



Rep. Sidney H. Mathias

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1 AMENDMENT TO HOUSE BILL 3281

2 AMENDMENT NO. _____. Amend House Bill 3281 on page 1,
3 lines 4 and 5, by replacing "Section 10-22.6" with "Sections
4 10-22.6 and 34-19"; and

5 on page 6, immediately below line 20, by inserting the
6 following:

7 (105 ILCS 5/34-19) (from Ch. 122, par. 34-19)

8 Sec. 34-19. By-laws, rules and regulations; business
9 transacted at regular meetings; voting; records. The board
10 shall, subject to the limitations in this Article, establish
11 by-laws, rules and regulations, which shall have the force of
12 ordinances, for the proper maintenance of a uniform system of
13 discipline for both employees and pupils, and for the entire
14 management of the schools, and may fix the school age of
15 pupils, the minimum of which in kindergartens shall not be
16 under 4 years, except that, based upon an assessment of the

1 child's readiness, children who have attended a non-public
2 preschool and continued their education at that school through
3 kindergarten, were taught in kindergarten by an appropriately
4 certified teacher, and will attain the age of 6 years on or
5 before December 31 of the year of the 2009-2010 school term and
6 each school term thereafter may attend first grade upon
7 commencement of such term, and in grade schools shall not be
8 under 6 years. It may expel, suspend or, subject to the
9 limitations of all policies established or adopted under
10 Section 14-8.05, otherwise discipline any pupil found guilty of
11 gross disobedience, misconduct or other violation of the
12 by-laws, rules and regulations, including gross disobedience
13 or misconduct perpetuated by electronic means. The bylaws,
14 rules and regulations of the board shall be enacted, money
15 shall be appropriated or expended, salaries shall be fixed or
16 changed, and textbooks, electronic textbooks, and courses of
17 instruction shall be adopted or changed only at the regular
18 meetings of the board and by a vote of a majority of the full
19 membership of the board; provided that notwithstanding any
20 other provision of this Article or the School Code, neither the
21 board or any local school council may purchase any textbook for
22 use in any public school of the district from any textbook
23 publisher that fails to furnish any computer diskettes as
24 required under Section 28-21. Funds appropriated for textbook
25 purchases must be available for electronic textbook purchases
26 and the technological equipment necessary to gain access to and

1 use electronic textbooks at the local school council's
2 discretion. The board shall be further encouraged to provide
3 opportunities for public hearing and testimony before the
4 adoption of bylaws, rules and regulations. Upon all
5 propositions requiring for their adoption at least a majority
6 of all the members of the board the yeas and nays shall be
7 taken and reported. The by-laws, rules and regulations of the
8 board shall not be repealed, amended or added to, except by a
9 vote of 2/3 of the full membership of the board. The board
10 shall keep a record of all its proceedings. Such records and
11 all by-laws, rules and regulations, or parts thereof, may be
12 proved by a copy thereof certified to be such by the secretary
13 of the board, but if they are printed in book or pamphlet form
14 which are purported to be published by authority of the board
15 they need not be otherwise published and the book or pamphlet
16 shall be received as evidence, without further proof, of the
17 records, by-laws, rules and regulations, or any part thereof,
18 as of the dates thereof as shown in such book or pamphlet, in
19 all courts and places where judicial proceedings are had.

20 Notwithstanding any other provision in this Article or in
21 the School Code, the board may delegate to the general
22 superintendent or to the attorney the authorities granted to
23 the board in the School Code, provided such delegation and
24 appropriate oversight procedures are made pursuant to board
25 by-laws, rules and regulations, adopted as herein provided,
26 except that the board may not delegate its authorities and

1 responsibilities regarding (1) budget approval obligations;
2 (2) rule-making functions; (3) desegregation obligations; (4)
3 real estate acquisition, sale or lease in excess of 10 years as
4 provided in Section 34-21; (5) the levy of taxes; or (6) any
5 mandates imposed upon the board by "An Act in relation to
6 school reform in cities over 500,000, amending Acts herein
7 named", approved December 12, 1988 (P.A. 85-1418).
8 (Source: P.A. 96-864, eff. 1-21-10; 96-1403, eff. 7-29-10.)".