



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB4588

by Rep. Elaine Nekritz

SYNOPSIS AS INTRODUCED:

105 ILCS 5/3-0.01	from Ch. 122, par. 3-0.01
105 ILCS 5/3A-1	from Ch. 122, par. 3A-1
105 ILCS 5/3A-17 rep.	

Amends the School Code. Provides that beginning on the effective date of the amendatory Act, the regional office of education for the portion of Cook County that does not include Chicago is abolished and transfers all powers and duties of that region to the State Board of Education. Repeals a provision concerning the regional office of education oversight board in Class II counties. Effective immediately.

LRB096 13290 MJR 27955 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by changing Sections
5 3-0.01 and 3A-1 as follows:

6 (105 ILCS 5/3-0.01) (from Ch. 122, par. 3-0.01)

7 Sec. 3-0.01. "County superintendent of schools" and
8 "regional superintendent of schools" defined - Application of
9 Article.

10 (a) Except as otherwise provided by subsection (b), after
11 the effective date of this amendatory Act of 1975, the chief
12 administrative officer of an educational service region shall
13 be designated and referred to as the "regional superintendent
14 of schools" or the "regional superintendent" and after the
15 effective date of this amendatory Act of 1993 the office held
16 by the chief administrative officer shall be designated and
17 referred to as the "regional office of education". For purposes
18 of the School Code and except as otherwise provided by
19 subsection (b), any reference to "county superintendent of
20 schools" or "county superintendent" means the regional
21 superintendent of schools.

22 (b) ~~In subject to subsection (b-1), in~~ educational service
23 regions containing 2,000,000 or more inhabitants, the office of

1 regional superintendent of schools is abolished on July 1,
2 1994. On and after that date in each educational service region
3 in which the office of regional superintendent of schools is so
4 abolished all rights, powers, duties and responsibilities
5 theretofore vested by law in, and exercised and performed by
6 the regional superintendent of schools and by any assistant
7 regional superintendents or other assistants or employees in
8 the office of the regional superintendent of schools so
9 abolished shall be vested in, exercised and performed by the
10 State Board of Education through the office of the State
11 Superintendent of Education. Upon abolition of the office of
12 regional superintendent of schools in an educational service
13 region containing 2,000,000 or more inhabitants: (i) all books,
14 records, maps, papers and other documents belonging to or
15 subject to the control or disposition of the former regional
16 superintendent of schools by virtue of his office shall be
17 transferred and delivered to the State Board of Education; (ii)
18 possession or control over all moneys, deposits and accounts in
19 the possession or subject to the control or disposition of the
20 former regional superintendent of schools by virtue of his
21 office, including but not limited to undistributed or
22 unexpended moneys drawn from, and all amounts on deposit in,
23 the county, institute and supervisory expense funds, shall be
24 transferred to and placed under the control and disposition of
25 the State Board of Education, excepting only those moneys or
26 accounts, if any, the source of which is the county treasury;

1 and (iii) all other equipment, furnishings, supplies and other
2 personal property belonging to or subject to the control or
3 disposition of the former regional superintendent of schools by
4 virtue of his office, excepting only those items which were
5 provided by the county board, shall be transferred and
6 delivered to the State Board of Education. From and after July
7 1, 1994, any reference in the School Code or any other law of
8 this State to "regional superintendent of schools" or "regional
9 superintendent", or "county superintendent of schools" or
10 "county superintendent" shall mean, with respect to any
11 educational service region containing 2,000,000 or more
12 inhabitants in which the office of regional superintendent of
13 schools is abolished, the State Board of Education serving
14 through the office of the State Superintendent of Education as
15 the chief administrative entity of an educational service
16 region. In educational service regions serving that portion of
17 a Class II county outside of a city of 500,000 or more
18 population, the regional office of education is abolished on
19 the effective date of this amendatory Act of the 96th General
20 Assembly. On and after the effective date of this amendatory
21 Act of the 96th General Assembly in each educational service
22 region in which the office of regional superintendent of
23 schools is so abolished all rights, powers, duties, and
24 responsibilities theretofore vested by law in, and exercised
25 and performed by the regional superintendent of schools and by
26 any assistant regional superintendents or other assistants or

1 employees in the office of the regional superintendent of
2 schools so abolished shall be vested in, exercised and
3 performed by the State Board of Education through the office of
4 the State Superintendent of Education. Upon abolition of the
5 office of regional superintendent of schools in an educational
6 service region containing 2,000,000 or more inhabitants: (i)
7 all books, records, maps, papers and other documents belonging
8 to or subject to the control or disposition of the former
9 regional superintendent of schools by virtue of his office
10 shall be transferred and delivered to the State Board of
11 Education; (ii) possession or control over all moneys, deposits
12 and accounts in the possession or subject to the control or
13 disposition of the former regional superintendent of schools by
14 virtue of his office, including but not limited to
15 undistributed or unexpended moneys drawn from, and all amounts
16 on deposit in, the county, institute and supervisory expense
17 funds, shall be transferred to and placed under the control and
18 disposition of the State Board of Education, excepting only
19 those moneys or accounts, if any, the source of which is the
20 county treasury; and (iii) all other equipment, furnishings,
21 supplies and other personal property belonging to or subject to
22 the control or disposition of the former regional
23 superintendent of schools by virtue of his office, excepting
24 only those items which were provided by the county board, shall
25 be transferred and delivered to the State Board of Education.
26 Upon and after the first Monday of August 1995, references in

1 ~~this Code and elsewhere to educational service regions of~~
2 ~~2,000,000 or fewer inhabitants shall exclude any educational~~
3 ~~service region containing a city of 500,000 or more inhabitants~~
4 ~~and references in this Code and elsewhere to educational~~
5 ~~service regions of 2,000,000 or more inhabitants shall mean an~~
6 ~~educational service region containing a city of 500,000 or more~~
7 ~~inhabitants regardless of the actual population of the region.~~

8 (b-1) (Blank). ~~References to "regional superintendent"~~
9 ~~shall also include the regional superintendent of schools in~~
10 ~~regions serving that portion of a Class II county outside a~~
11 ~~city of 500,000 or more population elected at the general~~
12 ~~election in 1994 and every 4 years thereafter.~~

13 (c) This Article applies to the regional superintendent of
14 a multicounty educational service region formed under Article
15 3A as well as to a single county or partial county region,
16 except that in case of conflict between the provisions of this
17 Article and of Article 3A in the case of a multicounty region,
18 the provisions of Article 3A shall apply. Any reference to
19 "county" or to "educational service region" in this Article
20 means a regional office of education.

21 (Source: P.A. 87-654; 87-895; 87-1251; 88-89.)

22 (105 ILCS 5/3A-1) (from Ch. 122, par. 3A-1)

23 Sec. 3A-1. County or portion of county as educational
24 service region. Each county of the State shall, except as
25 otherwise provided in this Article, be designated as an

1 educational service region, referred to in this Article as a
2 "region". ~~Beginning the first Monday of August, 1995, that~~
3 ~~portion of a Class II county outside a city of at least 500,000~~
4 ~~shall constitute a region. References in this Code to a county~~
5 ~~as a region shall also mean a portion of a county as a region~~
6 ~~when appropriate.~~

7 (Source: P.A. 88-89.)

8 (105 ILCS 5/3A-17 rep.)

9 Section 10. The School Code is amended by repealing Section
10 3A-17.

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