sites, construction of buildings and installation of fixed
15 equipment for such school districts to be in the public
16 interest, and allocations of said declarations shall be made as
17 provided in Section 5 of this Act.

18 Whenever the General Assembly declares by law that it is in
19 the public interest for the Authority to acquire any real
20 estate, construct, complete and remodel buildings, and install
21 fixed equipment in buildings and other facilities for public
22 community college districts, ~~or for school districts that~~
23 ~~qualify under Article 35 of The School Code, as amended or as~~
24 ~~may hereafter be amended,~~ the amount of any declaration to be
25 allocated to any public community college district shall be
26 determined by the Illinois Community College Board, ~~and the~~
27 ~~amount of any declaration to be allocated to any School~~
28 ~~District qualifying under Article 35 of The School Code shall~~
29 ~~be determined by the School Building Commission,~~ unless
30 otherwise provided by law.

31 (Source: P.A. 89-4, eff. 1-1-96.)

32 (20 ILCS 3110/4) (from Ch. 127, par. 213.4)

33 Sec. 4. Any department, board, commission, agency or

1 officer of this State or the Board of Trustees of the
2 University of Illinois, the Board of Trustees of Southern
3 Illinois University, the Board of Trustees of Chicago State
4 University, the Board of Trustees of Eastern Illinois
5 University, the Board of Trustees of Governors State
6 University, the Board of Trustees of Illinois State University,
7 the Board of Trustees of Northeastern Illinois University, the
8 Board of Trustees of Northern Illinois University, the Board of
9 Trustees of Western Illinois University, ~~the School Building~~
10 ~~Commission,~~ or any public community college district board, may
11 transfer jurisdiction of or title to any property under its or
12 his control to the Authority when such transfer is approved in
13 writing by the Governor as being advantageous to the State.

14 (Source: P.A. 89-4, eff. 1-1-96.)

15 (20 ILCS 3110/5) (from Ch. 127, par. 213.5)

16 Sec. 5. Powers. To accomplish projects of the kind listed
17 in Section 3 above, the Authority shall possess the following
18 powers:

19 (a) Acquire by purchase or otherwise (including the power
20 of condemnation in the manner provided for the exercise of the
21 right of eminent domain under Article VII of the Code of Civil
22 Procedure, as amended), construct, complete, remodel and
23 install fixed equipment in any and all buildings and other
24 facilities as the General Assembly by law declares to be in the
25 public interest.

26 Whenever the General Assembly has by law declared it to be
27 in the public interest for the Authority to acquire any real
28 estate, construct, complete, remodel and install fixed
29 equipment in buildings and other facilities for public
30 community college districts, the Director of the Department of
31 Central Management Services shall, when requested by any such
32 public community college district board, enter into a lease by
33 and on behalf of and for the use of such public community

1 college district board to the extent appropriations have been
2 made by the General Assembly to pay the rents under the terms
3 of such lease.

4 In the course of such activities, acquire property of any
5 and every kind and description, whether real, personal or
6 mixed, by gift, purchase or otherwise. It may also acquire real
7 estate of the State of Illinois controlled by any officer,
8 department, board, commission, or other agency of the State, or
9 the Board of Trustees of the University of Illinois, the Board
10 of Trustees of Southern Illinois University, the Board of
11 Trustees of Chicago State University, the Board of Trustees of
12 Eastern Illinois University, the Board of Trustees of Governors
13 State University, the Board of Trustees of Illinois State
14 University, the Board of Trustees of Northeastern Illinois
15 University, the Board of Trustees of Northern Illinois
16 University, the Board of Trustees of Western Illinois
17 University, ~~the School Building Commission~~ or any public
18 community college district board, the jurisdiction of which is
19 transferred by such officer, department, board, commission, or
20 other agency, or the Board of Trustees of Southern Illinois
21 University, the Board of Trustees of Chicago State University,
22 the Board of Trustees of Eastern Illinois University, the Board
23 of Trustees of Governors State University, the Board of
24 Trustees of Illinois State University, the Board of Trustees of
25 Northeastern Illinois University, the Board of Trustees of
26 Northern Illinois University, the Board of Trustees of Western
27 Illinois University, ~~or the School Building Commission~~ or any
28 public community college district board, to the Authority. The
29 Board of Trustees of the University of Illinois, the Board of
30 Trustees of Southern Illinois University, the Board of Trustees
31 of Chicago State University, the Board of Trustees of Eastern
32 Illinois University, the Board of Trustees of Governors State
33 University, the Board of Trustees of Illinois State University,
34 the Board of Trustees of Northeastern Illinois University, the

1 Board of Trustees of Northern Illinois University, the Board of
2 Trustees of Western Illinois University, ~~or the School Building~~
3 ~~Commission~~ and any public community college district board,
4 respectively, shall prepare plans and specifications for and
5 have supervision over any project to be undertaken by the
6 Authority for their use. Before any other particular
7 construction is undertaken, plans and specifications shall be
8 approved by the lessee provided for under (b) below, except as
9 indicated above.

10 (b) Execute leases of facilities and sites to, and charge
11 for the use of any such facilities and sites by, any officer,
12 department, board, commission or other agency of the State of
13 Illinois, or the Director of the Department of Central
14 Management Services when the Director is requested to, by and
15 on behalf of, or for the use of, any officer, department,
16 board, commission or other agency of the State of Illinois, or
17 by the Board of Trustees of the University of Illinois, the
18 Board of Trustees of Southern Illinois University, the Board of
19 Trustees of Chicago State University, the Board of Trustees of
20 Eastern Illinois University, the Board of Trustees of Governors
21 State University, the Board of Trustees of Illinois State
22 University, the Board of Trustees of Northeastern Illinois
23 University, the Board of Trustees of Northern Illinois
24 University, the Board of Trustees of Western Illinois
25 University, ~~or the School Building Commission~~ or any public
26 community college district board. Such leases may be entered
27 into contemporaneously with any financing to be done by the
28 Authority and payments under the terms of the lease shall begin
29 at any time after execution of any such lease.

30 (c) In the event of non-payment of rents reserved in such
31 leases, maintain and operate such facilities and sites or
32 execute leases thereof to others for any suitable purposes.
33 Such leases to the officers, departments, boards, commissions,
34 other agencies, the respective Boards of Trustees, ~~or the~~

1 ~~School Building Commission~~ or any public community college
2 district board shall contain the provision that rents under
3 such leases shall be payable solely from appropriations to be
4 made by the General Assembly for the payment of such rent and
5 any revenues derived from the operation of the leased premises.

6 (d) Borrow money and issue and sell bonds in such amount or
7 amounts as the Authority may determine for the purpose of
8 acquiring, constructing, completing or remodeling, or putting
9 fixed equipment in any such facility; refund and refinance the
10 same from time to time as often as advantageous and in the
11 public interest to do so; and pledge any and all income of such
12 Authority, and any revenues derived from such facilities, or
13 any combination thereof, to secure the payment of such bonds
14 and to redeem such bonds. All such bonds are subject to the
15 provisions of Section 6 of this Act.

16 In addition to the permanent financing authorized by
17 Sections 5 and 6 of this Act, the Illinois Building Authority
18 may borrow money and issue interim notes in evidence thereof
19 for any of the projects, or to perform any of the duties
20 authorized under this Act, and in addition may borrow money and
21 issue interim notes for planning, architectural and
22 engineering, acquisition of land, and purchase of fixed
23 equipment as follows:

24 1. Whenever the Authority considers it advisable and in
25 the interests of the Authority to borrow funds temporarily
26 for any of the purposes enumerated in this Section, the
27 Authority may from time to time, and pursuant to
28 appropriate resolution, issue interim notes to evidence
29 such borrowings including funds for the payment of interest
30 on such borrowings and funds for all necessary and
31 incidental expenses in connection with any of the purposes
32 provided for by this Section and this Act until the date of
33 the permanent financing. Any resolution authorizing the
34 issuance of such notes shall describe the project to be

1 undertaken and shall specify the principal amount, rate of
2 interest (not exceeding the maximum rate authorized by the
3 Bond Authorization Act, as amended at the time of the
4 making of the contract,) and maturity date, but not to
5 exceed 5 years from date of issue, and such other terms as
6 may be specified in such resolution; however, time of
7 payment of any such notes may be extended for a period of
8 not exceeding 3 years from the maturity date thereof.

9 The Authority may provide for the registration of the
10 notes in the name of the owner either as to principal
11 alone, or as to both principal and interest, on such terms
12 and conditions as the Authority may determine by the
13 resolution authorizing their issue. The notes shall be
14 issued from time to time by the Authority as funds are
15 borrowed, in the manner the Authority may determine.
16 Interest on the notes may be made payable semiannually,
17 annually or at maturity. The notes may be made redeemable,
18 prior to maturity, at the option of the Authority, in the
19 manner and upon the terms fixed by the resolution
20 authorizing their issuance. The notes may be executed in
21 the name of the Authority by the Chairman of the Authority
22 or by any other officer or officers of the Authority as the
23 Authority by resolution may direct, shall be attested by
24 the Secretary or such other officer or officers of the
25 Authority as the Authority may by resolution direct, and be
26 sealed with the Authority's corporate seal. All such notes
27 and the interest thereon may be secured by a pledge of any
28 income and revenue derived by the Authority from the
29 project to be undertaken with the proceeds of the notes and
30 shall be payable solely from such income and revenue and
31 from the proceeds to be derived from the sale of any
32 revenue bonds for permanent financing authorized to be
33 issued under Sections 5 and 6 of this Act, and from the
34 property acquired with the proceeds of the notes.

1 Contemporaneously with the issue of revenue bonds as
2 provided by this Act, all interim notes, even though they
3 may not then have matured, shall be paid, both principal
4 and interest to date of payment, from the funds derived
5 from the sale of revenue bonds for the permanent financing
6 and such interim notes shall be surrendered and canceled.

7 2. The Authority, in order further to secure the
8 payment of the interim notes, is, in addition to the
9 foregoing, authorized and empowered to make any other or
10 additional covenants, terms and conditions not
11 inconsistent with the provisions of subparagraph (a) of
12 this Section, and do any and all acts and things as may be
13 necessary or convenient or desirable in order to secure
14 payment of its interim notes, or in the discretion of the
15 Authority, as will tend to make the interim notes more
16 acceptable to lenders, notwithstanding that the covenants,
17 acts or things may not be enumerated herein; however,
18 nothing contained in this subparagraph shall authorize the
19 Authority to secure the payment of the interim notes out of
20 property or facilities, other than the facilities acquired
21 with the proceeds of the interim notes, and any net income
22 and revenue derived from the facilities and the proceeds of
23 revenue bonds as hereinabove provided.

24 (e) Convey property, without charge, to the State or to the
25 appropriate corporate agency of the State or to any public
26 community college district board if and when all debts which
27 have been secured by the income from such property have been
28 paid.

29 (f) Enter into contracts regarding any matter connected
30 with any corporate purpose within the objects and purposes of
31 this Act.

32 (g) Employ agents and employees necessary to carry out the
33 duties and purposes of the Authority.

34 (h) Adopt all necessary by-laws, rules and regulations for

1 the conduct of the business and affairs of the Authority, and
2 for the management and use of facilities and sites acquired
3 under the powers granted by this Act.

4 (i) Have and use a common seal and alter the same at
5 pleasure.

6 The Interim notes shall constitute State debt of the State
7 of Illinois within the meaning of any of the provisions of the
8 Constitution and statutes of the State of Illinois.

9 No member, officer, agent or employee of the Authority, nor
10 any other person who executes interim notes, shall be liable
11 personally by reason of the issuance thereof.

12 With respect to instruments for the payment of money issued
13 under this Section either before, on, or after the effective
14 date of this amendatory Act of 1989, it is and always has been
15 the intention of the General Assembly (i) that the Omnibus Bond
16 Acts are and always have been supplementary grants of power to
17 issue instruments in accordance with the Omnibus Bond Acts,
18 regardless of any provision of this Act that may appear to be
19 or to have been more restrictive than those Acts, (ii) that the
20 provisions of this Section are not a limitation on the
21 supplementary authority granted by the Omnibus Bond Acts, and
22 (iii) that instruments issued under this Section within the
23 supplementary authority granted by the Omnibus Bond Acts are
24 not invalid because of any provision of this Act that may
25 appear to be or to have been more restrictive than those Acts.

26 (Source: P.A. 89-4, eff. 1-1-96.)

27 (20 ILCS 3110/9) (from Ch. 127, par. 213.9)

28 Sec. 9. Limitation on disbursements. The Authority shall
29 keep account of the gross total income derived from each
30 separate project or any combination thereof undertaken
31 pursuant to this Act. Disbursements from a given account in The
32 Public Building Fund shall be ordered by the Authority only for
33 the payment of (1) the principal of and interest on the bonds

1 issued for each project, or combination thereof, and (2) any
2 other purposes set forth in the resolution authorizing the
3 issuance of such bonds.

4 An accurate record shall be kept of the rental payments
5 under each lease entered into by the Authority and any officer,
6 department, board, commission or other agency of the State of
7 Illinois, the Director of the Department of Central Management
8 Services, the Board of Trustees of the University of Illinois,
9 the Board of Trustees of Southern Illinois University, the
10 Board of Trustees of Chicago State University, the Board of
11 Trustees of Eastern Illinois University, the Board of Trustees
12 of Governors State University, the Board of Trustees of
13 Illinois State University, the Board of Trustees of
14 Northeastern Illinois University, the Board of Trustees of
15 Northern Illinois University, the Board of Trustees of Western
16 Illinois University, ~~the School Building Commission,~~ or any
17 public community college district board, and when the rentals
18 applicable to each project or facility, or any combination
19 thereof, constructed, completed, remodeled, maintained and
20 equipped, have been paid in (1) amounts sufficient to amortize
21 and pay the principal of and interest upon the total principal
22 amount of bonds of the Authority issued to pay the cost of each
23 project or facility, including maintenance and operation
24 expenses and that proportion of the administrative expense of
25 the Authority as provided for by each lease, or (2) amounts
26 which when invested in direct obligations of the United States
27 of America are, together with earnings thereon, sufficient to
28 amortize and pay the principal of and interest upon the total
29 principal amount of bonds of the Authority issued to pay the
30 cost of each project or facility, including maintenance and
31 operation expenses and that proportion of the administrative
32 expense of the Authority as provided for by each lease, the
33 property shall be conveyed without charge to the lessee.

34 (Source: P.A. 89-4, eff. 1-1-96.)

1 Section 10. The State Finance Act is amended by changing
2 Section 8a as follows:

3 (30 ILCS 105/8a) (from Ch. 127, par. 144a)

4 Sec. 8a. Common School Fund; transfers to Common School
5 Fund and Education Assistance Fund.

6 (a) Except as provided in subsection (b) of this Section
7 and except as otherwise provided in this subsection (a) with
8 respect to amounts transferred from the General Revenue Fund to
9 the Common School Fund for distribution therefrom for the
10 benefit of the Teachers' Retirement System of the State of
11 Illinois and the Public School Teachers' Pension and Retirement
12 Fund of Chicago:

13 (1) With respect to all school districts, for each
14 fiscal year other than fiscal year 1994, on or before the
15 eleventh and twenty-first days of each of the months of
16 August through the following July, at a time or times
17 designated by the Governor, the State Treasurer and the
18 State Comptroller shall transfer from the General Revenue
19 Fund to the Common School Fund and Education Assistance
20 Fund, as appropriate, 1/24 or so much thereof as may be
21 necessary of the amount appropriated to the State Board of
22 Education for distribution to all school districts from
23 such Common School Fund and Education Assistance Fund, for
24 the fiscal year, including interest on the School Fund
25 proportionate for that distribution for such year.

26 (2) With respect to all school districts, but for
27 fiscal year 1994 only, on the 11th day of August, 1993 and
28 on or before the 11th and 21st days of each of the months
29 of October, 1993 through July, 1994 at a time or times
30 designated by the Governor, the State Treasurer and the
31 State Comptroller shall transfer from the General Revenue
32 Fund to the Common School Fund 1/24 or so much thereof as

1 may be necessary of the amount appropriated to the State
2 Board of Education for distribution to all school districts
3 from such Common School Fund, for fiscal year 1994,
4 including interest on the School Fund proportionate for
5 that distribution for such year; and on or before the 21st
6 day of August, 1993 at a time or times designated by the
7 Governor, the State Treasurer and the State Comptroller
8 shall transfer from the General Revenue Fund to the Common
9 School Fund 3/24 or so much thereof as may be necessary of
10 the amount appropriated to the State Board of Education for
11 distribution to all school districts from the Common School
12 Fund, for fiscal year 1994, including interest
13 proportionate for that distribution on the School Fund for
14 such fiscal year.

15 The amounts of the payments made in July of each year: (i)
16 shall be considered an outstanding liability as of the 30th day
17 of June immediately preceding those July payments, within the
18 meaning of Section 25 of this Act; (ii) shall be payable from
19 the appropriation for the fiscal year that ended on that 30th
20 day of June; and (iii) shall be considered payments for claims
21 covering the school year that commenced during the immediately
22 preceding calendar year.

23 Notwithstanding the foregoing provisions of this
24 subsection, as soon as may be after the 10th and 20th days of
25 each of the months of August through May, 1/24, and on or as
26 soon as may be after the 10th and 20th days of June, 1/12 of the
27 annual amount appropriated to the State Board of Education for
28 distribution and payment during that fiscal year from the
29 Common School Fund to and for the benefit of the Teachers'
30 Retirement System of the State of Illinois (until the end of
31 State fiscal year 1995) and the Public School Teachers' Pension
32 and Retirement Fund of Chicago as provided by the Illinois
33 Pension Code and Section 18-7 of the School Code, or so much
34 thereof as may be necessary, shall be transferred by the State

1 Treasurer and the State Comptroller from the General Revenue
2 Fund to the Common School Fund to permit semi-monthly payments
3 from the Common School Fund to and for the benefit of such
4 teacher retirement systems as required by Section 18-7 of the
5 School Code.

6 Notwithstanding the other provisions of this Section, on or
7 as soon as may be after the 15th day of each month, beginning
8 in July of 1995, 1/12 of the annual amount appropriated for
9 that fiscal year from the Common School Fund to the Teachers'
10 Retirement System of the State of Illinois (other than amounts
11 appropriated under Section 1.1 of the State Pension Funds
12 Continuing Appropriation Act), or so much thereof as may be
13 necessary, shall be transferred by the State Treasurer and the
14 State Comptroller from the General Revenue Fund to the Common
15 School Fund to permit monthly payments from the Common School
16 Fund to that retirement system in accordance with Section
17 16-158 of the Illinois Pension Code and Section 18-7 of the
18 School Code, except that such transfers in fiscal year 2004
19 from the General Revenue Fund to the Common School Fund for the
20 benefit of the Teachers' Retirement System of the State of
21 Illinois shall be reduced in the aggregate by the State
22 Comptroller and State Treasurer to adjust for the amount
23 transferred to the Teachers' Retirement System of the State of
24 Illinois pursuant to subsection (a) of Section 6z-61. Amounts
25 appropriated to the Teachers' Retirement System of the State of
26 Illinois under Section 1.1 of the State Pension Funds
27 Continuing Appropriation Act shall be transferred by the State
28 Treasurer and the State Comptroller from the General Revenue
29 Fund to the Common School Fund as necessary to provide for the
30 payment of vouchers drawn against those appropriations.

31 The Governor may notify the State Treasurer and the State
32 Comptroller to transfer, at a time designated by the Governor,
33 such additional amount as may be necessary to effect advance
34 distribution to school districts of amounts that otherwise

1 would be payable in the next month pursuant to Sections 18-8.05
2 ~~18-8~~ through 18-9 ~~18-10~~ of the School Code. The State Treasurer
3 and the State Comptroller shall thereupon transfer such
4 additional amount. The aggregate amount transferred from the
5 General Revenue Fund to the Common School Fund in the eleven
6 months beginning August 1 of any fiscal year shall not be in
7 excess of the amount necessary for payment of claims certified
8 by the State Superintendent of Education pursuant to the
9 appropriation of the Common School Fund for that fiscal year.
10 Notwithstanding the provisions of the first paragraph in this
11 section, no transfer to effect an advance distribution shall be
12 made in any month except on notification, as provided above, by
13 the Governor.

14 The State Comptroller and State Treasurer shall transfer
15 from the General Revenue Fund to the Common School Fund and the
16 Education Assistance Fund such amounts as may be required to
17 honor the vouchers presented by the State Board of Education
18 pursuant to Sections 18-3, 18-4.3, 18-5, 18-6 and 18-7 of the
19 School Code.

20 The State Comptroller shall report all transfers provided
21 for in this Act to the President of the Senate, Minority Leader
22 of the Senate, Speaker of the House, and Minority Leader of the
23 House.

24 (b) On or before the 11th and 21st days of each of the
25 months of June, 1982 through July, 1983, at a time or times
26 designated by the Governor, the State Treasurer and the State
27 Comptroller shall transfer from the General Revenue Fund to the
28 Common School Fund 1/24 or so much thereof as may be necessary
29 of the amount appropriated to the State Board of Education for
30 distribution from such Common School Fund, for that same fiscal
31 year, including interest on the School Fund for such year. The
32 amounts of the payments in the months of July, 1982 and July,
33 1983 shall be considered an outstanding liability as of the
34 30th day of June immediately preceding such July payment,

1 within the meaning of Section 25 of this Act, and shall be
2 payable from the appropriation for the fiscal year which ended
3 on such 30th day of June, and such July payments shall be
4 considered payments for claims covering school years 1981-1982
5 and 1982-1983 respectively.

6 In the event the Governor makes notification to effect
7 advanced distribution under the provisions of subsection (a) of
8 this Section, the aggregate amount transferred from the General
9 Revenue Fund to the Common School Fund in the 12 months
10 beginning August 1, 1981 or the 12 months beginning August 1,
11 1982 shall not be in excess of the amount necessary for payment
12 of claims certified by the State Superintendent of Education
13 pursuant to the appropriation of the Common School Fund for the
14 fiscal years commencing on the first of July of the years 1981
15 and 1982.

16 (Source: P.A. 93-665, eff. 3-5-04.)

17 Section 15. The Illinois Pension Code is amended by
18 changing Sections 17-130, 17-154, and 17-156.1 as follows:

19 (40 ILCS 5/17-130) (from Ch. 108 1/2, par. 17-130)

20 Sec. 17-130. Participants' contributions by payroll
21 deductions.

22 (a) There shall be deducted from the salary of each teacher
23 7.50% of his salary for service or disability retirement
24 pension and 0.5% of salary for the annual increase in base
25 pension.

26 In addition, there shall be deducted from the salary of
27 each teacher 1% of his salary for survivors' and children's
28 pensions.

29 (b) An Employer and any employer of eligible contributors
30 as defined in Section 17-106 is authorized to make the
31 necessary deductions from the salaries of its teachers. Such
32 amounts shall be included as a part of the Fund. An Employer

1 and any employer of eligible contributors as defined in Section
2 17-106 shall formulate such rules and regulations as may be
3 necessary to give effect to the provisions of this Section.

4 (c) All persons employed as teachers shall, by such
5 employment, accept the provisions of this Article and of
6 Sections 34-83 to 34-85b ~~34-87~~, inclusive, of "The School
7 Code", approved March 18, 1961, as amended, and thereupon
8 become contributors to the Fund in accordance with the terms
9 thereof. The provisions of this Article and of those Sections
10 shall become a part of the contract of employment.

11 (d) A person who (i) was a member before July 1, 1998, (ii)
12 retires with more than 34 years of creditable service, and
13 (iii) does not elect to qualify for the augmented rate under
14 Section 17-119.1 shall be entitled, at the time of retirement,
15 to receive a partial refund of contributions made under this
16 Section for service occurring after the later of June 30, 1998
17 or attainment of 34 years of creditable service, in an amount
18 equal to 1.00% of the salary upon which those contributions
19 were based.

20 (Source: P.A. 90-566, eff. 1-2-98; 90-582, eff. 5-27-98.)

21 (40 ILCS 5/17-154) (from Ch. 108 1/2, par. 17-154)

22 Sec. 17-154. Retired teachers supplementary payments. All
23 persons who were on June 30, 1975, entitled to a service
24 retirement pension or disability retirement pension, under
25 this Fund or any fund of which this Fund is a continuation, and
26 who meet the conditions prescribed hereinafter, shall receive
27 supplementary payments as follows:

28 (1) In the case of any such retired person, who attained or
29 shall attain after June 30, 1975, the age of 60 years, who was
30 in receipt of a service retirement pension, the payment
31 pursuant to this section shall be an amount equal to the
32 difference between (a) his annual service retirement pension
33 from the Fund plus any annual payment received under the

1 provisions of Section 34-87 (now repealed) of "The School
2 Code", approved March 18, 1961, as amended, if the total of
3 such amounts is less than \$4500 per year, and (b) an amount
4 equal to \$100 for each year of validated teaching service
5 forming the basis of the service retirement pension up to a
6 maximum of 45 years of such service;

7 (2) In the case of any such retired person, who was in
8 receipt on June 30, 1975, of a disability retirement pension,
9 the payment shall be equal to the difference between (a) his
10 total annual disability retirement pension and (b) an amount
11 equal to \$100 for each year of validated teaching service
12 forming the basis of the disability retirement pension.

13 (Source: P.A. 90-566, eff. 1-2-98.)

14 (40 ILCS 5/17-156.1) (from Ch. 108 1/2, par. 17-156.1)

15 Sec. 17-156.1. Increases to retired members. A teacher who
16 retired prior to September 1, 1959 on service retirement
17 pension who was at least 55 years of age at date of retirement
18 and had at least 20 years of validated service shall be
19 entitled to receive benefits under this Section.

20 These benefits shall be in an amount equal to 1-1/2% of the
21 total of (1) the initial service retirement pension plus (2)
22 any emeritus payment payable under Sections 34-86 and 34-87
23 (now repealed) of the School Code, multiplied by the number of
24 full years on pension. This payment shall begin in January of
25 1970. An additional 1-1/2% shall be added in January of each
26 year thereafter. Beginning January 1, 1972 the rate of increase
27 in the service retirement pension each year shall be 2%.
28 Beginning January 1, 1979, the rate of increase in the service
29 retirement pension each year shall be 3%. Beginning January 1,
30 1990, all automatic annual increases payable under this Section
31 shall be calculated as a percentage of the total pension
32 payable at the time of the increase, including all increases
33 previously granted under this Article, notwithstanding Section

1 17-157.

2 A pensioner who otherwise qualifies for the aforesaid
3 benefit shall make a one-time payment of 1% of the final
4 monthly average salary multiplied by the number of completed
5 years of service forming the basis of his service retirement
6 pension or, if the pension was not computed according to
7 average salary as defined in Section 17-116, 1% of the monthly
8 base pension multiplied by each complete year of service
9 forming the basis of his service retirement pension. Unless the
10 pensioner rejects the benefits of this Section, such sum shall
11 be deducted from the pensioner's December 1969 pension check
12 and shall not be refundable.

13 (Source: P.A. 90-655, eff. 7-30-98.)

14 Section 20. The School Code is amended by changing Sections
15 2-3.12, 2-3.62, 5-1, 5-17, 7-14, 7A-11, 11A-12, 11B-11, 11D-9,
16 14C-1, 14C-8, 15-31, 18-8.05, 18-11, 18-12, 34-56, 34-73, and
17 34-74 as follows:

18 (105 ILCS 5/2-3.12) (from Ch. 122, par. 2-3.12)

19 Sec. 2-3.12. School building code. To prepare for school
20 boards with the advice of the Department of Public Health, the
21 Capital Development Board, and the State Fire Marshal a school
22 building code that will conserve the health and safety and
23 general welfare of the pupils and school personnel and others
24 who use public school facilities.

25 The document known as "Efficient and Adequate Standards for
26 the Construction of Schools" applies only to temporary school
27 facilities, new school buildings, and additions to existing
28 schools whose construction contracts are awarded after July 1,
29 1965. On or before July 1, 1967, each school board shall have
30 its school district buildings that were constructed prior to
31 January 1, 1955, surveyed by an architect or engineer licensed
32 in the State of Illinois as to minimum standards necessary to

1 conserve the health and safety of the pupils enrolled in the
2 school buildings of the district. Buildings constructed
3 between January 1, 1955 and July 1, 1965, not owned by the
4 State of Illinois, shall be surveyed by an architect or
5 engineer licensed in the State of Illinois beginning 10 years
6 after acceptance of the completed building by the school board.
7 Buildings constructed between January 1, 1955 and July 1, 1955
8 and previously exempt under the provisions of Section 35-27
9 (now repealed) shall be surveyed prior to July 1, 1977 by an
10 architect or engineer licensed in the State of Illinois. The
11 architect or engineer, using the document known as "Building
12 Specifications for Health and Safety in Public Schools" as a
13 guide, shall make a report of the findings of the survey to the
14 school board, giving priority in that report to fire safety
15 problems and recommendations thereon if any such problems
16 exist. The school board of each district so surveyed and
17 receiving a report of needed recommendations to be made to
18 improve standards of safety and health of the pupils enrolled
19 has until July 1, 1970, or in case of buildings not owned by
20 the State of Illinois and completed between January 1, 1955 and
21 July 1, 1965 or in the case of buildings previously exempt
22 under the provisions of Section 35-27 has a period of 3 years
23 after the survey is commenced, to effectuate those
24 recommendations, giving first attention to the recommendations
25 in the survey report having priority status, and is authorized
26 to levy the tax provided for in Section 17-2.11, according to
27 the provisions of that Section, to make such improvements.
28 School boards unable to effectuate those recommendations prior
29 to July 1, 1970, on July 1, 1980 in the case of buildings
30 previously exempt under the provisions of Section 35-27, may
31 petition the State Superintendent of Education upon the
32 recommendation of the Regional Superintendent for an extension
33 of time. The extension of time may be granted by the State
34 Superintendent of Education for a period of one year, but may

1 be extended from year to year provided substantial progress, in
2 the opinion of the State Superintendent of Education, is being
3 made toward compliance. However, for fire protection issues,
4 only one one-year extension may be made, and no other provision
5 of this Code or an applicable code may supersede this
6 requirement. For routine inspections, fire officials shall
7 provide written notice to the principal of the school to
8 schedule a mutually agreed upon time for the fire safety check.
9 However, no more than 2 routine inspections may be made in a
10 calendar year.

11 Within 2 years after the effective date of this amendatory
12 Act of 1983, and every 10 years thereafter, or at such other
13 times as the State Board of Education deems necessary or the
14 regional superintendent so orders, each school board subject to
15 the provisions of this Section shall again survey its school
16 buildings and effectuate any recommendations in accordance
17 with the procedures set forth herein. An architect or engineer
18 licensed in the State of Illinois is required to conduct the
19 surveys under the provisions of this Section and shall make a
20 report of the findings of the survey titled "safety survey
21 report" to the school board. The school board shall approve the
22 safety survey report, including any recommendations to
23 effectuate compliance with the code, and submit it to the
24 Regional Superintendent. The Regional Superintendent shall
25 render a decision regarding approval or denial and submit the
26 safety survey report to the State Superintendent of Education.
27 The State Superintendent of Education shall approve or deny the
28 report including recommendations to effectuate compliance with
29 the code and, if approved, issue a certificate of approval.
30 Upon receipt of the certificate of approval, the Regional
31 Superintendent shall issue an order to effect any approved
32 recommendations included in the report. Items in the report
33 shall be prioritized. Urgent items shall be considered as those
34 items related to life safety problems that present an immediate

1 hazard to the safety of students. Required items shall be
2 considered as those items that are necessary for a safe
3 environment but present less of an immediate hazard to the
4 safety of students. Urgent and required items shall reference a
5 specific rule in the code authorized by this Section that is
6 currently being violated or will be violated within the next 12
7 months if the violation is not remedied. The school board of
8 each district so surveyed and receiving a report of needed
9 recommendations to be made to maintain standards of safety and
10 health of the pupils enrolled shall effectuate the correction
11 of urgent items as soon as achievable to ensure the safety of
12 the students, but in no case more than one year after the date
13 of the State Superintendent of Education's approval of the
14 recommendation. Required items shall be corrected in a timely
15 manner, but in no case more than 5 years from the date of the
16 State Superintendent of Education's approval of the
17 recommendation. Once each year the school board shall submit a
18 report of progress on completion of any recommendations to
19 effectuate compliance with the code. For each year that the
20 school board does not effectuate any or all approved
21 recommendations, it shall petition the Regional Superintendent
22 and the State Superintendent of Education detailing what work
23 was completed in the previous year and a work plan for
24 completion of the remaining work. If in the judgement of the
25 Regional Superintendent and the State Superintendent of
26 Education substantial progress has been made and just cause has
27 been shown by the school board, the petition for a one year
28 extension of time may be approved.

29 As soon as practicable, but not later than 2 years after
30 the effective date of this amendatory Act of 1992, the State
31 Board of Education shall combine the document known as
32 "Efficient and Adequate Standards for the Construction of
33 Schools" with the document known as "Building Specifications
34 for Health and Safety in Public Schools" together with any

1 modifications or additions that may be deemed necessary. The
2 combined document shall be known as the "Health/Life Safety
3 Code for Public Schools" and shall be the governing code for
4 all facilities that house public school students or are
5 otherwise used for public school purposes, whether such
6 facilities are permanent or temporary and whether they are
7 owned, leased, rented, or otherwise used by the district.
8 Facilities owned by a school district but that are not used to
9 house public school students or are not used for public school
10 purposes shall be governed by separate provisions within the
11 code authorized by this Section.

12 The 10 year survey cycle specified in this Section shall
13 continue to apply based upon the standards contained in the
14 "Health/Life Safety Code for Public Schools", which shall
15 specify building standards for buildings that are constructed
16 prior to the effective date of this amendatory Act of 1992 and
17 for buildings that are constructed after that date.

18 The "Health/Life Safety Code for Public Schools" shall be
19 the governing code for public schools; however, the provisions
20 of this Section shall not preclude inspection of school
21 premises and buildings pursuant to Section 9 of the Fire
22 Investigation Act, provided that the provisions of the
23 "Health/Life Safety Code for Public Schools", or such
24 predecessor document authorized by this Section as may be
25 applicable are used, and provided that those inspections are
26 coordinated with the Regional Superintendent having
27 jurisdiction over the public school facility. Nothing in this
28 Section shall be construed to prohibit a local fire department,
29 fire protection district, or the Office of the State Fire
30 Marshal from conducting a fire safety check in a public school.
31 Upon being notified by a fire official that corrective action
32 must be taken to resolve a violation, the school board shall
33 take corrective action within one year. However, violations
34 that present imminent danger must be addressed immediately.

1 Any agency having jurisdiction beyond the scope of the
2 applicable document authorized by this Section may issue a
3 lawful order to a school board to effectuate recommendations,
4 and the school board receiving the order shall certify to the
5 Regional Superintendent and the State Superintendent of
6 Education when it has complied with the order.

7 The State Board of Education is authorized to adopt any
8 rules that are necessary relating to the administration and
9 enforcement of the provisions of this Section. The code
10 authorized by this Section shall apply only to those school
11 districts having a population of less than 500,000 inhabitants.
12 (Source: P.A. 92-593, eff. 1-1-03.)

13 (105 ILCS 5/2-3.62) (from Ch. 122, par. 2-3.62)

14 Sec. 2-3.62. Educational Service Centers.

15 (a) A regional network of educational service centers shall
16 be established by the State Board of Education to coordinate
17 and combine existing services in a manner which is practical
18 and efficient and to provide new services to schools as
19 provided in this Section. Services to be made available by such
20 centers shall include the planning, implementation and
21 evaluation of:

22 (1) (blank);

23 (2) computer technology education ~~including the~~
24 ~~evaluation, use and application of state of the art~~
25 ~~technology in computer software as provided in Section~~
26 ~~2-3.43;~~

27 (3) mathematics, science and reading resources for
28 teachers including continuing education, inservice
29 training and staff development.

30 The centers may provide training, technical assistance,
31 coordination and planning in other program areas such as school
32 improvement, school accountability, career guidance, early
33 childhood education, alcohol/drug education and prevention,

1 family life - sex education, electronic transmission of data
2 from school districts to the State, alternative education and
3 regional special education, and telecommunications systems
4 that provide distance learning. Such telecommunications
5 systems may be obtained through the Department of Central
6 Management Services pursuant to Section 405-270 of the
7 Department of Central Management Services Law (20 ILCS
8 405/405-270). The programs and services of educational service
9 centers may be offered to private school teachers and private
10 school students within each service center area provided public
11 schools have already been afforded adequate access to such
12 programs and services.

13 The State Board of Education shall promulgate rules and
14 regulations necessary to implement this Section. The rules
15 shall include detailed standards which delineate the scope and
16 specific content of programs to be provided by each Educational
17 Service Center, as well as the specific planning,
18 implementation and evaluation services to be provided by each
19 Center relative to its programs. The Board shall also provide
20 the standards by which it will evaluate the programs provided
21 by each Center.

22 (b) Centers serving Class 1 county school units shall be
23 governed by an 11-member board, 3 members of which shall be
24 public school teachers nominated by the local bargaining
25 representatives to the appropriate regional superintendent for
26 appointment and no more than 3 members of which shall be from
27 each of the following categories, including but not limited to
28 superintendents, regional superintendents, school board
29 members and a representative of an institution of higher
30 education. The members of the board shall be appointed by the
31 regional superintendents whose school districts are served by
32 the educational service center. The composition of the board
33 will reflect the revisions of this amendatory Act of 1989 as
34 the terms of office of current members expire.

1 (c) The centers shall be of sufficient size and number to
2 assure delivery of services to all local school districts in
3 the State.

4 (d) From monies appropriated for this program the State
5 Board of Education shall provide grants to qualifying
6 Educational Service Centers applying for such grants in
7 accordance with rules and regulations promulgated by the State
8 Board of Education to implement this Section.

9 (e) The governing authority of each of the 18 regional
10 educational service centers shall appoint a family life - sex
11 education advisory board consisting of 2 parents, 2 teachers, 2
12 school administrators, 2 school board members, 2 health care
13 professionals, one library system representative, and the
14 director of the regional educational service center who shall
15 serve as chairperson of the advisory board so appointed.
16 Members of the family life - sex education advisory boards
17 shall serve without compensation. Each of the advisory boards
18 appointed pursuant to this subsection shall develop a plan for
19 regional teacher-parent family life - sex education training
20 sessions and shall file a written report of such plan with the
21 governing board of their regional educational service center.
22 The directors of each of the regional educational service
23 centers shall thereupon meet, review each of the reports
24 submitted by the advisory boards and combine those reports into
25 a single written report which they shall file with the Citizens
26 Council on School Problems prior to the end of the regular
27 school term of the 1987-1988 school year.

28 (f) The 14 educational service centers serving Class I
29 county school units shall be disbanded on the first Monday of
30 August, 1995, and their statutory responsibilities and
31 programs shall be assumed by the regional offices of education,
32 subject to rules and regulations developed by the State Board
33 of Education. The regional superintendents of schools elected
34 by the voters residing in all Class I counties shall serve as

1 the chief administrators for these programs and services. By
2 rule of the State Board of Education, the 10 educational
3 service regions of lowest population shall provide such
4 services under cooperative agreements with larger regions.

5 (Source: P.A. 93-21, eff. 7-1-03.)

6 (105 ILCS 5/5-1) (from Ch. 122, par. 5-1)

7 Sec. 5-1. County school units.

8 (a) The territory in each county, exclusive of any school
9 district governed by any special act which requires the
10 district to appoint its own school treasurer, shall constitute
11 a county school unit. County school units of less than
12 2,000,000 inhabitants shall be known as Class I county school
13 units and the office of township trustees, where existing on
14 July 1, 1962, in such units shall be abolished on that date and
15 all books and records of such former township trustees shall be
16 forthwith thereafter transferred to the county board of school
17 trustees. County school units of 2,000,000 or more inhabitants
18 shall be known as Class II county school units and shall retain
19 the office of township trustees unless otherwise provided in
20 subsection (b) or (c).

21 (b) Notwithstanding subsections (a) and (c), the school
22 board of any elementary school district having a fall, 1989
23 aggregate enrollment of at least 2,500 but less than 6,500
24 pupils and having boundaries that are coterminous with the
25 boundaries of a high school district, and the school board of
26 any high school district having a fall, 1989 aggregate
27 enrollment of at least 2,500 but less than 6,500 pupils and
28 having boundaries that are coterminous with the boundaries of
29 an elementary school district, may, whenever the territory of
30 such school district forms a part of a Class II county school
31 unit, by proper resolution withdraw such school district from
32 the jurisdiction and authority of the trustees of schools of
33 the township in which such school district is located and from

1 the jurisdiction and authority of the township treasurer in
2 such Class II county school unit; provided that the school
3 board of any such school district shall, upon the adoption and
4 passage of such resolution, thereupon elect or appoint its own
5 school treasurer as provided in Section 8-1. Upon the adoption
6 and passage of such resolution and the election or appointment
7 by the school board of its own school treasurer: (1) the
8 trustees of schools in such township shall no longer have or
9 exercise any powers and duties with respect to the school
10 district governed by such school board or with respect to the
11 school business, operations or assets of such school district;
12 and (2) all books and records of the township trustees relating
13 to the school business and affairs of such school district
14 shall be transferred and delivered to the school board of such
15 school district. Upon the effective date of this amendatory Act
16 of 1993, the legal title to, and all right, title and interest
17 formerly held by the township trustees in any school buildings
18 and school sites used and occupied by the school board of such
19 school district for school purposes, that legal title, right,
20 title and interest thereafter having been transferred to and
21 vested in the regional board of school trustees under P.A.
22 87-473 until the abolition of that regional board of school
23 trustees by P.A. 87-969, shall be deemed transferred by
24 operation of law to and shall vest in the school board of that
25 school district.

26 (c) Notwithstanding the provisions of subsection (a), the
27 offices of township treasurer and trustee of schools of any
28 township located in a Class II county school unit shall be
29 abolished as provided in this subsection if all of the
30 following conditions are met:

31 (1) During the same 30 day period, each school board of
32 each elementary and unit school district that is subject to
33 the jurisdiction and authority of the township treasurer
34 and trustees of schools of the township in which those

1 offices are sought to be abolished gives written notice by
2 certified mail, return receipt requested to the township
3 treasurer and trustees of schools of that township of the
4 date of a meeting of the school board, to be held not more
5 than 90 nor less than 60 days after the date when the
6 notice is given, at which meeting the school board is to
7 consider and vote upon the question of whether there shall
8 be submitted to the electors of the school district a
9 proposition to abolish the offices of township treasurer
10 and trustee of schools of that township. None of the
11 notices given under this paragraph to the township
12 treasurer and trustees of schools of a township shall be
13 deemed sufficient or in compliance with the requirements of
14 this paragraph unless all of those notices are given within
15 the same 30 day period.

16 (2) Each school board of each elementary and unit
17 school district that is subject to the jurisdiction and
18 authority of the township treasurer and trustees of schools
19 of the township in which those offices are sought to be
20 abolished, by the affirmative vote of at least 5 members of
21 the school board at a school board meeting of which notice
22 is given as required by paragraph (1) of this subsection,
23 adopts a resolution requiring the secretary of the school
24 board to certify to the proper election authorities for
25 submission to the electors of the school district at the
26 next consolidated election in accordance with the general
27 election law a proposition to abolish the offices of
28 township treasurer and trustee of schools of that township.
29 None of the resolutions adopted under this paragraph by any
30 elementary or unit school districts that are subject to the
31 jurisdiction and authority of the township treasurer and
32 trustees of schools of the township in which those offices
33 are sought to be abolished shall be deemed in compliance
34 with the requirements of this paragraph or sufficient to

1 authorize submission of the proposition to abolish those
 2 offices to a referendum of the electors in any such school
 3 district unless all of the school boards of all of the
 4 elementary and unit school districts that are subject to
 5 the jurisdiction and authority of the township treasurer
 6 and trustees of schools of that township adopt such a
 7 resolution in accordance with the provisions of this
 8 paragraph.

9 (3) The school boards of all of the elementary and unit
 10 school districts that are subject to the jurisdiction and
 11 authority of the township treasurer and trustees of schools
 12 of the township in which those offices are sought to be
 13 abolished submit a proposition to abolish the offices of
 14 township treasurer and trustee of schools of that township
 15 to the electors of their respective school districts at the
 16 same consolidated election in accordance with the general
 17 election law, the ballot in each such district to be in
 18 substantially the following form:

19 -----
 20 OFFICIAL BALLOT
 21 Shall the offices of township
 22 treasurer and YES
 23 trustee of -----
 24 schools of Township NO
 25 Range be abolished?
 26 -----

27 (4) At the consolidated election at which the
 28 proposition to abolish the offices of township treasurer
 29 and trustee of schools of a township is submitted to the
 30 electors of each elementary and unit school district that
 31 is subject to the jurisdiction and authority of the
 32 township treasurer and trustee of schools of that township,
 33 a majority of the electors voting on the proposition in
 34 each such elementary and unit school district votes in

1 favor of the proposition as submitted to them.

2 If in each elementary and unit school district that is
3 subject to the jurisdiction and authority of the township
4 treasurer and trustees of schools of the township in which
5 those offices are sought to be abolished a majority of the
6 electors in each such district voting at the consolidated
7 election on the proposition to abolish the offices of township
8 treasurer and trustee of schools of that township votes in
9 favor of the proposition as submitted to them, the proposition
10 shall be deemed to have passed; but if in any such elementary
11 or unit school district a majority of the electors voting on
12 that proposition in that district fails to vote in favor of the
13 proposition as submitted to them, then notwithstanding the vote
14 of the electors in any other such elementary or unit school
15 district on that proposition the proposition shall not be
16 deemed to have passed in any of those elementary or unit school
17 districts, and the offices of township treasurer and trustee of
18 schools of the township in which those offices were sought to
19 be abolished shall not be abolished, unless in each of those
20 elementary and unit school districts remaining subject to the
21 jurisdiction and authority of the township treasurer and
22 trustees of schools of that township proceedings are again
23 initiated to abolish those offices and all of the proceedings
24 and conditions prescribed in paragraphs (1) through (4) of this
25 subsection are repeated and met in each of those elementary and
26 unit school districts.

27 Notwithstanding the foregoing provisions of this Section
28 or any other provision of the School Code, the offices of
29 township treasurer and trustee of schools of a township that
30 has a population of less than 200,000 and that contains a unit
31 school district and is located in a Class II county school unit
32 shall also be abolished as provided in this subsection if all
33 of the conditions set forth in paragraphs (1), (2), and (3) of
34 this subsection are met and if the following additional

1 condition is met:

2 The electors in all of the school districts subject to
3 the jurisdiction and authority of the township treasurer
4 and trustees of schools of the township in which those
5 offices are sought to be abolished shall vote at the
6 consolidated election on the proposition to abolish the
7 offices of township treasurer and trustee of schools of
8 that township. If a majority of the electors in all of the
9 school districts combined voting on the proposition vote in
10 favor of the proposition, then the proposition shall be
11 deemed to have passed; but if a majority of the electors
12 voting on the proposition in all of the school district
13 fails to vote in favor of the proposition as submitted to
14 them, then the proposition shall not be deemed to have
15 passed and the offices of township treasurer and trustee of
16 schools of the township in which those offices were sought
17 to be abolished shall not be abolished, unless and until
18 the proceedings detailed in paragraphs (1) through (3) of
19 this subsection and the conditions set forth in this
20 paragraph are met.

21 If the proposition to abolish the offices of township
22 treasurer and trustee of schools of a township is deemed to
23 have passed at the consolidated election as provided in this
24 subsection, those offices shall be deemed abolished by
25 operation of law effective on January 1 of the calendar year
26 immediately following the calendar year in which that
27 consolidated election is held, provided that if after the
28 election, the trustees of schools by resolution elect to
29 abolish the offices of township treasurer and trustee of
30 schools effective on July 1 immediately following the election,
31 then the offices shall be abolished on July 1 immediately
32 following the election. On the date that the offices of
33 township treasurer and trustee of schools of a township are
34 deemed abolished by operation of law, the school board of each

1 elementary and unit school district and the school board of
2 each high school district that is subject to the jurisdiction
3 and authority of the township treasurer and trustees of schools
4 of that township at the time those offices are abolished: (i)
5 shall appoint its own school treasurer as provided in Section
6 8-1; and (ii) unless the term of the contract of a township
7 treasurer expires on the date that the office of township
8 treasurer is abolished, shall pay to the former township
9 treasurer its proportionate share of any aggregate
10 compensation that, were the office of township treasurer not
11 abolished at that time, would have been payable to the former
12 township treasurer after that date over the remainder of the
13 term of the contract of the former township treasurer that
14 began prior to but ends after that date. In addition, on the
15 date that the offices of township treasurer and trustee of
16 schools of a township are deemed abolished as provided in this
17 subsection, the school board of each elementary school, high
18 school and unit school district that until that date is subject
19 to the jurisdiction and authority of the township treasurer and
20 trustees of schools of that township shall be deemed by
21 operation of law to have agreed and assumed to pay and, when
22 determined, shall pay to the Illinois Municipal Retirement Fund
23 a proportionate share of the unfunded liability existing in
24 that Fund at the time these offices are abolished in that
25 calendar year for all annuities or other benefits then or
26 thereafter to become payable from that Fund with respect to all
27 periods of service performed prior to that date as a
28 participating employee in that Fund by persons serving during
29 those periods of service as a trustee of schools, township
30 treasurer or regular employee in the office of the township
31 treasurer of that township. That unfunded liability shall be
32 actuarially determined by the board of trustees of the Illinois
33 Municipal Retirement Fund, and the board of trustees shall
34 thereupon notify each school board required to pay a

1 proportionate share of that unfunded liability of the aggregate
2 amount of the unfunded liability so determined. The amount so
3 paid to the Illinois Municipal Retirement Fund by each of those
4 school districts shall be credited to the account of the
5 township in that Fund. For each elementary school, high school
6 and unit school district under the jurisdiction and authority
7 of a township treasurer and trustees of schools of a township
8 in which those offices are abolished as provided in this
9 subsection, each such district's proportionate share of the
10 aggregate compensation payable to the former township
11 treasurer as provided in this paragraph and each such
12 district's proportionate share of the aggregate amount of the
13 unfunded liability payable to the Illinois Municipal
14 Retirement Fund as provided in this paragraph shall be computed
15 in accordance with the ratio that the number of pupils in
16 average daily attendance in each such district ~~as reported in~~
17 ~~schedules prepared under Section 24-19~~ for the school year last
18 ending prior to the date on which the offices of township
19 treasurer and trustee of schools of that township are abolished
20 bears to the aggregate number of pupils in average daily
21 attendance in all of those districts as so reported for that
22 school year.

23 Upon abolition of the offices of township treasurer and
24 trustee of schools of a township as provided in this
25 subsection: (i) the regional board of school trustees, in its
26 corporate capacity, shall be deemed the successor in interest
27 to the former trustees of schools of that township with respect
28 to the common school lands and township loanable funds of the
29 township; (ii) all right, title and interest existing or vested
30 in the former trustees of schools of that township in the
31 common school lands and township loanable funds of the
32 township, and all records, moneys, securities and other assets,
33 rights of property and causes of action pertaining to or
34 constituting a part of those common school lands or township

1 loanable funds, shall be transferred to and deemed vested by
2 operation of law in the regional board of school trustees,
3 which shall hold legal title to, manage and operate all common
4 school lands and township loanable funds of the township,
5 receive the rents, issues and profits therefrom, and have and
6 exercise with respect thereto the same powers and duties as are
7 provided by this Code to be exercised by regional boards of
8 school trustees when acting as township land commissioners in
9 counties having at least 220,000 but fewer than 2,000,000
10 inhabitants; (iii) the regional board of school trustees shall
11 select to serve as its treasurer with respect to the common
12 school lands and township loanable funds of the township a
13 person from time to time also serving as the appointed school
14 treasurer of any school district that was subject to the
15 jurisdiction and authority of the township treasurer and
16 trustees of schools of that township at the time those offices
17 were abolished, and the person selected to also serve as
18 treasurer of the regional board of school trustees shall have
19 his compensation for services in that capacity fixed by the
20 regional board of school trustees, to be paid from the township
21 loanable funds, and shall make to the regional board of school
22 trustees the reports required to be made by treasurers of
23 township land commissioners, give bond as required by
24 treasurers of township land commissioners, and perform the
25 duties and exercise the powers of treasurers of township land
26 commissioners; (iv) the regional board of school trustees shall
27 designate in the manner provided by Section 8-7, insofar as
28 applicable, a depository for its treasurer, and the proceeds of
29 all rents, issues and profits from the common school lands and
30 township loanable funds of that township shall be deposited and
31 held in the account maintained for those purposes with that
32 depository and shall be expended and distributed therefrom as
33 provided in Section 15-24 and other applicable provisions of
34 this Code; and (v) whenever there is vested in the trustees of

1 schools of a township at the time that office is abolished
2 under this subsection the legal title to any school buildings
3 or school sites used or occupied for school purposes by any
4 elementary school, high school or unit school district subject
5 to the jurisdiction and authority of those trustees of school
6 at the time that office is abolished, the legal title to those
7 school buildings and school sites shall be deemed transferred
8 by operation of law to and invested in the school board of that
9 school district, in its corporate capacity Section 7-28, the
10 same to be held, sold, exchanged leased or otherwise
11 transferred in accordance with applicable provisions of this
12 Code.

13 Notwithstanding Section 2-3.25g of this Code, a waiver of a
14 mandate established under this Section may not be requested.

15 (Source: P.A. 91-269, eff. 7-23-99; 92-448, eff. 8-21-01.)

16 (105 ILCS 5/5-17) (from Ch. 122, par. 5-17)

17 Sec. 5-17. Payment of claims - Apportionment and
18 distribution of funds. At the regular meetings, the trustees
19 shall appropriate and pay from the income of the permanent
20 township fund, if it is sufficient, all valid claims for the
21 following:

- 22 1. The compensation of the treasurer.
- 23 2. The cost of publishing the annual statement.
- 24 3. The cost of a record book, if any.
- 25 4. The cost of dividing school lands and making plats.

26 If the income of the permanent township fund is not
27 sufficient to meet such items the additional amount needed may
28 be taken from the total of other funds subject to distribution,
29 each district -- exclusive of any district which has withdrawn
30 from the jurisdiction and authority of the trustees of schools
31 of the township and which has elected or appointed its own
32 school treasurer as provided in subsection (b) of Section 5-1
33 -- being charged as its share of such items the proportion

1 which the amount of school funds of the district handled by the
2 township treasurer bears to the total amount of all school
3 funds handled by such treasurer.

4 In Class II county school units (excluding therefrom,
5 however, any township therein in which the offices of township
6 treasurer and trustee of schools have been abolished as
7 provided in subsection (c) of Section 5-1) if any balance of
8 the income from the permanent township fund in any township
9 remains after paying such items, such balance shall be
10 apportioned and distributed to the districts and parts of
11 districts in the township -- including any district which has
12 withdrawn from the jurisdiction and authority of the trustees
13 of schools of the township and which has elected or appointed
14 its own school treasurer as provided in subsection (b) of
15 Section 5-1 -- in which schools have been kept as required by
16 law during the preceding year ending June 30, according to the
17 number of pupils in average daily attendance in grades one to
18 eight inclusive ~~as reported in schedules prepared under Section~~
19 ~~24-19~~. At the semi-annual meetings in all such townships all
20 remaining funds subject to distribution shall be apportioned
21 and distributed to the districts and parts of districts in the
22 township in which schools have been kept as required by law
23 during the preceding year ending June 30, in the manner and
24 subject to the limitations prescribed in Sections 18-2 through
25 18-11 for the distribution of the common school fund among the
26 counties, provided that -- except for any balance of the income
27 from the permanent township fund remaining after payment of the
28 items set forth in subparagraphs 1, 2, 3 and 4 of this Section
29 -- no funds shall be apportioned or distributed to any school
30 district which has withdrawn from the jurisdiction and
31 authority of the trustees of schools and appointed its own
32 school treasurer pursuant to Section 5-1; and the trustees
33 shall direct the treasurer to make a regular monthly
34 apportionment and distribution between semi-annual meetings,

1 in the manner prescribed by those sections, of any available
2 funds on hand from the common school fund. The funds
3 distributed shall be credited to the respective districts and
4 parts of districts.

5 In Class I county school units and in any township forming
6 a part of a Class II county school unit in which township the
7 offices of township treasurer and trustee of schools have been
8 abolished as provided in subsection (c) of Section 5-1, if any
9 balance of income from the permanent township fund in any
10 township remains after paying such items, such balance or a
11 part thereof equal to but not greater than the then current tax
12 levy or tax levies for common school purposes by all the school
13 districts or parts of school districts in said township on
14 property in said township in process of collection in the
15 county wherein the township having such fund is located, shall,
16 upon an order drawn by the treasurer and signed by the
17 president and secretary of the township land commissioners or
18 regional board of school trustees, be paid annually on or
19 before February 1 to the County Treasurer of the county in
20 which such township is situated. It shall then be the duty of
21 the County Treasurer to apply and credit the sum so received
22 upon all tax bills for school purposes of the taxpayers in the
23 township, said sum to be applied and credited proportionately
24 upon the basis of the value of assessed property represented by
25 each such tax bill. Any sum received by the County Treasurer in
26 excess of the amount required to discharge in full the amount
27 of all taxes for school purposes so extended against taxable
28 property within the township shall be held by the County
29 Treasurer and applied to taxes subsequently extended for such
30 purposes: Provided, that if a petition, signed by at least 5%
31 of the legal voters of the township, is presented to the
32 regional superintendent of schools of the educational service
33 region in which the township is located requesting a vote on
34 the proposition that such balance of the income from the

1 permanent township fund shall be apportioned and distributed to
2 the districts and parts of districts in the township in which
3 schools have been kept as required by law during the preceding
4 year ending June 30, according to the number of pupils in
5 average daily attendance in grades one to eight, inclusive, ~~as~~
6 ~~reported in schedules prepared pursuant to Section 24-19~~ upon
7 an order drawn by the treasurer and signed by the president and
8 secretary of the township land commissioners or regional board
9 of school trustees, to be paid annually on or before February
10 1, the regional superintendent of schools shall certify to the
11 proper election authority the proposition for submission to the
12 voters of the township in accordance with the general election
13 law. The treasurer shall cause a copy of the order to be
14 published in one or more newspapers published in the county
15 school unit within 10 days after the order is drawn. If no
16 newspaper is published in the county school unit, the order
17 shall be published in a newspaper having general circulation
18 within the county school unit. The publication of the order
19 shall include a notice of (1) the specific number of voters
20 required to sign a petition requesting that the proposition to
21 apportion and distribute to the several school districts the
22 excess of the income from the permanent township fund be
23 submitted to the voters of the township; (2) the time within
24 which the petition must be filed; and (3) the date of the
25 prospective referendum. The treasurer shall provide a petition
26 form to any individual requesting one. If the proposition
27 receives a majority of the votes cast thereon, it shall
28 supersede the preceding provisions for the distribution of such
29 balance.

30 (Source: P.A. 86-1253; 86-1441; 87-435; 87-473.)

31 (105 ILCS 5/7-14) (from Ch. 122, par. 7-14)

32 Sec. 7-14. Bonded indebtedness-Tax rate.

33 (a) Except as provided in subsection (b), whenever the

1 boundaries of any school district are changed by the annexation
2 or detachment of territory, each such district as it exists on
3 and after such action shall assume the bonded indebtedness, as
4 well as financial obligations to the Capital Development Board
5 pursuant to Section 35-15 (now repealed) of this ~~the School~~
6 Code, of all the territory included therein after such change.
7 The tax rate for bonded indebtedness shall be determined in the
8 manner provided in Section 19-7 of this Act, except the County
9 Clerk shall annually extend taxes against all the taxable
10 property situated in the county and contained in each such
11 district as it exists after the action. Notwithstanding the
12 provisions of this subsection, if the boundaries of a school
13 district are changed by annexation or detachment of territory
14 after June 30, 1987, and prior to September 15, 1987, and if
15 the school district to which territory is being annexed has no
16 outstanding bonded indebtedness on the date such annexation
17 occurs, then the annexing school district shall not be liable
18 for any bonded indebtedness of the district from which the
19 territory is detached, and the school district from which the
20 territory is detached shall remain liable for all of its bonded
21 indebtedness.

22 (b) Whenever a school district with bonded indebtedness has
23 become dissolved under this Article and its territory annexed
24 to another district, the annexing district or districts shall
25 not, except by action pursuant to resolution of the school
26 board of the annexing district prior to the effective date of
27 the annexation, assume the bonded indebtedness of the dissolved
28 district; nor, except by action pursuant to resolution of the
29 school board of the dissolving district, shall the territory of
30 the dissolved district assume the bonded indebtedness of the
31 annexing district or districts. If the annexing district or
32 districts do not assume the bonded indebtedness of the
33 dissolved district, a tax rate for the bonded indebtedness
34 shall be determined in the manner provided in Section 19-7, and

1 the county clerk or clerks shall annually extend taxes for each
2 outstanding bond issue against all the taxable property that
3 was situated within the boundaries of the district as the
4 boundaries existed at the time of the issuance of each bond
5 issue regardless of whether the property is still contained in
6 that same district at the time of the extension of the taxes by
7 the county clerk or clerks.

8 (Source: P.A. 87-107; 87-1120; 87-1215; 88-45.)

9 (105 ILCS 5/7A-11) (from Ch. 122, par. 7A-11)

10 Sec. 7A-11. Assets, liabilities and bonded indebtedness -
11 Tax rate.

12 (a) Upon the effective date of the change as provided in
13 Section 7A-8, and subject to the provisions of subsection (b)
14 of this Section 7A-11, the newly created elementary school
15 district shall receive all the assets and assume all the
16 liabilities and obligations of the dissolved unit school
17 district, including all the bonded indebtedness of the
18 dissolved unit school district and its financial obligations to
19 the Capital Development Board pursuant to Section 35-15 (now
20 repealed).

21 (b) Notwithstanding the provisions of subsection (a) of
22 this Section, upon the stipulation of the school board of the
23 annexing high school district and either the school board of
24 the unit school district prior to the effective date of its
25 dissolution, or thereafter of the school board of the newly
26 created elementary school district, and with the approval in
27 either case of the regional superintendent of schools of the
28 educational service region in which the territory described in
29 the petition filed under this Article or the greater portion of
30 the equalized assessed valuation of such territory is situated,
31 the assets, liabilities and obligations of the dissolved unit
32 school district, including all the bonded indebtedness of the
33 dissolved unit school district and its financial obligations to

1 the Capital Development Board pursuant to Section 35-15 (now
2 repealed), may be divided and assumed between and by such newly
3 created elementary school district and the annexing high school
4 district in accordance with the terms and provisions of such
5 stipulation and approval. In such event, the provisions of
6 Section 19-29, as now or hereafter amended, shall be applied to
7 determine the debt incurring power of the newly created
8 elementary school district and of the contiguous annexing high
9 school district.

10 (c) Without regard to whether the receipt of assets and the
11 assumption of liabilities and obligations of the dissolved unit
12 school district is determined pursuant to subsection (a) or (b)
13 of this Section, the tax rate for bonded indebtedness shall be
14 determined in the manner provided in Section 19-7; and
15 notwithstanding the creation of such new elementary school
16 district, the county clerk or clerks shall annually extend
17 taxes for each outstanding bond issue against all the taxable
18 property that was situated within the boundaries of the
19 dissolved unit school district as such boundaries existed at
20 the time of the issuance of each such bond issue, regardless of
21 whether such property was still contained in that unit school
22 district at the time of its dissolution and regardless of
23 whether such property is contained in the newly created
24 elementary school district at the time of the extension of such
25 taxes by the county clerk or clerks.

26 (Source: P.A. 86-1028.)

27 (105 ILCS 5/11A-12) (from Ch. 122, par. 11A-12)

28 Sec. 11A-12. Bonded indebtedness - Tax rate.

29 (a) Except as provided in subsection (b), whenever a new
30 district is created under the provisions of this Article, each
31 such district as it exists on and after such action shall
32 assume the financial obligations to the Capital Development
33 Board, pursuant to Section 35-15 (now repealed) of this ~~the~~

1 ~~School~~ Code and the Capital Development Board Act, of all the
2 territory included therein after such change, and the
3 outstanding bonded indebtedness shall be treated as
4 hereinafter provided in this Section and in Section 19-29 of
5 this Act. The tax rate for bonded indebtedness shall be
6 determined in the manner provided in Section 19-7 of this Act,
7 and notwithstanding the creation of any such new district, the
8 County Clerk or Clerks shall annually extend taxes for each
9 outstanding bond issue against all the taxable property that
10 was situated within the boundaries of the district as such
11 boundaries existed at the time of the issuance of each such
12 bond issue regardless of whether such property is still
13 contained in that same district at the time of the extension of
14 such taxes by the County Clerk or Clerks.

15 (b) Whenever the entire territory of 2 or more school
16 districts is organized into a community unit school district
17 pursuant to a petition filed under this Article, the petition
18 may provide that the entire territory of the new community unit
19 school district shall assume the bonded indebtedness of the
20 previously existing school district. In that case the tax rate
21 for bonded indebtedness shall be determined in the manner
22 provided in Section 19-7 of this Act, except the County Clerk
23 shall annually extend taxes for each outstanding bond issue
24 against all the taxable property situated in the new community
25 unit school district as it exists after the organization.

26 (Source: P.A. 88-555, eff. 7-27-94.)

27 (105 ILCS 5/11B-11) (from Ch. 122, par. 11B-11)

28 Sec. 11B-11. Bonded indebtedness - Tax rate. Whenever a new
29 district is created under any of the provisions of this Act,
30 each such district as it exists on and after such action shall
31 assume the financial obligations to the Capital Development
32 Board, pursuant to Section 35-15 (now repealed) of this ~~"The~~
33 ~~School~~ Code" and the Capital Development Board Act, of all the

1 territory included therein after such change, and the
2 outstanding bonded indebtedness shall be treated as
3 hereinafter provided in this Section and in Section 19-29 of
4 this Act. The tax rate for bonded indebtedness shall be
5 determined in the manner provided in Section 19-7 of this Act,
6 and notwithstanding the creation of any such new district, the
7 County Clerk or Clerks shall annually extend taxes for each
8 outstanding bond issue against all the taxable property that
9 was situated within the boundaries of the district as such
10 boundaries existed at the time of the issuance of each such
11 bond issue regardless of whether such property is still
12 contained in that same district at the time of the extension of
13 such taxes by the County Clerk or Clerks.

14 (Source: P.A. 83-686.)

15 (105 ILCS 5/11D-9) (from Ch. 122, par. 11D-9)

16 Sec. 11D-9. Bonded indebtedness; tax rate. Whenever new
17 districts are created under any of the provisions of this
18 Article, each such district as it exists on and after such
19 action shall assume the financial obligations to the Capital
20 Development Board, pursuant to Section 35-15 (now repealed) of
21 this ~~The School~~ Code and the Capital Development Board Act, of
22 all the territory included therein after such change, and the
23 outstanding bonded indebtedness shall be treated as provided in
24 this Section and in Section 19-29 of this Act. The tax rate for
25 bonded indebtedness shall be determined in the manner provided
26 in Section 19-7 of this Act, and notwithstanding the creation
27 of any such new districts, the county clerk or clerks shall
28 annually extend taxes for each outstanding bond issue against
29 all the taxable property that was situated within the
30 boundaries of each district as such boundaries existed at the
31 time of the issuance of each such bond issue, regardless of
32 whether such property is still contained in that same district
33 at the time of the extension of such taxes by the county clerk

1 or clerks.

2 (Source: P.A. 86-1334.)

3 (105 ILCS 5/14C-1) (from Ch. 122, par. 14C-1)

4 Sec. 14C-1.

5 The General Assembly finds that there are large numbers of
6 children in this State who come from environments where the
7 primary language is other than English. Experience has shown
8 that public school classes in which instruction is given only
9 in English are often inadequate for the education of children
10 whose native tongue is another language. The General Assembly
11 believes that a program of transitional bilingual education can
12 meet the needs of these children and facilitate their
13 integration into the regular public school curriculum.
14 Therefore, pursuant to the policy of this State to insure equal
15 educational opportunity to every child, and in recognition of
16 the educational needs of children of limited English-speaking
17 ability, ~~and in recognition of the success of the limited~~
18 ~~existing bilingual programs conducted pursuant to Sections~~
19 ~~10-22.38a and 34-18.2 of The School Code,~~ it is the purpose of
20 this Act to provide for the establishment of transitional
21 bilingual education programs in the public schools, and to
22 provide supplemental financial assistance to help local school
23 districts meet the extra costs of such programs.

24 (Source: P.A. 78-727.)

25 (105 ILCS 5/14C-8) (from Ch. 122, par. 14C-8)

26 Sec. 14C-8. Teacher certification - Qualifications -
27 Issuance of certificates. No person shall be eligible for
28 employment by a school district as a teacher of transitional
29 bilingual education without either (a) holding a valid teaching
30 certificate issued pursuant to Article 21 of this Code and
31 meeting such additional language and course requirements as
32 prescribed by the State Board of Education or (b) meeting the

1 requirements set forth in this Section. The Certification Board
2 shall issue certificates valid for teaching in all grades of
3 the common school in transitional bilingual education programs
4 to any person who presents it with satisfactory evidence that
5 he possesses an adequate speaking and reading ability in a
6 language other than English in which transitional bilingual
7 education is offered and communicative skills in English, and
8 possessed within 5 years previous to his or her applying for a
9 certificate under this Section a valid teaching certificate
10 issued by a foreign country, or by a State or possession or
11 territory of the United States, or other evidence of teaching
12 preparation as may be determined to be sufficient by the
13 Certification Board, or holds a degree from an institution of
14 higher learning in a foreign country which the Certification
15 Board determines to be the equivalent of a bachelor's degree
16 from a recognized institution of higher learning in the United
17 States; provided that any person seeking a certificate under
18 this Section must meet the following additional requirements:

19 (1) Such persons must be in good health;

20 (2) Such persons must be of sound moral character;

21 (3) Such persons must be legally present in the United
22 States and possess legal authorization for employment;

23 (4) Such persons must not be employed to replace any
24 presently employed teacher who otherwise would not be replaced
25 for any reason.

26 Certificates issuable pursuant to this Section shall be
27 issuable only during the 5 years immediately following the
28 effective date of this Act and thereafter for additional
29 periods of one year only upon a determination by the State
30 Board of Education that a school district lacks the number of
31 teachers necessary to comply with the mandatory requirements of
32 Section ~~Sections 14C-2.1 and~~ 14C-3 of this Article for the
33 establishment and maintenance of programs of transitional
34 bilingual education and said certificates issued by the

1 Certification Board shall be valid for a period of 6 years
2 following their date of issuance and shall not be renewed,
3 except that one renewal for a period of two years may be
4 granted if necessary to permit the holder of a certificate
5 issued under this Section to acquire a teaching certificate
6 pursuant to Article 21 of this Code. Such certificates and the
7 persons to whom they are issued shall be exempt from the
8 provisions of Article 21 of this Code except that Sections
9 21-12, 21-13, 21-16, 21-17, 21-19, 21-21, 21-22, 21-23 and
10 21-24 shall continue to be applicable to all such certificates.

11 After the effective date of this amendatory Act of 1984, an
12 additional renewal for a period to expire August 31, 1985, may
13 be granted. The State Board of Education shall report to the
14 General Assembly on or before January 31, 1985 its
15 recommendations for the qualification of teachers of bilingual
16 education and for the qualification of teachers of English as a
17 second language. Said qualification program shall take effect
18 no later than August 31, 1985.

19 Beginning July 1, 2001, the State Board of Education shall
20 implement a test or tests to assess the speaking, reading,
21 writing, and grammar skills of applicants for a certificate
22 issued under this Section in the English language and in the
23 language of the transitional bilingual education program
24 requested by the applicant and shall establish appropriate fees
25 for these tests. The State Board of Education, in consultation
26 with the Certification Board, shall promulgate rules to
27 implement the required tests, including specific provisions to
28 govern test selection, test validation, determination of a
29 passing score, administration of the test or tests, frequency
30 of administration, applicant fees, identification requirements
31 for test takers, frequency of applicants taking the tests, the
32 years for which a score is valid, waiving tests for individuals
33 who have satisfactorily passed other tests, and the
34 consequences of dishonest conduct in the application for or

1 taking of the tests.

2 If the qualifications of an applicant for a certificate
3 valid for teaching in transitional bilingual education
4 programs in all grades of the common schools do not meet the
5 requirements established for the issuance of that certificate,
6 the Certification Board nevertheless shall issue the applicant
7 a substitute teacher's certificate under Section 21-9 whenever
8 it appears from the face of the application submitted for
9 certification as a teacher of transitional bilingual education
10 and the evidence presented in support thereof that the
11 applicant's qualifications meet the requirements established
12 for the issuance of a certificate under Section 21-9; provided,
13 that if it does not appear from the face of such application
14 and supporting evidence that the applicant is qualified for
15 issuance of a certificate under Section 21-9 the Certification
16 Board shall evaluate the application with reference to the
17 requirements for issuance of certificates under Section 21-9
18 and shall inform the applicant, at the time it denies the
19 application submitted for certification as a teacher of
20 transitional bilingual education, of the additional
21 qualifications which the applicant must possess in order to
22 meet the requirements established for issuance of (i) a
23 certificate valid for teaching in transitional bilingual
24 education programs in all grades of the common schools and (ii)
25 a substitute teacher's certificate under Section 21-9.

26 (Source: P.A. 91-370, eff. 7-30-99.)

27 (105 ILCS 5/15-31) (from Ch. 122, par. 15-31)

28 Sec. 15-31. Disposition of funds upon liquidation of
29 permanent funds.

30 Any funds received as the result of the liquidation of the
31 permanent funds belonging to any school township shall after
32 the payment of the necessary expenses connected therewith be
33 apportioned and distributed to the school districts or parts of

1 districts of such township -- including, in the case of the
2 liquidation of the permanent funds belonging to any school
3 township in a Class II county school unit, any school district
4 located in such township which theretofore withdrew from the
5 jurisdiction and authority of the trustees of schools of that
6 township and from the jurisdiction and authority of the
7 township treasurer as provided in subsection (b) of Section 5-1
8 -- in which schools have been kept as required by law during
9 the preceding year ending June 30 according to the number of
10 pupils in average daily attendance in grades one to eight, each
11 inclusive, ~~as reported in schedules prepared under Section~~
12 ~~24-19 of this Act,~~ and upon the completion of such liquidation
13 and distribution and the submission of all reports required by
14 law the office of township land commissioners and their
15 treasurer in such township shall terminate.

16 (Source: P.A. 86-1441.)

17 (105 ILCS 5/18-8.05)

18 Sec. 18-8.05. Basis for apportionment of general State
19 financial aid and supplemental general State aid to the common
20 schools for the 1998-1999 and subsequent school years.

21 (A) General Provisions.

22 (1) The provisions of this Section apply to the 1998-1999
23 and subsequent school years. The system of general State
24 financial aid provided for in this Section is designed to
25 assure that, through a combination of State financial aid and
26 required local resources, the financial support provided each
27 pupil in Average Daily Attendance equals or exceeds a
28 prescribed per pupil Foundation Level. This formula approach
29 imputes a level of per pupil Available Local Resources and
30 provides for the basis to calculate a per pupil level of
31 general State financial aid that, when added to Available Local
32 Resources, equals or exceeds the Foundation Level. The amount

1 of per pupil general State financial aid for school districts,
2 in general, varies in inverse relation to Available Local
3 Resources. Per pupil amounts are based upon each school
4 district's Average Daily Attendance as that term is defined in
5 this Section.

6 (2) In addition to general State financial aid, school
7 districts with specified levels or concentrations of pupils
8 from low income households are eligible to receive supplemental
9 general State financial aid grants as provided pursuant to
10 subsection (H). The supplemental State aid grants provided for
11 school districts under subsection (H) shall be appropriated for
12 distribution to school districts as part of the same line item
13 in which the general State financial aid of school districts is
14 appropriated under this Section.

15 (3) To receive financial assistance under this Section,
16 school districts are required to file claims with the State
17 Board of Education, subject to the following requirements:

18 (a) Any school district which fails for any given
19 school year to maintain school as required by law, or to
20 maintain a recognized school is not eligible to file for
21 such school year any claim upon the Common School Fund. In
22 case of nonrecognition of one or more attendance centers in
23 a school district otherwise operating recognized schools,
24 the claim of the district shall be reduced in the
25 proportion which the Average Daily Attendance in the
26 attendance center or centers bear to the Average Daily
27 Attendance in the school district. A "recognized school"
28 means any public school which meets the standards as
29 established for recognition by the State Board of
30 Education. A school district or attendance center not
31 having recognition status at the end of a school term is
32 entitled to receive State aid payments due upon a legal
33 claim which was filed while it was recognized.

34 (b) School district claims filed under this Section are

1 subject to Sections 18-9,~~18-10,~~ and 18-12, except as
2 otherwise provided in this Section.

3 (c) If a school district operates a full year school
4 under Section 10-19.1, the general State aid to the school
5 district shall be determined by the State Board of
6 Education in accordance with this Section as near as may be
7 applicable.

8 (d) (Blank).

9 (4) Except as provided in subsections (H) and (L), the
10 board of any district receiving any of the grants provided for
11 in this Section may apply those funds to any fund so received
12 for which that board is authorized to make expenditures by law.

13 School districts are not required to exert a minimum
14 Operating Tax Rate in order to qualify for assistance under
15 this Section.

16 (5) As used in this Section the following terms, when
17 capitalized, shall have the meaning ascribed herein:

18 (a) "Average Daily Attendance": A count of pupil
19 attendance in school, averaged as provided for in
20 subsection (C) and utilized in deriving per pupil financial
21 support levels.

22 (b) "Available Local Resources": A computation of
23 local financial support, calculated on the basis of Average
24 Daily Attendance and derived as provided pursuant to
25 subsection (D).

26 (c) "Corporate Personal Property Replacement Taxes":
27 Funds paid to local school districts pursuant to "An Act in
28 relation to the abolition of ad valorem personal property
29 tax and the replacement of revenues lost thereby, and
30 amending and repealing certain Acts and parts of Acts in
31 connection therewith", certified August 14, 1979, as
32 amended (Public Act 81-1st S.S.-1).

33 (d) "Foundation Level": A prescribed level of per pupil
34 financial support as provided for in subsection (B).

1 (e) "Operating Tax Rate": All school district property
2 taxes extended for all purposes, except Bond and Interest,
3 Summer School, Rent, Capital Improvement, and Vocational
4 Education Building purposes.

5 (B) Foundation Level.

6 (1) The Foundation Level is a figure established by the
7 State representing the minimum level of per pupil financial
8 support that should be available to provide for the basic
9 education of each pupil in Average Daily Attendance. As set
10 forth in this Section, each school district is assumed to exert
11 a sufficient local taxing effort such that, in combination with
12 the aggregate of general State financial aid provided the
13 district, an aggregate of State and local resources are
14 available to meet the basic education needs of pupils in the
15 district.

16 (2) For the 1998-1999 school year, the Foundation Level of
17 support is \$4,225. For the 1999-2000 school year, the
18 Foundation Level of support is \$4,325. For the 2000-2001 school
19 year, the Foundation Level of support is \$4,425. For the
20 2001-2002 school year and 2002-2003 school year, the Foundation
21 Level of support is \$4,560. For the 2003-2004 school year, the
22 Foundation Level of support is \$4,810.

23 (3) For the 2004-2005 school year and each school year
24 thereafter, the Foundation Level of support is \$4,964 ~~\$5,060~~ or
25 such greater amount as may be established by law by the General
26 Assembly.

27 (C) Average Daily Attendance.

28 (1) For purposes of calculating general State aid pursuant
29 to subsection (E), an Average Daily Attendance figure shall be
30 utilized. The Average Daily Attendance figure for formula
31 calculation purposes shall be the monthly average of the actual
32 number of pupils in attendance of each school district, as

1 further averaged for the best 3 months of pupil attendance for
2 each school district. In compiling the figures for the number
3 of pupils in attendance, school districts and the State Board
4 of Education shall, for purposes of general State aid funding,
5 conform attendance figures to the requirements of subsection
6 (F).

7 (2) The Average Daily Attendance figures utilized in
8 subsection (E) shall be the requisite attendance data for the
9 school year immediately preceding the school year for which
10 general State aid is being calculated or the average of the
11 attendance data for the 3 preceding school years, whichever is
12 greater. The Average Daily Attendance figures utilized in
13 subsection (H) shall be the requisite attendance data for the
14 school year immediately preceding the school year for which
15 general State aid is being calculated.

16 (D) Available Local Resources.

17 (1) For purposes of calculating general State aid pursuant
18 to subsection (E), a representation of Available Local
19 Resources per pupil, as that term is defined and determined in
20 this subsection, shall be utilized. Available Local Resources
21 per pupil shall include a calculated dollar amount representing
22 local school district revenues from local property taxes and
23 from Corporate Personal Property Replacement Taxes, expressed
24 on the basis of pupils in Average Daily Attendance. Calculation
25 of Available Local Resources shall exclude any tax amnesty
26 funds received as a result of Public Act 93-26.

27 (2) In determining a school district's revenue from local
28 property taxes, the State Board of Education shall utilize the
29 equalized assessed valuation of all taxable property of each
30 school district as of September 30 of the previous year. The
31 equalized assessed valuation utilized shall be obtained and
32 determined as provided in subsection (G).

33 (3) For school districts maintaining grades kindergarten

1 through 12, local property tax revenues per pupil shall be
2 calculated as the product of the applicable equalized assessed
3 valuation for the district multiplied by 3.00%, and divided by
4 the district's Average Daily Attendance figure. For school
5 districts maintaining grades kindergarten through 8, local
6 property tax revenues per pupil shall be calculated as the
7 product of the applicable equalized assessed valuation for the
8 district multiplied by 2.30%, and divided by the district's
9 Average Daily Attendance figure. For school districts
10 maintaining grades 9 through 12, local property tax revenues
11 per pupil shall be the applicable equalized assessed valuation
12 of the district multiplied by 1.05%, and divided by the
13 district's Average Daily Attendance figure.

14 (4) The Corporate Personal Property Replacement Taxes paid
15 to each school district during the calendar year 2 years before
16 the calendar year in which a school year begins, divided by the
17 Average Daily Attendance figure for that district, shall be
18 added to the local property tax revenues per pupil as derived
19 by the application of the immediately preceding paragraph (3).
20 The sum of these per pupil figures for each school district
21 shall constitute Available Local Resources as that term is
22 utilized in subsection (E) in the calculation of general State
23 aid.

24 (E) Computation of General State Aid.

25 (1) For each school year, the amount of general State aid
26 allotted to a school district shall be computed by the State
27 Board of Education as provided in this subsection.

28 (2) For any school district for which Available Local
29 Resources per pupil is less than the product of 0.93 times the
30 Foundation Level, general State aid for that district shall be
31 calculated as an amount equal to the Foundation Level minus
32 Available Local Resources, multiplied by the Average Daily
33 Attendance of the school district.

1 (3) For any school district for which Available Local
2 Resources per pupil is equal to or greater than the product of
3 0.93 times the Foundation Level and less than the product of
4 1.75 times the Foundation Level, the general State aid per
5 pupil shall be a decimal proportion of the Foundation Level
6 derived using a linear algorithm. Under this linear algorithm,
7 the calculated general State aid per pupil shall decline in
8 direct linear fashion from 0.07 times the Foundation Level for
9 a school district with Available Local Resources equal to the
10 product of 0.93 times the Foundation Level, to 0.05 times the
11 Foundation Level for a school district with Available Local
12 Resources equal to the product of 1.75 times the Foundation
13 Level. The allocation of general State aid for school districts
14 subject to this paragraph 3 shall be the calculated general
15 State aid per pupil figure multiplied by the Average Daily
16 Attendance of the school district.

17 (4) For any school district for which Available Local
18 Resources per pupil equals or exceeds the product of 1.75 times
19 the Foundation Level, the general State aid for the school
20 district shall be calculated as the product of \$218 multiplied
21 by the Average Daily Attendance of the school district.

22 (5) The amount of general State aid allocated to a school
23 district for the 1999-2000 school year meeting the requirements
24 set forth in paragraph (4) of subsection (G) shall be increased
25 by an amount equal to the general State aid that would have
26 been received by the district for the 1998-1999 school year by
27 utilizing the Extension Limitation Equalized Assessed
28 Valuation as calculated in paragraph (4) of subsection (G) less
29 the general State aid allotted for the 1998-1999 school year.
30 This amount shall be deemed a one time increase, and shall not
31 affect any future general State aid allocations.

32 (F) Compilation of Average Daily Attendance.

33 (1) Each school district shall, by July 1 of each year,

1 submit to the State Board of Education, on forms prescribed by
2 the State Board of Education, attendance figures for the school
3 year that began in the preceding calendar year. The attendance
4 information so transmitted shall identify the average daily
5 attendance figures for each month of the school year. Beginning
6 with the general State aid claim form for the 2002-2003 school
7 year, districts shall calculate Average Daily Attendance as
8 provided in subdivisions (a), (b), and (c) of this paragraph
9 (1).

10 (a) In districts that do not hold year-round classes,
11 days of attendance in August shall be added to the month of
12 September and any days of attendance in June shall be added
13 to the month of May.

14 (b) In districts in which all buildings hold year-round
15 classes, days of attendance in July and August shall be
16 added to the month of September and any days of attendance
17 in June shall be added to the month of May.

18 (c) In districts in which some buildings, but not all,
19 hold year-round classes, for the non-year-round buildings,
20 days of attendance in August shall be added to the month of
21 September and any days of attendance in June shall be added
22 to the month of May. The average daily attendance for the
23 year-round buildings shall be computed as provided in
24 subdivision (b) of this paragraph (1). To calculate the
25 Average Daily Attendance for the district, the average
26 daily attendance for the year-round buildings shall be
27 multiplied by the days in session for the non-year-round
28 buildings for each month and added to the monthly
29 attendance of the non-year-round buildings.

30 Except as otherwise provided in this Section, days of
31 attendance by pupils shall be counted only for sessions of not
32 less than 5 clock hours of school work per day under direct
33 supervision of: (i) teachers, or (ii) non-teaching personnel or
34 volunteer personnel when engaging in non-teaching duties and

1 supervising in those instances specified in subsection (a) of
2 Section 10-22.34 and paragraph 10 of Section 34-18, with pupils
3 of legal school age and in kindergarten and grades 1 through
4 12.

5 Days of attendance by tuition pupils shall be accredited
6 only to the districts that pay the tuition to a recognized
7 school.

8 (2) Days of attendance by pupils of less than 5 clock hours
9 of school shall be subject to the following provisions in the
10 compilation of Average Daily Attendance.

11 (a) Pupils regularly enrolled in a public school for
12 only a part of the school day may be counted on the basis
13 of 1/6 day for every class hour of instruction of 40
14 minutes or more attended pursuant to such enrollment,
15 unless a pupil is enrolled in a block-schedule format of 80
16 minutes or more of instruction, in which case the pupil may
17 be counted on the basis of the proportion of minutes of
18 school work completed each day to the minimum number of
19 minutes that school work is required to be held that day.

20 (b) Days of attendance may be less than 5 clock hours
21 on the opening and closing of the school term, and upon the
22 first day of pupil attendance, if preceded by a day or days
23 utilized as an institute or teachers' workshop.

24 (c) A session of 4 or more clock hours may be counted
25 as a day of attendance upon certification by the regional
26 superintendent, and approved by the State Superintendent
27 of Education to the extent that the district has been
28 forced to use daily multiple sessions.

29 (d) A session of 3 or more clock hours may be counted
30 as a day of attendance (1) when the remainder of the school
31 day or at least 2 hours in the evening of that day is
32 utilized for an in-service training program for teachers,
33 up to a maximum of 5 days per school year of which a
34 maximum of 4 days of such 5 days may be used for

1 parent-teacher conferences, provided a district conducts
2 an in-service training program for teachers which has been
3 approved by the State Superintendent of Education; or, in
4 lieu of 4 such days, 2 full days may be used, in which
5 event each such day may be counted as a day of attendance;
6 and (2) when days in addition to those provided in item (1)
7 are scheduled by a school pursuant to its school
8 improvement plan adopted under Article 34 or its revised or
9 amended school improvement plan adopted under Article 2,
10 provided that (i) such sessions of 3 or more clock hours
11 are scheduled to occur at regular intervals, (ii) the
12 remainder of the school days in which such sessions occur
13 are utilized for in-service training programs or other
14 staff development activities for teachers, and (iii) a
15 sufficient number of minutes of school work under the
16 direct supervision of teachers are added to the school days
17 between such regularly scheduled sessions to accumulate
18 not less than the number of minutes by which such sessions
19 of 3 or more clock hours fall short of 5 clock hours. Any
20 full days used for the purposes of this paragraph shall not
21 be considered for computing average daily attendance. Days
22 scheduled for in-service training programs, staff
23 development activities, or parent-teacher conferences may
24 be scheduled separately for different grade levels and
25 different attendance centers of the district.

26 (e) A session of not less than one clock hour of
27 teaching hospitalized or homebound pupils on-site or by
28 telephone to the classroom may be counted as 1/2 day of
29 attendance, however these pupils must receive 4 or more
30 clock hours of instruction to be counted for a full day of
31 attendance.

32 (f) A session of at least 4 clock hours may be counted
33 as a day of attendance for first grade pupils, and pupils
34 in full day kindergartens, and a session of 2 or more hours

1 may be counted as 1/2 day of attendance by pupils in
2 kindergartens which provide only 1/2 day of attendance.

3 (g) For children with disabilities who are below the
4 age of 6 years and who cannot attend 2 or more clock hours
5 because of their disability or immaturity, a session of not
6 less than one clock hour may be counted as 1/2 day of
7 attendance; however for such children whose educational
8 needs so require a session of 4 or more clock hours may be
9 counted as a full day of attendance.

10 (h) A recognized kindergarten which provides for only
11 1/2 day of attendance by each pupil shall not have more
12 than 1/2 day of attendance counted in any one day. However,
13 kindergartens may count 2 1/2 days of attendance in any 5
14 consecutive school days. When a pupil attends such a
15 kindergarten for 2 half days on any one school day, the
16 pupil shall have the following day as a day absent from
17 school, unless the school district obtains permission in
18 writing from the State Superintendent of Education.
19 Attendance at kindergartens which provide for a full day of
20 attendance by each pupil shall be counted the same as
21 attendance by first grade pupils. Only the first year of
22 attendance in one kindergarten shall be counted, except in
23 case of children who entered the kindergarten in their
24 fifth year whose educational development requires a second
25 year of kindergarten as determined under the rules and
26 regulations of the State Board of Education.

27 (G) Equalized Assessed Valuation Data.

28 (1) For purposes of the calculation of Available Local
29 Resources required pursuant to subsection (D), the State Board
30 of Education shall secure from the Department of Revenue the
31 value as equalized or assessed by the Department of Revenue of
32 all taxable property of every school district, together with
33 (i) the applicable tax rate used in extending taxes for the

1 funds of the district as of September 30 of the previous year
2 and (ii) the limiting rate for all school districts subject to
3 property tax extension limitations as imposed under the
4 Property Tax Extension Limitation Law.

5 The Department of Revenue shall add to the equalized
6 assessed value of all taxable property of each school district
7 situated entirely or partially within a county that is or was
8 subject to the alternative general homestead exemption
9 provisions of Section 15-176 of the Property Tax Code (a) ~~(i)~~
10 an amount equal to the total amount by which the homestead
11 exemption allowed under Section 15-176 of the Property Tax Code
12 for real property situated in that school district exceeds the
13 total amount that would have been allowed in that school
14 district if the maximum reduction under Section 15-176 was (i)
15 \$4,500 in Cook County or \$3,500 in all other counties in tax
16 year 2003 or (ii) \$5,000 in all counties in tax year 2004 and
17 thereafter and (b) ~~(i)~~ an amount equal to the aggregate amount
18 for the taxable year of all additional exemptions under Section
19 15-175 of the Property Tax Code for owners with a household
20 income of \$30,000 or less. The county clerk of any county that
21 is or was subject to the alternative general homestead
22 exemption provisions of Section 15-176 of the Property Tax Code
23 shall annually calculate and certify to the Department of
24 Revenue for each school district all homestead exemption
25 amounts under Section 15-176 of the Property Tax Code and all
26 amounts of additional exemptions under Section 15-175 of the
27 Property Tax Code for owners with a household income of \$30,000
28 or less. It is the intent of this paragraph that if the general
29 homestead exemption for a parcel of property is determined
30 under Section 15-176 of the Property Tax Code rather than
31 Section 15-175, then the calculation of Available Local
32 Resources shall not be affected by the difference, if any,
33 between the amount of the general homestead exemption allowed
34 for that parcel of property under Section 15-176 of the

1 Property Tax Code and the amount that would have been allowed
2 had the general homestead exemption for that parcel of property
3 been determined under Section 15-175 of the Property Tax Code.
4 It is further the intent of this paragraph that if additional
5 exemptions are allowed under Section 15-175 of the Property Tax
6 Code for owners with a household income of less than \$30,000,
7 then the calculation of Available Local Resources shall not be
8 affected by the difference, if any, because of those additional
9 exemptions.

10 This equalized assessed valuation, as adjusted further by
11 the requirements of this subsection, shall be utilized in the
12 calculation of Available Local Resources.

13 (2) The equalized assessed valuation in paragraph (1) shall
14 be adjusted, as applicable, in the following manner:

15 (a) For the purposes of calculating State aid under
16 this Section, with respect to any part of a school district
17 within a redevelopment project area in respect to which a
18 municipality has adopted tax increment allocation
19 financing pursuant to the Tax Increment Allocation
20 Redevelopment Act, Sections 11-74.4-1 through 11-74.4-11
21 of the Illinois Municipal Code or the Industrial Jobs
22 Recovery Law, Sections 11-74.6-1 through 11-74.6-50 of the
23 Illinois Municipal Code, no part of the current equalized
24 assessed valuation of real property located in any such
25 project area which is attributable to an increase above the
26 total initial equalized assessed valuation of such
27 property shall be used as part of the equalized assessed
28 valuation of the district, until such time as all
29 redevelopment project costs have been paid, as provided in
30 Section 11-74.4-8 of the Tax Increment Allocation
31 Redevelopment Act or in Section 11-74.6-35 of the
32 Industrial Jobs Recovery Law. For the purpose of the
33 equalized assessed valuation of the district, the total
34 initial equalized assessed valuation or the current

1 equalized assessed valuation, whichever is lower, shall be
2 used until such time as all redevelopment project costs
3 have been paid.

4 (b) The real property equalized assessed valuation for
5 a school district shall be adjusted by subtracting from the
6 real property value as equalized or assessed by the
7 Department of Revenue for the district an amount computed
8 by dividing the amount of any abatement of taxes under
9 Section 18-170 of the Property Tax Code by 3.00% for a
10 district maintaining grades kindergarten through 12, by
11 2.30% for a district maintaining grades kindergarten
12 through 8, or by 1.05% for a district maintaining grades 9
13 through 12 and adjusted by an amount computed by dividing
14 the amount of any abatement of taxes under subsection (a)
15 of Section 18-165 of the Property Tax Code by the same
16 percentage rates for district type as specified in this
17 subparagraph (b).

18 (3) For the 1999-2000 school year and each school year
19 thereafter, if a school district meets all of the criteria of
20 this subsection (G) (3), the school district's Available Local
21 Resources shall be calculated under subsection (D) using the
22 district's Extension Limitation Equalized Assessed Valuation
23 as calculated under this subsection (G) (3).

24 For purposes of this subsection (G) (3) the following terms
25 shall have the following meanings:

26 "Budget Year": The school year for which general State
27 aid is calculated and awarded under subsection (E).

28 "Base Tax Year": The property tax levy year used to
29 calculate the Budget Year allocation of general State aid.

30 "Preceding Tax Year": The property tax levy year
31 immediately preceding the Base Tax Year.

32 "Base Tax Year's Tax Extension": The product of the
33 equalized assessed valuation utilized by the County Clerk
34 in the Base Tax Year multiplied by the limiting rate as

1 calculated by the County Clerk and defined in the Property
2 Tax Extension Limitation Law.

3 "Preceding Tax Year's Tax Extension": The product of
4 the equalized assessed valuation utilized by the County
5 Clerk in the Preceding Tax Year multiplied by the Operating
6 Tax Rate as defined in subsection (A).

7 "Extension Limitation Ratio": A numerical ratio,
8 certified by the County Clerk, in which the numerator is
9 the Base Tax Year's Tax Extension and the denominator is
10 the Preceding Tax Year's Tax Extension.

11 "Operating Tax Rate": The operating tax rate as defined
12 in subsection (A).

13 If a school district is subject to property tax extension
14 limitations as imposed under the Property Tax Extension
15 Limitation Law, the State Board of Education shall calculate
16 the Extension Limitation Equalized Assessed Valuation of that
17 district. For the 1999-2000 school year, the Extension
18 Limitation Equalized Assessed Valuation of a school district as
19 calculated by the State Board of Education shall be equal to
20 the product of the district's 1996 Equalized Assessed Valuation
21 and the district's Extension Limitation Ratio. For the
22 2000-2001 school year and each school year thereafter, the
23 Extension Limitation Equalized Assessed Valuation of a school
24 district as calculated by the State Board of Education shall be
25 equal to the product of the Equalized Assessed Valuation last
26 used in the calculation of general State aid and the district's
27 Extension Limitation Ratio. If the Extension Limitation
28 Equalized Assessed Valuation of a school district as calculated
29 under this subsection (G)(3) is less than the district's
30 equalized assessed valuation as calculated pursuant to
31 subsections (G)(1) and (G)(2), then for purposes of calculating
32 the district's general State aid for the Budget Year pursuant
33 to subsection (E), that Extension Limitation Equalized
34 Assessed Valuation shall be utilized to calculate the

1 district's Available Local Resources under subsection (D).

2 (4) For the purposes of calculating general State aid for
3 the 1999-2000 school year only, if a school district
4 experienced a triennial reassessment on the equalized assessed
5 valuation used in calculating its general State financial aid
6 apportionment for the 1998-1999 school year, the State Board of
7 Education shall calculate the Extension Limitation Equalized
8 Assessed Valuation that would have been used to calculate the
9 district's 1998-1999 general State aid. This amount shall equal
10 the product of the equalized assessed valuation used to
11 calculate general State aid for the 1997-1998 school year and
12 the district's Extension Limitation Ratio. If the Extension
13 Limitation Equalized Assessed Valuation of the school district
14 as calculated under this paragraph (4) is less than the
15 district's equalized assessed valuation utilized in
16 calculating the district's 1998-1999 general State aid
17 allocation, then for purposes of calculating the district's
18 general State aid pursuant to paragraph (5) of subsection (E),
19 that Extension Limitation Equalized Assessed Valuation shall
20 be utilized to calculate the district's Available Local
21 Resources.

22 (5) For school districts having a majority of their
23 equalized assessed valuation in any county except Cook, DuPage,
24 Kane, Lake, McHenry, or Will, if the amount of general State
25 aid allocated to the school district for the 1999-2000 school
26 year under the provisions of subsection (E), (H), and (J) of
27 this Section is less than the amount of general State aid
28 allocated to the district for the 1998-1999 school year under
29 these subsections, then the general State aid of the district
30 for the 1999-2000 school year only shall be increased by the
31 difference between these amounts. The total payments made under
32 this paragraph (5) shall not exceed \$14,000,000. Claims shall
33 be prorated if they exceed \$14,000,000.

1 (H) Supplemental General State Aid.

2 (1) In addition to the general State aid a school district
3 is allotted pursuant to subsection (E), qualifying school
4 districts shall receive a grant, paid in conjunction with a
5 district's payments of general State aid, for supplemental
6 general State aid based upon the concentration level of
7 children from low-income households within the school
8 district. Supplemental State aid grants provided for school
9 districts under this subsection shall be appropriated for
10 distribution to school districts as part of the same line item
11 in which the general State financial aid of school districts is
12 appropriated under this Section. If the appropriation in any
13 fiscal year for general State aid and supplemental general
14 State aid is insufficient to pay the amounts required under the
15 general State aid and supplemental general State aid
16 calculations, then the State Board of Education shall ensure
17 that each school district receives the full amount due for
18 general State aid and the remainder of the appropriation shall
19 be used for supplemental general State aid, which the State
20 Board of Education shall calculate and pay to eligible
21 districts on a prorated basis.

22 (1.5) This paragraph (1.5) applies only to those school
23 years preceding the 2003-2004 school year. For purposes of this
24 subsection (H), the term "Low-Income Concentration Level"
25 shall be the low-income eligible pupil count from the most
26 recently available federal census divided by the Average Daily
27 Attendance of the school district. If, however, (i) the
28 percentage decrease from the 2 most recent federal censuses in
29 the low-income eligible pupil count of a high school district
30 with fewer than 400 students exceeds by 75% or more the
31 percentage change in the total low-income eligible pupil count
32 of contiguous elementary school districts, whose boundaries
33 are coterminous with the high school district, or (ii) a high
34 school district within 2 counties and serving 5 elementary

1 school districts, whose boundaries are coterminous with the
2 high school district, has a percentage decrease from the 2 most
3 recent federal censuses in the low-income eligible pupil count
4 and there is a percentage increase in the total low-income
5 eligible pupil count of a majority of the elementary school
6 districts in excess of 50% from the 2 most recent federal
7 censuses, then the high school district's low-income eligible
8 pupil count from the earlier federal census shall be the number
9 used as the low-income eligible pupil count for the high school
10 district, for purposes of this subsection (H). The changes made
11 to this paragraph (1) by Public Act 92-28 shall apply to
12 supplemental general State aid grants for school years
13 preceding the 2003-2004 school year that are paid in fiscal
14 year 1999 or thereafter and to any State aid payments made in
15 fiscal year 1994 through fiscal year 1998 pursuant to
16 subsection 1(n) of Section 18-8 of this Code (which was
17 repealed on July 1, 1998), and any high school district that is
18 affected by Public Act 92-28 is entitled to a recomputation of
19 its supplemental general State aid grant or State aid paid in
20 any of those fiscal years. This recomputation shall not be
21 affected by any other funding.

22 (1.10) This paragraph (1.10) applies to the 2003-2004
23 school year and each school year thereafter. For purposes of
24 this subsection (H), the term "Low-Income Concentration Level"
25 shall, for each fiscal year, be the low-income eligible pupil
26 count as of July 1 of the immediately preceding fiscal year (as
27 determined by the Department of Human Services based on the
28 number of pupils who are eligible for at least one of the
29 following low income programs: Medicaid, KidCare, TANF, or Food
30 Stamps, excluding pupils who are eligible for services provided
31 by the Department of Children and Family Services, averaged
32 over the 2 immediately preceding fiscal years for fiscal year
33 2004 and over the 3 immediately preceding fiscal years for each
34 fiscal year thereafter) divided by the Average Daily Attendance

1 of the school district.

2 (2) Supplemental general State aid pursuant to this
3 subsection (H) shall be provided as follows for the 1998-1999,
4 1999-2000, and 2000-2001 school years only:

5 (a) For any school district with a Low Income
6 Concentration Level of at least 20% and less than 35%, the
7 grant for any school year shall be \$800 multiplied by the
8 low income eligible pupil count.

9 (b) For any school district with a Low Income
10 Concentration Level of at least 35% and less than 50%, the
11 grant for the 1998-1999 school year shall be \$1,100
12 multiplied by the low income eligible pupil count.

13 (c) For any school district with a Low Income
14 Concentration Level of at least 50% and less than 60%, the
15 grant for the 1998-99 school year shall be \$1,500
16 multiplied by the low income eligible pupil count.

17 (d) For any school district with a Low Income
18 Concentration Level of 60% or more, the grant for the
19 1998-99 school year shall be \$1,900 multiplied by the low
20 income eligible pupil count.

21 (e) For the 1999-2000 school year, the per pupil amount
22 specified in subparagraphs (b), (c), and (d) immediately
23 above shall be increased to \$1,243, \$1,600, and \$2,000,
24 respectively.

25 (f) For the 2000-2001 school year, the per pupil
26 amounts specified in subparagraphs (b), (c), and (d)
27 immediately above shall be \$1,273, \$1,640, and \$2,050,
28 respectively.

29 (2.5) Supplemental general State aid pursuant to this
30 subsection (H) shall be provided as follows for the 2002-2003
31 school year:

32 (a) For any school district with a Low Income
33 Concentration Level of less than 10%, the grant for each
34 school year shall be \$355 multiplied by the low income

1 eligible pupil count.

2 (b) For any school district with a Low Income
3 Concentration Level of at least 10% and less than 20%, the
4 grant for each school year shall be \$675 multiplied by the
5 low income eligible pupil count.

6 (c) For any school district with a Low Income
7 Concentration Level of at least 20% and less than 35%, the
8 grant for each school year shall be \$1,330 multiplied by
9 the low income eligible pupil count.

10 (d) For any school district with a Low Income
11 Concentration Level of at least 35% and less than 50%, the
12 grant for each school year shall be \$1,362 multiplied by
13 the low income eligible pupil count.

14 (e) For any school district with a Low Income
15 Concentration Level of at least 50% and less than 60%, the
16 grant for each school year shall be \$1,680 multiplied by
17 the low income eligible pupil count.

18 (f) For any school district with a Low Income
19 Concentration Level of 60% or more, the grant for each
20 school year shall be \$2,080 multiplied by the low income
21 eligible pupil count.

22 (2.10) Except as otherwise provided, supplemental general
23 State aid pursuant to this subsection (H) shall be provided as
24 follows for the 2003-2004 school year and each school year
25 thereafter:

26 (a) For any school district with a Low Income
27 Concentration Level of 15% or less, the grant for each
28 school year shall be \$355 multiplied by the low income
29 eligible pupil count.

30 (b) For any school district with a Low Income
31 Concentration Level greater than 15%, the grant for each
32 school year shall be \$294.25 added to the product of \$2,700
33 and the square of the Low Income Concentration Level, all
34 multiplied by the low income eligible pupil count.

1 For the 2003-2004 and 2004-2005 school year only, the grant
2 shall be no less than the grant for the 2002-2003 school year.
3 For the 2005-2006 school year only, the grant shall be no less
4 than the grant for the 2002-2003 school year multiplied by
5 0.66. For the 2006-2007 school year only, the grant shall be no
6 less than the grant for the 2002-2003 school year multiplied by
7 0.33.

8 For the 2003-2004 school year only, the grant shall be no
9 greater than the grant received during the 2002-2003 school
10 year added to the product of 0.25 multiplied by the difference
11 between the grant amount calculated under subsection (a) or (b)
12 of this paragraph (2.10), whichever is applicable, and the
13 grant received during the 2002-2003 school year. For the
14 2004-2005 school year only, the grant shall be no greater than
15 the grant received during the 2002-2003 school year added to
16 the product of 0.50 multiplied by the difference between the
17 grant amount calculated under subsection (a) or (b) of this
18 paragraph (2.10), whichever is applicable, and the grant
19 received during the 2002-2003 school year. For the 2005-2006
20 school year only, the grant shall be no greater than the grant
21 received during the 2002-2003 school year added to the product
22 of 0.75 multiplied by the difference between the grant amount
23 calculated under subsection (a) or (b) of this paragraph
24 (2.10), whichever is applicable, and the grant received during
25 the 2002-2003 school year.

26 (3) School districts with an Average Daily Attendance of
27 more than 1,000 and less than 50,000 that qualify for
28 supplemental general State aid pursuant to this subsection
29 shall submit a plan to the State Board of Education prior to
30 October 30 of each year for the use of the funds resulting from
31 this grant of supplemental general State aid for the
32 improvement of instruction in which priority is given to
33 meeting the education needs of disadvantaged children. Such
34 plan shall be submitted in accordance with rules and

1 regulations promulgated by the State Board of Education.

2 (4) School districts with an Average Daily Attendance of
3 50,000 or more that qualify for supplemental general State aid
4 pursuant to this subsection shall be required to distribute
5 from funds available pursuant to this Section, no less than
6 \$261,000,000 in accordance with the following requirements:

7 (a) The required amounts shall be distributed to the
8 attendance centers within the district in proportion to the
9 number of pupils enrolled at each attendance center who are
10 eligible to receive free or reduced-price lunches or
11 breakfasts under the federal Child Nutrition Act of 1966
12 and under the National School Lunch Act during the
13 immediately preceding school year.

14 (b) The distribution of these portions of supplemental
15 and general State aid among attendance centers according to
16 these requirements shall not be compensated for or
17 contravened by adjustments of the total of other funds
18 appropriated to any attendance centers, and the Board of
19 Education shall utilize funding from one or several sources
20 in order to fully implement this provision annually prior
21 to the opening of school.

22 (c) Each attendance center shall be provided by the
23 school district a distribution of noncategorical funds and
24 other categorical funds to which an attendance center is
25 entitled under law in order that the general State aid and
26 supplemental general State aid provided by application of
27 this subsection supplements rather than supplants the
28 noncategorical funds and other categorical funds provided
29 by the school district to the attendance centers.

30 (d) Any funds made available under this subsection that
31 by reason of the provisions of this subsection are not
32 required to be allocated and provided to attendance centers
33 may be used and appropriated by the board of the district
34 for any lawful school purpose.

1 (e) Funds received by an attendance center pursuant to
2 this subsection shall be used by the attendance center at
3 the discretion of the principal and local school council
4 for programs to improve educational opportunities at
5 qualifying schools through the following programs and
6 services: early childhood education, reduced class size or
7 improved adult to student classroom ratio, enrichment
8 programs, remedial assistance, attendance improvement, and
9 other educationally beneficial expenditures which
10 supplement the regular and basic programs as determined by
11 the State Board of Education. Funds provided shall not be
12 expended for any political or lobbying purposes as defined
13 by board rule.

14 (f) Each district subject to the provisions of this
15 subdivision (H) (4) shall submit an acceptable plan to meet
16 the educational needs of disadvantaged children, in
17 compliance with the requirements of this paragraph, to the
18 State Board of Education prior to July 15 of each year.
19 This plan shall be consistent with the decisions of local
20 school councils concerning the school expenditure plans
21 developed in accordance with part 4 of Section 34-2.3. The
22 State Board shall approve or reject the plan within 60 days
23 after its submission. If the plan is rejected, the district
24 shall give written notice of intent to modify the plan
25 within 15 days of the notification of rejection and then
26 submit a modified plan within 30 days after the date of the
27 written notice of intent to modify. Districts may amend
28 approved plans pursuant to rules promulgated by the State
29 Board of Education.

30 Upon notification by the State Board of Education that
31 the district has not submitted a plan prior to July 15 or a
32 modified plan within the time period specified herein, the
33 State aid funds affected by that plan or modified plan
34 shall be withheld by the State Board of Education until a

1 plan or modified plan is submitted.

2 If the district fails to distribute State aid to
3 attendance centers in accordance with an approved plan, the
4 plan for the following year shall allocate funds, in
5 addition to the funds otherwise required by this
6 subsection, to those attendance centers which were
7 underfunded during the previous year in amounts equal to
8 such underfunding.

9 For purposes of determining compliance with this
10 subsection in relation to the requirements of attendance
11 center funding, each district subject to the provisions of
12 this subsection shall submit as a separate document by
13 December 1 of each year a report of expenditure data for
14 the prior year in addition to any modification of its
15 current plan. If it is determined that there has been a
16 failure to comply with the expenditure provisions of this
17 subsection regarding contravention or supplanting, the
18 State Superintendent of Education shall, within 60 days of
19 receipt of the report, notify the district and any affected
20 local school council. The district shall within 45 days of
21 receipt of that notification inform the State
22 Superintendent of Education of the remedial or corrective
23 action to be taken, whether by amendment of the current
24 plan, if feasible, or by adjustment in the plan for the
25 following year. Failure to provide the expenditure report
26 or the notification of remedial or corrective action in a
27 timely manner shall result in a withholding of the affected
28 funds.

29 The State Board of Education shall promulgate rules and
30 regulations to implement the provisions of this
31 subsection. No funds shall be released under this
32 subdivision (H) (4) to any district that has not submitted a
33 plan that has been approved by the State Board of
34 Education.

1 (I) General State Aid for Newly Configured School Districts.

2 (1) For a new school district formed by combining property
3 included totally within 2 or more previously existing school
4 districts, for its first year of existence the general State
5 aid and supplemental general State aid calculated under this
6 Section shall be computed for the new district and for the
7 previously existing districts for which property is totally
8 included within the new district. If the computation on the
9 basis of the previously existing districts is greater, a
10 supplementary payment equal to the difference shall be made for
11 the first 4 years of existence of the new district.

12 (2) For a school district which annexes all of the
13 territory of one or more entire other school districts, for the
14 first year during which the change of boundaries attributable
15 to such annexation becomes effective for all purposes as
16 determined under Section 7-9 or 7A-8, the general State aid and
17 supplemental general State aid calculated under this Section
18 shall be computed for the annexing district as constituted
19 after the annexation and for the annexing and each annexed
20 district as constituted prior to the annexation; and if the
21 computation on the basis of the annexing and annexed districts
22 as constituted prior to the annexation is greater, a
23 supplementary payment equal to the difference shall be made for
24 the first 4 years of existence of the annexing school district
25 as constituted upon such annexation.

26 (3) For 2 or more school districts which annex all of the
27 territory of one or more entire other school districts, and for
28 2 or more community unit districts which result upon the
29 division (pursuant to petition under Section 11A-2) of one or
30 more other unit school districts into 2 or more parts and which
31 together include all of the parts into which such other unit
32 school district or districts are so divided, for the first year
33 during which the change of boundaries attributable to such

1 annexation or division becomes effective for all purposes as
2 determined under Section 7-9 or 11A-10, as the case may be, the
3 general State aid and supplemental general State aid calculated
4 under this Section shall be computed for each annexing or
5 resulting district as constituted after the annexation or
6 division and for each annexing and annexed district, or for
7 each resulting and divided district, as constituted prior to
8 the annexation or division; and if the aggregate of the general
9 State aid and supplemental general State aid as so computed for
10 the annexing or resulting districts as constituted after the
11 annexation or division is less than the aggregate of the
12 general State aid and supplemental general State aid as so
13 computed for the annexing and annexed districts, or for the
14 resulting and divided districts, as constituted prior to the
15 annexation or division, then a supplementary payment equal to
16 the difference shall be made and allocated between or among the
17 annexing or resulting districts, as constituted upon such
18 annexation or division, for the first 4 years of their
19 existence. The total difference payment shall be allocated
20 between or among the annexing or resulting districts in the
21 same ratio as the pupil enrollment from that portion of the
22 annexed or divided district or districts which is annexed to or
23 included in each such annexing or resulting district bears to
24 the total pupil enrollment from the entire annexed or divided
25 district or districts, as such pupil enrollment is determined
26 for the school year last ending prior to the date when the
27 change of boundaries attributable to the annexation or division
28 becomes effective for all purposes. The amount of the total
29 difference payment and the amount thereof to be allocated to
30 the annexing or resulting districts shall be computed by the
31 State Board of Education on the basis of pupil enrollment and
32 other data which shall be certified to the State Board of
33 Education, on forms which it shall provide for that purpose, by
34 the regional superintendent of schools for each educational

1 service region in which the annexing and annexed districts, or
2 resulting and divided districts are located.

3 (3.5) Claims for financial assistance under this
4 subsection (I) shall not be recomputed except as expressly
5 provided under this Section.

6 (4) Any supplementary payment made under this subsection
7 (I) shall be treated as separate from all other payments made
8 pursuant to this Section.

9 (J) Supplementary Grants in Aid.

10 (1) Notwithstanding any other provisions of this Section,
11 the amount of the aggregate general State aid in combination
12 with supplemental general State aid under this Section for
13 which each school district is eligible shall be no less than
14 the amount of the aggregate general State aid entitlement that
15 was received by the district under Section 18-8 (exclusive of
16 amounts received under subsections 5(p) and 5(p-5) of that
17 Section) for the 1997-98 school year, pursuant to the
18 provisions of that Section as it was then in effect. If a
19 school district qualifies to receive a supplementary payment
20 made under this subsection (J), the amount of the aggregate
21 general State aid in combination with supplemental general
22 State aid under this Section which that district is eligible to
23 receive for each school year shall be no less than the amount
24 of the aggregate general State aid entitlement that was
25 received by the district under Section 18-8 (exclusive of
26 amounts received under subsections 5(p) and 5(p-5) of that
27 Section) for the 1997-1998 school year, pursuant to the
28 provisions of that Section as it was then in effect.

29 (2) If, as provided in paragraph (1) of this subsection
30 (J), a school district is to receive aggregate general State
31 aid in combination with supplemental general State aid under
32 this Section for the 1998-99 school year and any subsequent
33 school year that in any such school year is less than the

1 amount of the aggregate general State aid entitlement that the
2 district received for the 1997-98 school year, the school
3 district shall also receive, from a separate appropriation made
4 for purposes of this subsection (J), a supplementary payment
5 that is equal to the amount of the difference in the aggregate
6 State aid figures as described in paragraph (1).

7 (3) (Blank).

8 (K) Grants to Laboratory and Alternative Schools.

9 In calculating the amount to be paid to the governing board
10 of a public university that operates a laboratory school under
11 this Section or to any alternative school that is operated by a
12 regional superintendent of schools, the State Board of
13 Education shall require by rule such reporting requirements as
14 it deems necessary.

15 As used in this Section, "laboratory school" means a public
16 school which is created and operated by a public university and
17 approved by the State Board of Education. The governing board
18 of a public university which receives funds from the State
19 Board under this subsection (K) may not increase the number of
20 students enrolled in its laboratory school from a single
21 district, if that district is already sending 50 or more
22 students, except under a mutual agreement between the school
23 board of a student's district of residence and the university
24 which operates the laboratory school. A laboratory school may
25 not have more than 1,000 students, excluding students with
26 disabilities in a special education program.

27 As used in this Section, "alternative school" means a
28 public school which is created and operated by a Regional
29 Superintendent of Schools and approved by the State Board of
30 Education. Such alternative schools may offer courses of
31 instruction for which credit is given in regular school
32 programs, courses to prepare students for the high school
33 equivalency testing program or vocational and occupational

1 training. A regional superintendent of schools may contract
2 with a school district or a public community college district
3 to operate an alternative school. An alternative school serving
4 more than one educational service region may be established by
5 the regional superintendents of schools of the affected
6 educational service regions. An alternative school serving
7 more than one educational service region may be operated under
8 such terms as the regional superintendents of schools of those
9 educational service regions may agree.

10 Each laboratory and alternative school shall file, on forms
11 provided by the State Superintendent of Education, an annual
12 State aid claim which states the Average Daily Attendance of
13 the school's students by month. The best 3 months' Average
14 Daily Attendance shall be computed for each school. The general
15 State aid entitlement shall be computed by multiplying the
16 applicable Average Daily Attendance by the Foundation Level as
17 determined under this Section.

18 (L) Payments, Additional Grants in Aid and Other Requirements.

19 (1) For a school district operating under the financial
20 supervision of an Authority created under Article 34A, the
21 general State aid otherwise payable to that district under this
22 Section, but not the supplemental general State aid, shall be
23 reduced by an amount equal to the budget for the operations of
24 the Authority as certified by the Authority to the State Board
25 of Education, and an amount equal to such reduction shall be
26 paid to the Authority created for such district for its
27 operating expenses in the manner provided in Section 18-11. The
28 remainder of general State school aid for any such district
29 shall be paid in accordance with Article 34A when that Article
30 provides for a disposition other than that provided by this
31 Article.

32 (2) (Blank).

33 (3) Summer school. Summer school payments shall be made as

1 provided in Section 18-4.3.

2 (M) Education Funding Advisory Board.

3 The Education Funding Advisory Board, hereinafter in this
4 subsection (M) referred to as the "Board", is hereby created.
5 The Board shall consist of 5 members who are appointed by the
6 Governor, by and with the advice and consent of the Senate. The
7 members appointed shall include representatives of education,
8 business, and the general public. One of the members so
9 appointed shall be designated by the Governor at the time the
10 appointment is made as the chairperson of the Board. The
11 initial members of the Board may be appointed any time after
12 the effective date of this amendatory Act of 1997. The regular
13 term of each member of the Board shall be for 4 years from the
14 third Monday of January of the year in which the term of the
15 member's appointment is to commence, except that of the 5
16 initial members appointed to serve on the Board, the member who
17 is appointed as the chairperson shall serve for a term that
18 commences on the date of his or her appointment and expires on
19 the third Monday of January, 2002, and the remaining 4 members,
20 by lots drawn at the first meeting of the Board that is held
21 after all 5 members are appointed, shall determine 2 of their
22 number to serve for terms that commence on the date of their
23 respective appointments and expire on the third Monday of
24 January, 2001, and 2 of their number to serve for terms that
25 commence on the date of their respective appointments and
26 expire on the third Monday of January, 2000. All members
27 appointed to serve on the Board shall serve until their
28 respective successors are appointed and confirmed. Vacancies
29 shall be filled in the same manner as original appointments. If
30 a vacancy in membership occurs at a time when the Senate is not
31 in session, the Governor shall make a temporary appointment
32 until the next meeting of the Senate, when he or she shall
33 appoint, by and with the advice and consent of the Senate, a

1 person to fill that membership for the unexpired term. If the
2 Senate is not in session when the initial appointments are
3 made, those appointments shall be made as in the case of
4 vacancies.

5 The Education Funding Advisory Board shall be deemed
6 established, and the initial members appointed by the Governor
7 to serve as members of the Board shall take office, on the date
8 that the Governor makes his or her appointment of the fifth
9 initial member of the Board, whether those initial members are
10 then serving pursuant to appointment and confirmation or
11 pursuant to temporary appointments that are made by the
12 Governor as in the case of vacancies.

13 The State Board of Education shall provide such staff
14 assistance to the Education Funding Advisory Board as is
15 reasonably required for the proper performance by the Board of
16 its responsibilities.

17 For school years after the 2000-2001 school year, the
18 Education Funding Advisory Board, in consultation with the
19 State Board of Education, shall make recommendations as
20 provided in this subsection (M) to the General Assembly for the
21 foundation level under subdivision (B)(3) of this Section and
22 for the supplemental general State aid grant level under
23 subsection (H) of this Section for districts with high
24 concentrations of children from poverty. The recommended
25 foundation level shall be determined based on a methodology
26 which incorporates the basic education expenditures of
27 low-spending schools exhibiting high academic performance. The
28 Education Funding Advisory Board shall make such
29 recommendations to the General Assembly on January 1 of odd
30 numbered years, beginning January 1, 2001.

31 (N) (Blank).

32 (O) References.

1 (1) References in other laws to the various subdivisions of
 2 Section 18-8 as that Section existed before its repeal and
 3 replacement by this Section 18-8.05 shall be deemed to refer to
 4 the corresponding provisions of this Section 18-8.05, to the
 5 extent that those references remain applicable.

6 (2) References in other laws to State Chapter 1 funds shall
 7 be deemed to refer to the supplemental general State aid
 8 provided under subsection (H) of this Section.

9 (P) Public Act 93-838 ~~This amendatory Act of the 93rd General~~
 10 ~~Assembly~~ and Public Act 93-808 ~~House Bill 4266 of the 93rd~~
 11 ~~General Assembly~~ make inconsistent changes to this Section. ~~If~~
 12 ~~House Bill 4266 becomes law, then~~ Under Section 6 of the
 13 Statute on Statutes there is an irreconcilable conflict between
 14 Public Act 93-808 and Public Act 93-838 ~~House Bill 4266 and~~
 15 ~~this amendatory Act.~~ Public Act 93-838 ~~This amendatory Act,~~
 16 being the last acted upon, is controlling. The text of Public
 17 Act 93-838 ~~this amendatory Act~~ is the law regardless of the
 18 text of Public Act 93-808 ~~House Bill 4266~~.

19 (Source: P.A. 92-16, eff. 6-28-01; 92-28, eff. 7-1-01; 92-29,
 20 eff. 7-1-01; 92-269, eff. 8-7-01; 92-604, eff. 7-1-02; 92-636,
 21 eff. 7-11-02; 92-651, eff. 7-11-02; 93-21, eff. 7-1-03; 93-715,
 22 eff. 7-12-04; 93-808, eff. 7-26-04; 93-838, eff. 7-30-04;
 23 93-875, eff. 8-6-04; revised 10-21-04.)

24 (105 ILCS 5/18-11) (from Ch. 122, par. 18-11)

25 Sec. 18-11. Payment of claims.

26 (a) Except as provided in subsection (b) of this Section,
 27 and except as provided in subsection (c) of this Section with
 28 respect to payments made under Sections 18-8 through 18-10 for
 29 fiscal year 1994 only, as soon as may be after the 10th and
 30 20th days of each of the months of August through the following
 31 July if moneys are available in the common school fund in the
 32 State treasury for payments under Sections 18-8.05 ~~18-8~~ through

1 18-9 ~~18-10~~ the State Comptroller shall draw his warrants upon
2 the State Treasurer as directed by the State Board of Education
3 pursuant to Section 2-3.17b and in accordance with the
4 transfers from the General Revenue Fund to the Common School
5 Fund as specified in Section 8a of the State Finance Act.

6 Each such semimonthly warrant shall be in an amount equal
7 to 1/24 of the total amount to be distributed to school
8 districts for the fiscal year. The amount of payments made in
9 July of each year shall be considered as payments for claims
10 covering the school year that commenced during the immediately
11 preceding calendar year. If the payments provided for under
12 Sections 18-8.05 ~~18-8~~ through 18-9 ~~18-10~~ have been assigned as
13 security for State aid anticipation certificates pursuant to
14 Section 18-18, the State Board of Education shall pay the
15 appropriate amount of the payment, as specified in the
16 notification required by Section 18-18, directly to the
17 assignee.

18 (b) As soon as may be after the 10th and 20th days of each
19 of the months of June, 1982 through July, 1983, if moneys are
20 available in the Common School Fund in the State treasury for
21 payments under Sections 18-8 through 18-10, the State
22 Comptroller shall draw his warrants upon the State Treasurer
23 proportionate for the various counties payable to the regional
24 superintendent of schools in accordance with the transfers from
25 the General Revenue Fund to the Common School Fund as specified
26 in Section 8a of the State Finance Act.

27 Each such semimonthly warrant for the months of June and
28 July, 1982 shall be in an amount equal to 1/24 of the total
29 amount to be distributed to school districts by the regional
30 superintendent for school year 1981-1982.

31 Each such semimonthly warrant for the months of August,
32 1982 through July, 1983 shall be in an amount equal to 1/24 of
33 the total amount to be distributed to school districts by the
34 regional superintendent for school year 1982-1983.

1 The State Superintendent of Education shall, from monies
2 appropriated for such purpose, compensate districts for
3 interest lost arising from the change in payments in June, 1982
4 to payments in the months of June and July, 1982, for claims
5 arising from school year 1981-1982. The amount appropriated for
6 such purpose shall be based upon the Prime Commercial Rate in
7 effect May 15, 1982. The amount of such compensation shall be
8 equal to the ratio of the district's net State aid entitlement
9 for school year 1981-1982 divided by the total net State aid
10 entitlement times the funds appropriated for such purpose.
11 Payment in full of the amount of compensation derived from the
12 computation required in the preceding sentence shall be made as
13 soon as may be after July 1, 1982 upon warrants payable to the
14 several regional superintendents of schools.

15 The State Superintendent of Education shall, from monies
16 appropriated for such purpose, compensate districts for
17 interest lost arising from the change in payments in June, 1983
18 to payments in the months of June and July, 1983, for claims
19 arising from school year 1982-1983. The amount appropriated for
20 such purpose shall be based upon an interest rate of no less
21 than 15 per cent or the Prime Commercial Rate in effect May 15,
22 1983, whichever is greater. The amount of such compensation
23 shall be equal to the ratio of the district's net State aid
24 entitlement for school year 1982-1983 divided by the total net
25 State aid entitlement times the funds appropriated for such
26 purpose. Payment in full of the amount of compensation derived
27 from the computation required in the preceding sentence shall
28 be made as soon as may be after July 1, 1983 upon warrants
29 payable to the several regional superintendents of schools.

30 The State Superintendent of Education shall, from monies
31 appropriated for such purpose, compensate districts for
32 interest lost arising from the change in payments in June, 1992
33 and each year thereafter to payments in the months of June and
34 July, 1992 and each year thereafter. The amount appropriated

1 for such purpose shall be based upon the Prime Commercial Rate
2 in effect June 15, 1992 and June 15 annually thereafter. The
3 amount of such compensation shall be equal to the ratio of the
4 district's net State aid entitlement divided by the total net
5 State aid entitlement times the amount of funds appropriated
6 for such purpose. Payment of the compensation shall be made as
7 soon as may be after July 1 upon warrants payable to the
8 several regional superintendents of schools.

9 The regional superintendents shall make payments to their
10 respective school districts as soon as may be after receipt of
11 the warrants unless the payments have been assigned as security
12 for State aid anticipation certificates pursuant to Section
13 18-18. If such an assignment has been made, the regional
14 superintendent shall, as soon as may be after receipt of the
15 warrants, pay the appropriate amount of the payment as
16 specified in the notification required by Section 18-18,
17 directly to the assignee.

18 As used in this Section, "Prime Commercial Rate" means such
19 prime rate as from time to time is publicly announced by the
20 largest commercial banking institution in this State, measured
21 in terms of total assets.

22 (c) With respect to all school districts but for fiscal
23 year 1994 only, as soon as may be after the 10th and 20th days
24 of August, 1993 and as soon as may be after the 10th and 20th
25 days of each of the months of October, 1993 through July, 1994
26 if moneys are available in the Common School Fund in the State
27 treasury for payments under Sections 18-8 through 18-10, the
28 State Comptroller shall draw his warrants upon the State
29 Treasurer as directed by the State Board of Education in
30 accordance with transfers from the General Revenue Fund to the
31 Common School Fund as specified in Section 8a of the State
32 Finance Act. The warrant for the 10th day of August, 1993 and
33 each semimonthly warrant for the months of October, 1993
34 through July, 1994 shall be in an amount equal to 1/24 of the

1 total amount to be distributed to that school district for
2 fiscal year 1994, and the warrant for the 20th day of August,
3 1993 shall be in an amount equal to 3/24 of that total. The
4 amount of payments made in July of 1994 shall be considered as
5 payments for claims covering the school year that commenced
6 during the immediately preceding calendar year.

7 (Source: P.A. 87-14; 87-887; 87-895; 88-45; 88-89; 88-641, eff.
8 9-9-94.)

9 (105 ILCS 5/18-12) (from Ch. 122, par. 18-12)

10 Sec. 18-12. Dates for filing State aid claims. The school
11 board of each school district shall require teachers,
12 principals, or superintendents to furnish from records kept by
13 them such data as it needs in preparing and certifying to the
14 regional superintendent its school district report of claims
15 provided in Sections 18-8.05 through 18-9 ~~18-10~~ as required by
16 the State Superintendent of Education. The district claim shall
17 be based on the latest available equalized assessed valuation
18 and tax rates, as provided in Section 18-8.05 and shall use the
19 average daily attendance as determined by the method outlined
20 in Section 18-8.05 and shall be certified and filed with the
21 regional superintendent by June 21 for districts with an
22 official school calendar end date before June 15 or within 2
23 weeks following the official school calendar end date for
24 districts with a school year end date of June 15 or later. The
25 regional superintendent shall certify and file with the State
26 Superintendent of Education district State aid claims by July 1
27 for districts with an official school calendar end date before
28 June 15 or no later than July 15 for districts with an official
29 school calendar end date of June 15 or later. Failure to so
30 file by these deadlines constitutes a forfeiture of the right
31 to receive payment by the State until such claim is filed and
32 vouchered for payment. The regional superintendent of schools
33 shall certify the county report of claims by July 15; and the

1 State Superintendent of Education shall voucher for payment
2 those claims to the State Comptroller as provided in Section
3 18-11.

4 Except as otherwise provided in this Section, if any school
5 district fails to provide the minimum school term specified in
6 Section 10-19, the State aid claim for that year shall be
7 reduced by the State Superintendent of Education in an amount
8 equivalent to .56818% for each day less than the number of days
9 required by this Code.

10 If the State Superintendent of Education determines that
11 the failure to provide the minimum school term was occasioned
12 by an act or acts of God, or was occasioned by conditions
13 beyond the control of the school district which posed a
14 hazardous threat to the health and safety of pupils, the State
15 aid claim need not be reduced.

16 If the State Superintendent of Education determines that
17 the failure to provide the minimum school term was due to a
18 school being closed on or after September 11, 2001 for more
19 than one-half day of attendance due to a bioterrorism or
20 terrorism threat that was investigated by a law enforcement
21 agency, the State aid claim shall not be reduced.

22 If, during any school day, (i) a school district has
23 provided at least one clock hour of instruction but must close
24 the schools due to adverse weather conditions or due to a
25 condition beyond the control of the school district that poses
26 a hazardous threat to the health and safety of pupils prior to
27 providing the minimum hours of instruction required for a full
28 day of attendance, or (ii) the school district must delay the
29 start of the school day due to adverse weather conditions and
30 this delay prevents the district from providing the minimum
31 hours of instruction required for a full day of attendance, the
32 partial day of attendance may be counted as a full day of
33 attendance. The partial day of attendance and the reasons
34 therefor shall be certified in writing within a month of the

1 closing or delayed start by the local school district
2 superintendent to the Regional Superintendent of Schools for
3 forwarding to the State Superintendent of Education for
4 approval.

5 If a school building is ordered to be closed by the school
6 board, in consultation with a local emergency response agency,
7 due to a condition that poses a hazardous threat to the health
8 and safety of pupils, then the school district shall have a
9 grace period of 4 days in which the general State aid claim
10 shall not be reduced so that alternative housing of the pupils
11 may be located.

12 No exception to the requirement of providing a minimum
13 school term may be approved by the State Superintendent of
14 Education pursuant to this Section unless a school district has
15 first used all emergency days provided for in its regular
16 calendar.

17 If the State Superintendent of Education declares that an
18 energy shortage exists during any part of the school year for
19 the State or a designated portion of the State, a district may
20 operate the school attendance centers within the district 4
21 days of the week during the time of the shortage by extending
22 each existing school day by one clock hour of school work, and
23 the State aid claim shall not be reduced, nor shall the
24 employees of that district suffer any reduction in salary or
25 benefits as a result thereof. A district may operate all
26 attendance centers on this revised schedule, or may apply the
27 schedule to selected attendance centers, taking into
28 consideration such factors as pupil transportation schedules
29 and patterns and sources of energy for individual attendance
30 centers.

31 No State aid claim may be filed for any district unless the
32 district superintendent executes and files with the State
33 Superintendent of Education, in the method prescribed by the
34 Superintendent, certification that the district has complied

1 with the requirements of Section 10-22.5 in regard to the
2 nonsegregation of pupils on account of color, creed, race, sex
3 or nationality.

4 No State aid claim may be filed for any district unless the
5 district superintendent executes and files with the State
6 Superintendent of Education, in the method prescribed by the
7 Superintendent, a sworn statement that to the best of his or
8 her knowledge or belief the employing or assigning personnel
9 have complied with Section 24-4 in all respects.

10 Electronically submitted State aid claims shall be
11 submitted by duly authorized district or regional individuals
12 over a secure network that is password protected. The
13 electronic submission of a State aid claim must be accompanied
14 with an affirmation that all of the provisions of Sections
15 18-8.05 through 18-9 ~~18-10~~, 10-22.5, and 24-4 of this Code are
16 met in all respects.

17 (Source: P.A. 92-661, eff. 7-16-02; 93-54, eff. 7-1-03.)

18 (105 ILCS 5/34-56) (from Ch. 122, par. 34-56)

19 Sec. 34-56. Amount to cover loss and cost of collecting tax
20 not added.

21 In ascertaining the rate per cent that will produce the
22 amount of any tax levied pursuant to the authority granted by
23 Section 34-53, ~~Sections 34-53 and 34-54~~ the county clerk
24 shall not add any amount to cover the loss and cost of
25 collecting the tax.

26 (Source: Laws 1961, p. 31.)

27 (105 ILCS 5/34-73) (from Ch. 122, par. 34-73)

28 Sec. 34-73. Certain taxes additional to maximum otherwise
29 authorized - not reducible. Each of the taxes authorized to be
30 levied by Sections 34-33, 34-39, 34-53.2, 34-53.3, 34-54.1,
31 34-57, 34-58, 34-60, 34-62, and 34-69, ~~and 34-72~~ of this Code,
32 and by Section 17-128 of the "Illinois Pension Code" shall be

1 in addition to and exclusive of the maximum of all other taxes
2 which the school district is authorized by law to levy upon the
3 aggregate valuation of all taxable property within the school
4 district or city and the county clerk in reducing taxes under
5 the provisions of the Property Tax Code shall not consider any
6 of such taxes therein authorized as a part of the tax levy of
7 the school district or city required to be included in the
8 aggregate of all taxes to be reduced and no reduction of any
9 tax levy made under the Property Tax Code shall diminish any
10 amount appropriated or levied for any such tax.

11 (Source: P.A. 88-670, eff. 12-2-94.)

12 (105 ILCS 5/34-74) (from Ch. 122, par. 34-74)

13 Sec. 34-74. Custody of school moneys. Except as provided in
14 Article ~~Articles~~ 34A ~~and 34B~~, and Section 34-29.2 of this Code,
15 all moneys raised by taxation for school purposes, or received
16 from the state common school fund, or from any other source for
17 school purposes, shall be held by the city treasurer,
18 ex-officio, as school treasurer, in separate funds for school
19 purposes, subject to the order of the board upon (i) its
20 warrants signed by its president and secretary and
21 countersigned by the mayor and city comptroller or (ii) its
22 checks, as defined in Section 3-104 of the Uniform Commercial
23 Code, signed by its president, secretary, and comptroller and
24 countersigned by the mayor and city comptroller.

25 (Source: P.A. 91-151, eff. 1-1-00.)

26 Section 25. The Public Community College Act is amended by
27 changing Section 2-12 as follows:

28 (110 ILCS 805/2-12) (from Ch. 122, par. 102-12)

29 Sec. 2-12. The State Board shall have the power and it
30 shall be its duty:

31 (a) To provide statewide planning for community colleges as

1 institutions of higher education and co-ordinate the programs,
2 services and activities of all community colleges in the State
3 so as to encourage and establish a system of locally initiated
4 and administered comprehensive community colleges.

5 (b) To organize and conduct feasibility surveys for new
6 community colleges or for the inclusion of existing
7 institutions as community colleges and the locating of new
8 institutions.

9 (c) To approve all locally funded capital projects for
10 which no State monies are required, in accordance with
11 standards established by rule.

12 (d) To cooperate with the community colleges in continuing
13 studies of student characteristics, admission standards,
14 grading policies, performance of transfer students,
15 qualification and certification of facilities and any other
16 problem of community college education.

17 (e) To enter into contracts with other governmental
18 agencies and eligible providers, such as local educational
19 agencies, community-based organizations of demonstrated
20 effectiveness, volunteer literacy organizations of
21 demonstrated effectiveness, institutions of higher education,
22 public and private nonprofit agencies, libraries, and public
23 housing authorities; to accept federal funds and to plan with
24 other State agencies when appropriate for the allocation of
25 such federal funds for instructional programs and student
26 services including such funds for adult education and adult
27 literacy, vocational and technical education, and retraining
28 as may be allocated by state and federal agencies for the aid
29 of community colleges. To receive, receipt for, hold in trust,
30 expend and administer, for all purposes of this Act, funds and
31 other aid made available by the federal government or by other
32 agencies public or private, subject to appropriation by the
33 General Assembly. The changes to this subdivision (e) made by
34 this amendatory Act of the 91st General Assembly apply on and

1 after July 1, 2001.

2 (f) To determine efficient and adequate standards for
3 community colleges for the physical plant, heating, lighting,
4 ventilation, sanitation, safety, equipment and supplies,
5 instruction and teaching, curriculum, library, operation,
6 maintenance, administration and supervision, and to grant
7 recognition certificates to community colleges meeting such
8 standards.

9 (g) To determine the standards for establishment of
10 community colleges and the proper location of the site in
11 relation to existing institutions of higher education offering
12 academic, occupational and technical training curricula,
13 possible enrollment, assessed valuation, industrial, business,
14 agricultural, and other conditions reflecting educational
15 needs in the area to be served; however, no community college
16 may be considered as being recognized nor may the establishment
17 of any community college be authorized in any district which
18 shall be deemed inadequate for the maintenance, in accordance
19 with the desirable standards thus determined, of a community
20 college offering the basic subjects of general education and
21 suitable vocational and semiprofessional and technical
22 curricula.

23 (h) To approve or disapprove new units of instruction,
24 research or public service as defined in Section 3-25.1 of this
25 Act submitted by the boards of trustees of the respective
26 community college districts of this State. The State Board may
27 discontinue programs which fail to reflect the educational
28 needs of the area being served. The community college district
29 shall be granted 60 days following the State Board staff
30 recommendation and prior to the State Board's action to respond
31 to concerns regarding the program in question. If the State
32 Board acts to abolish a community college program, the
33 community college district has a right to appeal the decision
34 in accordance with administrative rules promulgated by the

1 State Board under the provisions of the Illinois Administrative
2 Procedure Act.

3 (i) To participate in, to recommend approval or
4 disapproval, and to assist in the coordination of the programs
5 of community colleges participating in programs of
6 interinstitutional cooperation with other public or nonpublic
7 institutions of higher education. If the State Board does not
8 approve a particular cooperative agreement, the community
9 college district has a right to appeal the decision in
10 accordance with administrative rules promulgated by the State
11 Board under the provisions of the Illinois Administrative
12 Procedure Act.

13 (j) To establish guidelines regarding sabbatical leaves.

14 (k) To establish guidelines for the admission into special,
15 appropriate programs conducted or created by community
16 colleges for elementary and secondary school dropouts who have
17 received truant status from the school districts of this State
18 in compliance with Section 26-14 of The School Code.

19 (l) The Community College Board shall conduct a study of
20 community college teacher education courses to determine how
21 the community college system can increase its participation in
22 the preparation of elementary and secondary teachers.

23 (m) To establish by July 1, 1997 uniform financial
24 accounting and reporting standards and principles for
25 community colleges and develop procedures and systems for
26 community colleges for reporting financial data to the State
27 Board.

28 (n) To create and participate in the conduct and operation
29 of any corporation, joint venture, partnership, association,
30 or other organizational entity that has the power: (i) to
31 acquire land, buildings, and other capital equipment for the
32 use and benefit of the community colleges or their students;
33 (ii) to accept gifts and make grants for the use and benefit of
34 the community colleges or their students; (iii) to aid in the

1 instruction and education of students of community colleges;
2 and (iv) to promote activities to acquaint members of the
3 community with the facilities of the various community
4 colleges.

5 (o) On and after July 1, 2001, to ensure the effective
6 teaching of adults and to prepare them for success in
7 employment and lifelong learning by administering a network of
8 providers, programs, and services to provide adult basic
9 education, adult secondary/general education development,
10 English as a second language, and any other instruction
11 designed to prepare adult students to function successfully in
12 society and to experience success in postsecondary education
13 and the world of work. ~~In order to effect an orderly transition~~
14 ~~as provided under Section 10-22.19a of the School Code and~~
15 ~~Section 1-4 of the Adult Education Act, from July 1, 2000 until~~
16 ~~July 1, 2001, the State Board of Education shall coordinate~~
17 ~~administration of the powers and duties listed in this~~
18 ~~subdivision (o) with the State Board.~~

19 (p) On and after July 1, 2001, to supervise the
20 administration of adult education and adult literacy programs,
21 to establish the standards for such courses of instruction and
22 supervise the administration thereof, to contract with other
23 State and local agencies and eligible providers, such as local
24 educational agencies, community-based organizations of
25 demonstrated effectiveness, volunteer literacy organizations
26 of demonstrated effectiveness, institutions of higher
27 education, public and private nonprofit agencies, libraries,
28 and public housing authorities, for the purpose of promoting
29 and establishing classes for instruction under these programs,
30 to contract with other State and local agencies to accept and
31 expend appropriations for educational purposes to reimburse
32 local eligible providers for the cost of these programs, and to
33 establish an advisory council consisting of all categories of
34 eligible providers; agency partners, such as the State Board of

1 Education, the Department of Human Services, the Department of
2 Employment Security, and the Secretary of State literacy
3 program; and other stakeholders to identify, deliberate, and
4 make recommendations to the State Board on adult education
5 policy and priorities. ~~In order to effect an orderly transition~~
6 ~~as provided under Section 10-22.19a of the School Code and~~
7 ~~Section 1-4 of the Adult Education Act, from July 1, 2000 until~~
8 ~~July 1, 2001, the State Board of Education shall coordinate~~
9 ~~administration of the powers and duties listed in this~~
10 ~~subdivision (p) with the State Board.~~ The State Board shall
11 support statewide geographic distribution; diversity of
12 eligible providers; and the adequacy, stability, and
13 predictability of funding so as not to disrupt or diminish, but
14 rather to enhance, adult education by this change of
15 administration.

16 (Source: P.A. 91-830, eff. 7-1-00.)

17 (20 ILCS 3105/9.04 rep.)

18 Section 80. The Capital Development Board Act is amended by
19 repealing Section 9.04.

20 (105 ILCS 5/1A-6 rep.)

21 (105 ILCS 5/1B-21 rep.)

22 (105 ILCS 5/2-3.16 rep.)

23 (105 ILCS 5/2-3.35 rep.)

24 (105 ILCS 5/2-3.37 rep.)

25 (105 ILCS 5/2-3.38 rep.)

26 (105 ILCS 5/2-3.40 rep.)

27 (105 ILCS 5/2-3.43 rep.)

28 (105 ILCS 5/2-3.52 rep.)

29 (105 ILCS 5/2-3.54 rep.)

30 (105 ILCS 5/2-3.55 rep.)

31 (105 ILCS 5/2-3.55A rep.)

32 (105 ILCS 5/2-3.67 rep.)

- 1 (105 ILCS 5/2-3.68 rep.)
- 2 (105 ILCS 5/2-3.72 rep.)
- 3 (105 ILCS 5/2-3.82 rep.)
- 4 (105 ILCS 5/2-3.85 rep.)
- 5 (105 ILCS 5/2-3.88 rep.)
- 6 (105 ILCS 5/2-3.90 rep.)
- 7 (105 ILCS 5/2-3.91 rep.)
- 8 (105 ILCS 5/2-3.100 rep.)
- 9 (105 ILCS 5/2-3.101 rep.)
- 10 (105 ILCS 5/2-3.106 rep.)
- 11 (105 ILCS 5/2-3.110 rep.)
- 12 (105 ILCS 5/2-3.113 rep.)
- 13 (105 ILCS 5/2-3.114 rep.)
- 14 (105 ILCS 5/2-3.123 rep.)
- 15 (105 ILCS 5/7-03 rep.)
- 16 (105 ILCS 5/Art. 7C rep.)
- 17 (105 ILCS 5/10-20.2b rep.)
- 18 (105 ILCS 5/10-20.9 rep.)
- 19 (105 ILCS 5/10-20.16 rep.)
- 20 (105 ILCS 5/10-20.25 rep.)
- 21 (105 ILCS 5/10-22.16 rep.)
- 22 (105 ILCS 5/10-22.17 rep.)
- 23 (105 ILCS 5/10-22.19a rep.)
- 24 (105 ILCS 5/10-22.38a rep.)
- 25 (105 ILCS 5/10-23.9 rep.)
- 26 (105 ILCS 5/13-1 rep.)
- 27 (105 ILCS 5/13-2 rep.)
- 28 (105 ILCS 5/13-3 rep.)
- 29 (105 ILCS 5/13-4 rep.)
- 30 (105 ILCS 5/13-5 rep.)
- 31 (105 ILCS 5/13-6 rep.)
- 32 (105 ILCS 5/13-7 rep.)
- 33 (105 ILCS 5/13-8 rep.)
- 34 (105 ILCS 5/13-9 rep.)

- 1 (105 ILCS 5/13-10 rep.)
- 2 (105 ILCS 5/13-11 rep.)
- 3 (105 ILCS 5/13-36 rep.)
- 4 (105 ILCS 5/14-3.02 rep.)
- 5 (105 ILCS 5/14-3.03 rep.)
- 6 (105 ILCS 5/14-12.02 rep.)
- 7 (105 ILCS 5/14C-2.1 rep.)
- 8 (105 ILCS 5/17-2.2b rep.)
- 9 (105 ILCS 5/17-2.5 rep.)
- 10 (105 ILCS 5/17-2.6 rep.)
- 11 (105 ILCS 5/17-2.11b rep.)
- 12 (105 ILCS 5/17-3.1 rep.)
- 13 (105 ILCS 5/17-3.3 rep.)
- 14 (105 ILCS 5/17-8.01 rep.)
- 15 (105 ILCS 5/17-9.01 rep.)
- 16 (105 ILCS 5/17-13 rep.)
- 17 (105 ILCS 5/18-8.7 rep.)
- 18 (105 ILCS 5/18-10 rep.)
- 19 (105 ILCS 5/22-4 rep.)
- 20 (105 ILCS 5/22-9 rep.)
- 21 (105 ILCS 5/22-26 rep.)
- 22 (105 ILCS 5/24-19 rep.)
- 23 (105 ILCS 5/24-20 rep.)
- 24 (105 ILCS 5/24-22 rep.)
- 25 (105 ILCS 5/27-16 rep.)
- 26 (105 ILCS 5/28-3 rep.)
- 27 (105 ILCS 5/29-17 rep.)
- 28 (105 ILCS 5/29-18 rep.)
- 29 (105 ILCS 5/30-6 rep.)
- 30 (105 ILCS 5/30-14.1 rep.)
- 31 (105 ILCS 5/32-4.10a rep.)
- 32 (105 ILCS 5/34-21.5 rep.)
- 33 (105 ILCS 5/34-22.8 rep.)
- 34 (105 ILCS 5/34-42.1 rep.)

1 (105 ILCS 5/34-42.2 rep.)

2 (105 ILCS 5/34-54 rep.)

3 (105 ILCS 5/34-72 rep.)

4 (105 ILCS 5/34-87 rep.)

5 (105 ILCS 5/Art. 34B rep.)

6 (105 ILCS 5/Art. 35 rep.)

7 Section 85. The School Code is amended by repealing
8 Sections 1A-6, 1B-21, 2-3.16, 2-3.35, 2-3.37, 2-3.38, 2-3.40,
9 2-3.43, 2-3.52, 2-3.54, 2-3.55, 2-3.55A, 2-3.67, 2-3.68,
10 2-3.72, 2-3.82, 2-3.85, 2-3.88, 2-3.90, 2-3.91, 2-3.100,
11 2-3.101, 2-3.106, 2-3.110, 2-3.113, 2-3.114, 2-3.123, 7-03,
12 10-20.2b, 10-20.9, 10-20.16, 10-20.25, 10-22.16, 10-22.17,
13 10-22.19a, 10-22.38a, 10-23.9, 13-1, 13-2, 13-3, 13-4, 13-5,
14 13-6, 13-7, 13-8, 13-9, 13-10, 13-11, 13-36, 14-3.02, 14-3.03,
15 14-12.02, 14C-2.1, 17-2.2b, 17-2.5, 17-2.6, 17-2.11b, 17-3.1,
16 17-3.3, 17-8.01, 17-9.01, 17-13, 18-8.7, 18-10, 22-4, 22-9,
17 22-26, 24-19, 24-20, 24-22, 27-16, 28-3, 29-17, 29-18, 30-6,
18 30-14.1, 32-4.10a, 34-21.5, 34-22.8, 34-42.1, 34-42.2, 34-54,
19 34-72, and 34-87 and Articles 7C, 34B, and 35.

20 (105 ILCS 205/Act rep.)

21 Section 90. The School District Educational Effectiveness
22 and Fiscal Efficiency Act is repealed.

23 Section 95. Saving clause. Any repeal made by this Act
24 shall not affect or impair any of the following: suits pending
25 or rights existing at the time this Act takes effect; any grant
26 or conveyance made or right acquired or cause of action now
27 existing under any Section, Article, or Act repealed by this
28 Act; the validity of any bonds or other obligations issued or
29 sold and constituting valid obligations of the issuing
30 authority at the time this Act takes effect; the validity of
31 any contract; the validity of any tax levied under any law in
32 effect prior to the effective date of this Act; or any offense

1 committed, act done, penalty, punishment, or forfeiture
2 incurred or any claim, right, power, or remedy accrued under
3 any law in effect prior to the effective date of this Act. The
4 repeal of any curative or validating Act under this Act shall
5 not affect the corporate existence or powers of any school
6 district lawfully validated thereby.".