



Rep. Linda Chapa LaVia

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09700HB0595ham003

LRB097 03428 RPM 54398 a

1 AMENDMENT TO HOUSE BILL 595

2 AMENDMENT NO. _____. Amend House Bill 595 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Section
5 7-04 as follows:

6 (105 ILCS 5/7-04) (from Ch. 122, par. 7-04)

7 Sec. 7-04. Districts in educational service regions of
8 2,000,000 or more inhabitants.

9 (a) In all proceedings under this Article to change by
10 detachment, annexation, division, dissolution, or any
11 combination of those methods the boundaries of any school
12 district (other than a school district organized under Article
13 34) located in an educational service region of 2,000,000 or
14 more inhabitants in which the regional board of school trustees
15 is abolished as provided in subsection (a) of Section 6-2, the
16 trustees of schools of the township in which that school

1 district is located, as the successor under subsection (b) of
2 Section 6-2 to the former regional board of school trustees
3 with respect to all territory located in that school township,
4 shall have, exercise, and perform all powers, duties, and
5 responsibilities required under this Article to be exercised
6 and performed in those proceedings by a regional board of
7 school trustees; provided that if any school district affected
8 by those proceedings is located in a school township referred
9 to in subsection (b) of Section 5-1 and there are no trustees
10 of schools acting in that township, then the governing board of
11 the educational service center established pursuant to Section
12 2-3.62 of this Code where the detaching territory is located
13 ~~school board of any such district, as the successor under~~
14 ~~subsection (b) of Section 6 2 to the former regional board of~~
15 ~~school trustees with respect to the territory comprising that~~
16 ~~school district,~~ shall have, exercise, and perform all powers,
17 duties, and responsibilities required under this Article to be
18 exercised and performed in those proceedings with respect to
19 the territory of that school district by a regional board of
20 school trustees; and provided further that: (i) when any school
21 district affected by those proceedings is located not only in
22 an educational service region of 2,000,000 or more inhabitants
23 but also in 2 or more school townships in that region that each
24 have trustees of schools of the township, then the boundaries
25 of that school district may be changed under this Article by
26 detachment, annexation, division, dissolution, or any

1 combination of those methods only by the concurrent action of,
2 taken following a joint hearing before the trustees of schools
3 of those townships (in that educational service region) in
4 which that school district is located; and (ii) if any part of
5 the school district referred to in item (i) of this subsection
6 also lies within an educational service region that has a
7 regional board of school trustees, the boundaries of that
8 district may be changed under this Article only by the
9 concurrent action of, taken following a joint hearing before
10 the trustees of schools of the townships referred to in item
11 (i) of this subsection and the regional board of school
12 trustees of the educational service region referred to in this
13 item (ii) of this subsection. Whenever concurrent action and
14 joint hearings are required under this subsection, the original
15 petition shall be filed with the trustees of schools of the
16 township in which the territory or greatest portion of the
17 territory being detached is located, or if the territory is
18 being detached from more than one educational service region
19 then with the regional board of school trustees of the region
20 or the trustees of schools of the township in which the
21 territory or greatest portion of the territory being detached
22 is located.

23 (b) Except as otherwise provided in this Section, all other
24 provisions of this Article shall apply to any proceedings under
25 this Article to change the boundaries of any school district
26 located in an educational service region having 2,000,000 or

1 more inhabitants in the same manner that those provisions apply
2 to any proceedings to change the boundaries of any school
3 district located in any other educational service region;
4 provided, that any reference in those other provisions to the
5 regional board of school trustees shall mean, with respect to
6 all territory within an educational service region containing
7 2,000,000 or more inhabitants that formerly was served by a
8 regional board of school trustees abolished under subsection
9 (a) of Section 6-2, the trustees of schools of the township ~~or~~
10 ~~the school board of the school district~~ that is the successor
11 under subsection (b) of Section 6-2 to the former regional
12 board of school trustees with respect to the territory included
13 within that school township or school district or the governing
14 board of the educational service center established pursuant to
15 Section 2-3.62 of this Code where the detaching territory is
16 located when any school district affected by those proceedings
17 is located in a school township referred to in subsection (b)
18 of Section 5-1 of this Code and there are no trustees of
19 schools acting in that township. The executive director of the
20 educational service center shall appoint 3 members from the
21 governing board of the educational service center to
22 participate in the hearing. Individuals serving on the hearing
23 panel may not reside in the area affected by the petition or be
24 employed or serve as a school board member in the school
25 districts affected by the petition.

26 (Source: P.A. 87-969.)

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.".