



Rep. Patricia R. Bellock

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LRB095 06943 NHT 48297 a

1 AMENDMENT TO HOUSE BILL 3203

2 AMENDMENT NO. _____. Amend House Bill 3203 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Section
5 29-5 as follows:

6 (105 ILCS 5/29-5) (from Ch. 122, par. 29-5)

7 Sec. 29-5. Reimbursement by State for transportation. Any
8 school district, maintaining a school, transporting resident
9 pupils to another school district's vocational program,
10 offered through a joint agreement approved by the State Board
11 of Education, as provided in Section 10-22.22 or transporting
12 its resident pupils to a school which meets the standards for
13 recognition as established by the State Board of Education
14 which provides transportation meeting the standards of safety,
15 comfort, convenience, efficiency and operation prescribed by
16 the State Board of Education for resident pupils in

1 kindergarten or any of grades 1 through 12 who: (a) reside at
2 least 1 1/2 miles as measured by the customary route of travel,
3 from the school attended; or (b) reside in areas where
4 conditions are such that walking constitutes a hazard to the
5 safety of the child when determined under Section 29-3; and (c)
6 are transported to the school attended from pick-up points at
7 the beginning of the school day and back again at the close of
8 the school day or transported to and from their assigned
9 attendance centers during the school day, shall be reimbursed
10 by the State as hereinafter provided in this Section.

11 The State will pay the cost of transporting eligible pupils
12 less the assessed valuation in a dual school district
13 maintaining secondary grades 9 to 12 inclusive times a
14 qualifying rate of .05%; in elementary school districts
15 maintaining grades K to 8 times a qualifying rate of .06%; in
16 unit districts maintaining grades K to 12 times a qualifying
17 rate of .07%. To be eligible to receive reimbursement in excess
18 of 4/5 of the cost to transport eligible pupils, a school
19 district shall have a Transportation Fund tax rate of at least
20 .12%. If a school district does not have a .12% Transportation
21 Fund tax rate, the amount of its claim in excess of 4/5 of the
22 cost of transporting pupils shall be reduced by the sum arrived
23 at by subtracting the Transportation Fund tax rate from .12%
24 and multiplying that amount by the districts equalized or
25 assessed valuation, provided, that in no case shall said
26 reduction result in reimbursement of less than 4/5 of the cost

1 to transport eligible pupils.

2 The minimum amount to be received by a district is \$16
3 times the number of eligible pupils transported.

4 Any such district transporting resident pupils during the
5 school day to an area vocational school or another school
6 district's vocational program more than 1 1/2 miles from the
7 school attended, as provided in Sections 10-22.20a and
8 10-22.22, shall be reimbursed by the State for 4/5 of the cost
9 of transporting eligible pupils.

10 School day means that period of time which the pupil is
11 required to be in attendance for instructional purposes.

12 If a pupil is at a location within the school district
13 other than his residence for child care purposes at the time
14 for transportation to school, that location may be considered
15 for purposes of determining the 1 1/2 miles from the school
16 attended.

17 Claims for reimbursement that include children who attend
18 any school other than a public school shall show the number of
19 such children transported.

20 Claims for reimbursement under this Section shall not be
21 paid for the transportation of pupils for whom transportation
22 costs are claimed for payment under other Sections of this Act.

23 The allowable direct cost of transporting pupils for
24 regular, vocational, and special education pupil
25 transportation shall be limited to the sum of the cost of
26 physical examinations required for employment as a school bus

1 driver; the salaries of full or part-time drivers and school
2 bus maintenance personnel; employee benefits excluding
3 Illinois municipal retirement payments, social security
4 payments, unemployment insurance payments and workers'
5 compensation insurance premiums; expenditures to independent
6 carriers who operate school buses; payments to other school
7 districts for pupil transportation services; pre-approved
8 contractual expenditures for computerized bus scheduling; the
9 cost of gasoline, oil, tires, and other supplies necessary for
10 the operation of school buses; the cost of converting buses'
11 gasoline engines to more fuel efficient engines or to engines
12 which use alternative energy sources; the cost of travel to
13 meetings and workshops conducted by the regional
14 superintendent or the State Superintendent of Education
15 pursuant to the standards established by the Secretary of State
16 under Section 6-106 of the Illinois Vehicle Code to improve the
17 driving skills of school bus drivers; the cost of maintenance
18 of school buses including parts and materials used;
19 expenditures for leasing transportation vehicles, except
20 interest and service charges; the cost of insurance and
21 licenses for transportation vehicles; expenditures for the
22 rental of transportation equipment; plus a depreciation
23 allowance of 20% for 5 years for school buses and vehicles
24 approved for transporting pupils to and from school and a
25 depreciation allowance of 10% for 10 years for other
26 transportation equipment so used. Each school year, if a school

1 district has made expenditures to the Regional Transportation
2 Authority or any of its service boards, a mass transit
3 district, or an urban transportation district under an
4 intergovernmental agreement with the district to provide for
5 the transportation of pupils and if the public transit carrier
6 received direct payment for services or passes from a school
7 district within its service area during the 2000-2001 school
8 year, then the allowable direct cost of transporting pupils for
9 regular, vocational, and special education pupil
10 transportation shall also include the expenditures that the
11 district has made to the public transit carrier. In addition to
12 the above allowable costs school districts shall also claim all
13 transportation supervisory salary costs, including Illinois
14 municipal retirement payments, and all transportation related
15 building and building maintenance costs without limitation.

16 Special education allowable costs shall also include
17 expenditures for the salaries of attendants or aides for that
18 portion of the time they assist special education pupils while
19 in transit and expenditures for parents and public carriers for
20 transporting special education pupils when pre-approved by the
21 State Superintendent of Education.

22 Indirect costs shall be included in the reimbursement claim
23 for districts which own and operate their own school buses.
24 Such indirect costs shall include administrative costs, or any
25 costs attributable to transporting pupils from their
26 attendance centers to another school building for

1 instructional purposes. No school district which owns and
2 operates its own school buses may claim reimbursement for
3 indirect costs which exceed 5% of the total allowable direct
4 costs for pupil transportation.

5 The State Board of Education shall prescribe uniform
6 regulations for determining the above standards and shall
7 prescribe forms of cost accounting and standards of determining
8 reasonable depreciation. Such depreciation shall include the
9 cost of equipping school buses with the safety features
10 required by law or by the rules, regulations and standards
11 promulgated by the State Board of Education, and the Department
12 of Transportation for the safety and construction of school
13 buses provided, however, any equipment cost reimbursed by the
14 Department of Transportation for equipping school buses with
15 such safety equipment shall be deducted from the allowable cost
16 in the computation of reimbursement under this Section in the
17 same percentage as the cost of the equipment is depreciated.

18 On or before August 15, annually, the chief school
19 administrator for the district shall certify to the State
20 Superintendent of Education the district's claim for
21 reimbursement for the school year ending on June 30 next
22 preceding. The State Superintendent of Education shall check
23 and approve the claims and prepare the vouchers showing the
24 amounts due for district reimbursement claims. Each fiscal
25 year, the State Superintendent of Education shall prepare and
26 transmit the first 3 vouchers to the Comptroller on the 30th

1 day of September, December and March, respectively, and the
2 final voucher, no later than June 20.

3 If the amount appropriated for transportation
4 reimbursement is insufficient to fund total claims for any
5 fiscal year, the State Board of Education shall reduce each
6 school district's allowable costs and flat grant amount
7 proportionately to make total adjusted claims equal the total
8 amount appropriated.

9 For purposes of calculating claims for reimbursement under
10 this Section for any school year beginning July 1, 1998, or
11 thereafter, the equalized assessed valuation for a school
12 district used to compute reimbursement shall be computed in the
13 same manner as it is computed under paragraph (2) of subsection
14 (G) of Section 18-8.05.

15 All reimbursements received from the State shall be
16 deposited into the district's transportation fund or into the
17 fund from which the allowable expenditures were made.

18 Notwithstanding any other provision of law, any school
19 district receiving a payment under this Section or under
20 Section 14-7.02, 14-7.02b, or 14-13.01 of this Code may
21 classify all or a portion of the funds that it receives in a
22 particular fiscal year or from general State aid pursuant to
23 Section 18-8.05 of this Code as funds received in connection
24 with any funding program for which it is entitled to receive
25 funds from the State in that fiscal year (including, without
26 limitation, any funding program referenced in this Section),

1 regardless of the source or timing of the receipt. The district
2 may not classify more funds as funds received in connection
3 with the funding program than the district is entitled to
4 receive in that fiscal year for that program. Any
5 classification by a district must be made by a resolution of
6 its board of education. The resolution must identify the amount
7 of any payments or general State aid to be classified under
8 this paragraph and must specify the funding program to which
9 the funds are to be treated as received in connection
10 therewith. This resolution is controlling as to the
11 classification of funds referenced therein. A certified copy of
12 the resolution must be sent to the State Superintendent of
13 Education. The resolution shall still take effect even though a
14 copy of the resolution has not been sent to the State
15 Superintendent of Education in a timely manner. No
16 classification under this paragraph by a district shall affect
17 the total amount or timing of money the district is entitled to
18 receive under this Code. No classification under this paragraph
19 by a district shall in any way relieve the district from or
20 affect any requirements that otherwise would apply with respect
21 to that funding program, including any accounting of funds by
22 source, reporting expenditures by original source and purpose,
23 reporting requirements, or requirements of providing services.

24 Any school district receiving funds under this Article
25 shall use those funds for (i) any purposes allowed by the Safe
26 Routes to School Construction Program under Section 2705-317 of

1 the Department of Transportation Law of the Civil
2 Administrative Code of Illinois or (ii) for the provision of
3 transportation services required or allowed by this Article.
4 ~~Any school district with a population of not more than 500,000~~
5 ~~must deposit all funds received under this Article into the~~
6 ~~transportation fund and use those funds for the provision of~~
7 ~~transportation services.~~

8 (Source: P.A. 93-166, eff. 7-10-03; 93-663, eff. 2-17-04;
9 93-1022, eff. 8-24-04; 94-875, eff. 7-1-06.)

10 Section 99. Effective date. This Act takes effect upon
11 becoming law.".