

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 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  
17 district is located, as the successor under subsection (b) of  
18 Section 6-2 to the former regional board of school trustees  
19 with respect to all territory located in that school township,  
20 shall have, exercise, and perform all powers, duties, and  
21 responsibilities required under this Article to be exercised  
22 and performed in those proceedings by a regional board of  
23 school trustees; provided that if any school district affected

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

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

16 (b) Except as otherwise provided in this Section, all other  
17 provisions of this Article shall apply to any proceedings under  
18 this Article to change the boundaries of any school district  
19 located in an educational service region having 2,000,000 or  
20 more inhabitants in the same manner that those provisions apply  
21 to any proceedings to change the boundaries of any school  
22 district located in any other educational service region;  
23 provided, that any reference in those other provisions to the  
24 regional board of school trustees shall mean, with respect to  
25 all territory within an educational service region containing  
26 2,000,000 or more inhabitants that formerly was served by a

1 regional board of school trustees abolished under subsection  
2 (a) of Section 6-2, the trustees of schools of the township ~~or~~  
3 ~~the school board of the school district~~ that is the successor  
4 under subsection (b) of Section 6-2 to the former regional  
5 board of school trustees with respect to the territory included  
6 within that school township or school district or the governing  
7 board of the educational service center established pursuant to  
8 Section 2-3.62 of this Code where the detaching territory is  
9 located when any school district affected by those proceedings  
10 is located in a school township referred to in subsection (b)  
11 of Section 5-1 of this Code and there are no trustees of  
12 schools acting in that township. The executive director of the  
13 educational service center shall appoint 3 members from the  
14 governing board of the educational service center to  
15 participate in the hearing. Individuals serving on the hearing  
16 panel may not reside in the area affected by the petition or be  
17 employed or serve as a school board member in the school  
18 districts affected by the petition.

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

20 Section 99. Effective date. This Act takes effect upon  
21 becoming law.