



Sen. James F. Clayborne, Jr.

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09800HB1002sam001

LRB098 07328 NHT 49082 a

1 AMENDMENT TO HOUSE BILL 1002

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1002 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Section  
5 19-1 as follows:

6 (105 ILCS 5/19-1)

7 Sec. 19-1. Debt limitations of school districts.

8 (a) School districts shall not be subject to the provisions  
9 limiting their indebtedness prescribed in "An Act to limit the  
10 indebtedness of counties having a population of less than  
11 500,000 and townships, school districts and other municipal  
12 corporations having a population of less than 300,000",  
13 approved February 15, 1928, as amended.

14 No school districts maintaining grades K through 8 or 9  
15 through 12 shall become indebted in any manner or for any  
16 purpose to an amount, including existing indebtedness, in the

1 aggregate exceeding 6.9% on the value of the taxable property  
2 therein to be ascertained by the last assessment for State and  
3 county taxes or, until January 1, 1983, if greater, the sum  
4 that is produced by multiplying the school district's 1978  
5 equalized assessed valuation by the debt limitation percentage  
6 in effect on January 1, 1979, previous to the incurring of such  
7 indebtedness.

8 No school districts maintaining grades K through 12 shall  
9 become indebted in any manner or for any purpose to an amount,  
10 including existing indebtedness, in the aggregate exceeding  
11 13.8% on the value of the taxable property therein to be  
12 ascertained by the last assessment for State and county taxes  
13 or, until January 1, 1983, if greater, the sum that is produced  
14 by multiplying the school district's 1978 equalized assessed  
15 valuation by the debt limitation percentage in effect on  
16 January 1, 1979, previous to the incurring of such  
17 indebtedness.

18 No partial elementary unit district, as defined in Article  
19 11E of this Code, shall become indebted in any manner or for  
20 any purpose in an amount, including existing indebtedness, in  
21 the aggregate exceeding 6.9% of the value of the taxable  
22 property of the entire district, to be ascertained by the last  
23 assessment for State and county taxes, plus an amount,  
24 including existing indebtedness, in the aggregate exceeding  
25 6.9% of the value of the taxable property of that portion of  
26 the district included in the elementary and high school

1 classification, to be ascertained by the last assessment for  
2 State and county taxes. Moreover, no partial elementary unit  
3 district, as defined in Article 11E of this Code, shall become  
4 indebted on account of bonds issued by the district for high  
5 school purposes in the aggregate exceeding 6.9% of the value of  
6 the taxable property of the entire district, to be ascertained  
7 by the last assessment for State and county taxes, nor shall  
8 the district become indebted on account of bonds issued by the  
9 district for elementary purposes in the aggregate exceeding  
10 6.9% of the value of the taxable property for that portion of  
11 the district included in the elementary and high school  
12 classification, to be ascertained by the last assessment for  
13 State and county taxes.

14 Notwithstanding the provisions of any other law to the  
15 contrary, in any case in which the voters of a school district  
16 have approved a proposition for the issuance of bonds of such  
17 school district at an election held prior to January 1, 1979,  
18 and all of the bonds approved at such election have not been  
19 issued, the debt limitation applicable to such school district  
20 during the calendar year 1979 shall be computed by multiplying  
21 the value of taxable property therein, including personal  
22 property, as ascertained by the last assessment for State and  
23 county taxes, previous to the incurring of such indebtedness,  
24 by the percentage limitation applicable to such school district  
25 under the provisions of this subsection (a).

26 (b) Notwithstanding the debt limitation prescribed in

1 subsection (a) of this Section, additional indebtedness may be  
2 incurred in an amount not to exceed the estimated cost of  
3 acquiring or improving school sites or constructing and  
4 equipping additional building facilities under the following  
5 conditions:

6 (1) Whenever the enrollment of students for the next  
7 school year is estimated by the board of education to  
8 increase over the actual present enrollment by not less  
9 than 35% or by not less than 200 students or the actual  
10 present enrollment of students has increased over the  
11 previous school year by not less than 35% or by not less  
12 than 200 students and the board of education determines  
13 that additional school sites or building facilities are  
14 required as a result of such increase in enrollment; and

15 (2) When the Regional Superintendent of Schools having  
16 jurisdiction over the school district and the State  
17 Superintendent of Education concur in such enrollment  
18 projection or increase and approve the need for such  
19 additional school sites or building facilities and the  
20 estimated cost thereof; and

21 (3) When the voters in the school district approve a  
22 proposition for the issuance of bonds for the purpose of  
23 acquiring or improving such needed school sites or  
24 constructing and equipping such needed additional building  
25 facilities at an election called and held for that purpose.  
26 Notice of such an election shall state that the amount of

1           indebtedness proposed to be incurred would exceed the debt  
2           limitation otherwise applicable to the school district.  
3           The ballot for such proposition shall state what percentage  
4           of the equalized assessed valuation will be outstanding in  
5           bonds if the proposed issuance of bonds is approved by the  
6           voters; or

7           (4) Notwithstanding the provisions of paragraphs (1)  
8           through (3) of this subsection (b), if the school board  
9           determines that additional facilities are needed to  
10          provide a quality educational program and not less than 2/3  
11          of those voting in an election called by the school board  
12          on the question approve the issuance of bonds for the  
13          construction of such facilities, the school district may  
14          issue bonds for this purpose; or

15          (5) Notwithstanding the provisions of paragraphs (1)  
16          through (3) of this subsection (b), if (i) the school  
17          district has previously availed itself of the provisions of  
18          paragraph (4) of this subsection (b) to enable it to issue  
19          bonds, (ii) the voters of the school district have not  
20          defeated a proposition for the issuance of bonds since the  
21          referendum described in paragraph (4) of this subsection  
22          (b) was held, (iii) the school board determines that  
23          additional facilities are needed to provide a quality  
24          educational program, and (iv) a majority of those voting in  
25          an election called by the school board on the question  
26          approve the issuance of bonds for the construction of such

1 facilities, the school district may issue bonds for this  
2 purpose.

3 In no event shall the indebtedness incurred pursuant to  
4 this subsection (b) and the existing indebtedness of the school  
5 district exceed 15% of the value of the taxable property  
6 therein to be ascertained by the last assessment for State and  
7 county taxes, previous to the incurring of such indebtedness  
8 or, until January 1, 1983, if greater, the sum that is produced  
9 by multiplying the school district's 1978 equalized assessed  
10 valuation by the debt limitation percentage in effect on  
11 January 1, 1979.

12 The indebtedness provided for by this subsection (b) shall  
13 be in addition to and in excess of any other debt limitation.

14 (c) Notwithstanding the debt limitation prescribed in  
15 subsection (a) of this Section, in any case in which a public  
16 question for the issuance of bonds of a proposed school  
17 district maintaining grades kindergarten through 12 received  
18 at least 60% of the valid ballots cast on the question at an  
19 election held on or prior to November 8, 1994, and in which the  
20 bonds approved at such election have not been issued, the  
21 school district pursuant to the requirements of Section 11A-10  
22 (now repealed) may issue the total amount of bonds approved at  
23 such election for the purpose stated in the question.

24 (d) Notwithstanding the debt limitation prescribed in  
25 subsection (a) of this Section, a school district that meets  
26 all the criteria set forth in paragraphs (1) and (2) of this

1 subsection (d) may incur an additional indebtedness in an  
2 amount not to exceed \$4,500,000, even though the amount of the  
3 additional indebtedness authorized by this subsection (d),  
4 when incurred and added to the aggregate amount of indebtedness  
5 of the district existing immediately prior to the district  
6 incurring the additional indebtedness authorized by this  
7 subsection (d), causes the aggregate indebtedness of the  
8 district to exceed the debt limitation otherwise applicable to  
9 that district under subsection (a):

10 (1) The additional indebtedness authorized by this  
11 subsection (d) is incurred by the school district through  
12 the issuance of bonds under and in accordance with Section  
13 17-2.11a for the purpose of replacing a school building  
14 which, because of mine subsidence damage, has been closed  
15 as provided in paragraph (2) of this subsection (d) or  
16 through the issuance of bonds under and in accordance with  
17 Section 19-3 for the purpose of increasing the size of, or  
18 providing for additional functions in, such replacement  
19 school buildings, or both such purposes.

20 (2) The bonds issued by the school district as provided  
21 in paragraph (1) above are issued for the purposes of  
22 construction by the school district of a new school  
23 building pursuant to Section 17-2.11, to replace an  
24 existing school building that, because of mine subsidence  
25 damage, is closed as of the end of the 1992-93 school year  
26 pursuant to action of the regional superintendent of

1 schools of the educational service region in which the  
2 district is located under Section 3-14.22 or are issued for  
3 the purpose of increasing the size of, or providing for  
4 additional functions in, the new school building being  
5 constructed to replace a school building closed as the  
6 result of mine subsidence damage, or both such purposes.

7 (e) (Blank).

8 (f) Notwithstanding the provisions of subsection (a) of  
9 this Section or of any other law, bonds in not to exceed the  
10 aggregate amount of \$5,500,000 and issued by a school district  
11 meeting the following criteria shall not be considered  
12 indebtedness for purposes of any statutory limitation and may  
13 be issued in an amount or amounts, including existing  
14 indebtedness, in excess of any heretofore or hereafter imposed  
15 statutory limitation as to indebtedness:

16 (1) At the time of the sale of such bonds, the board of  
17 education of the district shall have determined by  
18 resolution that the enrollment of students in the district  
19 is projected to increase by not less than 7% during each of  
20 the next succeeding 2 school years.

21 (2) The board of education shall also determine by  
22 resolution that the improvements to be financed with the  
23 proceeds of the bonds are needed because of the projected  
24 enrollment increases.

25 (3) The board of education shall also determine by  
26 resolution that the projected increases in enrollment are



1 the result of improvements made or expected to be made to  
2 passenger rail facilities located in the school district.

3 Notwithstanding the provisions of subsection (a) of this  
4 Section or of any other law, a school district that has availed  
5 itself of the provisions of this subsection (f) prior to July  
6 22, 2004 (the effective date of Public Act 93-799) may also  
7 issue bonds approved by referendum up to an amount, including  
8 existing indebtedness, not exceeding 25% of the equalized  
9 assessed value of the taxable property in the district if all  
10 of the conditions set forth in items (1), (2), and (3) of this  
11 subsection (f) are met.

12 (g) Notwithstanding the provisions of subsection (a) of  
13 this Section or any other law, bonds in not to exceed an  
14 aggregate amount of 25% of the equalized assessed value of the  
15 taxable property of a school district and issued by a school  
16 district meeting the criteria in paragraphs (i) through (iv) of  
17 this subsection shall not be considered indebtedness for  
18 purposes of any statutory limitation and may be issued pursuant  
19 to resolution of the school board in an amount or amounts,  
20 including existing indebtedness, in excess of any statutory  
21 limitation of indebtedness heretofore or hereafter imposed:

22 (i) The bonds are issued for the purpose of  
23 constructing a new high school building to replace two  
24 adjacent existing buildings which together house a single  
25 high school, each of which is more than 65 years old, and  
26 which together are located on more than 10 acres and less

1 than 11 acres of property.

2 (ii) At the time the resolution authorizing the  
3 issuance of the bonds is adopted, the cost of constructing  
4 a new school building to replace the existing school  
5 building is less than 60% of the cost of repairing the  
6 existing school building.

7 (iii) The sale of the bonds occurs before July 1, 1997.

8 (iv) The school district issuing the bonds is a unit  
9 school district located in a county of less than 70,000 and  
10 more than 50,000 inhabitants, which has an average daily  
11 attendance of less than 1,500 and an equalized assessed  
12 valuation of less than \$29,000,000.

13 (h) Notwithstanding any other provisions of this Section or  
14 the provisions of any other law, until January 1, 1998, a  
15 community unit school district maintaining grades K through 12  
16 may issue bonds up to an amount, including existing  
17 indebtedness, not exceeding 27.6% of the equalized assessed  
18 value of the taxable property in the district, if all of the  
19 following conditions are met:

20 (i) The school district has an equalized assessed  
21 valuation for calendar year 1995 of less than \$24,000,000;

22 (ii) The bonds are issued for the capital improvement,  
23 renovation, rehabilitation, or replacement of existing  
24 school buildings of the district, all of which buildings  
25 were originally constructed not less than 40 years ago;

26 (iii) The voters of the district approve a proposition

1 for the issuance of the bonds at a referendum held after  
2 March 19, 1996; and

3 (iv) The bonds are issued pursuant to Sections 19-2  
4 through 19-7 of this Code.

5 (i) Notwithstanding any other provisions of this Section or  
6 the provisions of any other law, until January 1, 1998, a  
7 community unit school district maintaining grades K through 12  
8 may issue bonds up to an amount, including existing  
9 indebtedness, not exceeding 27% of the equalized assessed value  
10 of the taxable property in the district, if all of the  
11 following conditions are met:

12 (i) The school district has an equalized assessed  
13 valuation for calendar year 1995 of less than \$44,600,000;

14 (ii) The bonds are issued for the capital improvement,  
15 renovation, rehabilitation, or replacement of existing  
16 school buildings of the district, all of which existing  
17 buildings were originally constructed not less than 80  
18 years ago;

19 (iii) The voters of the district approve a proposition  
20 for the issuance of the bonds at a referendum held after  
21 December 31, 1996; and

22 (iv) The bonds are issued pursuant to Sections 19-2  
23 through 19-7 of this Code.

24 (j) Notwithstanding any other provisions of this Section or  
25 the provisions of any other law, until January 1, 1999, a  
26 community unit school district maintaining grades K through 12

1 may issue bonds up to an amount, including existing  
2 indebtedness, not exceeding 27% of the equalized assessed value  
3 of the taxable property in the district if all of the following  
4 conditions are met:

5 (i) The school district has an equalized assessed  
6 valuation for calendar year 1995 of less than \$140,000,000  
7 and a best 3 months average daily attendance for the  
8 1995-96 school year of at least 2,800;

9 (ii) The bonds are issued to purchase a site and build  
10 and equip a new high school, and the school district's  
11 existing high school was originally constructed not less  
12 than 35 years prior to the sale of the bonds;

13 (iii) At the time of the sale of the bonds, the board  
14 of education determines by resolution that a new high  
15 school is needed because of projected enrollment  
16 increases;

17 (iv) At least 60% of those voting in an election held  
18 after December 31, 1996 approve a proposition for the  
19 issuance of the bonds; and

20 (v) The bonds are issued pursuant to Sections 19-2  
21 through 19-7 of this Code.

22 (k) Notwithstanding the debt limitation prescribed in  
23 subsection (a) of this Section, a school district that meets  
24 all the criteria set forth in paragraphs (1) through (4) of  
25 this subsection (k) may issue bonds to incur an additional  
26 indebtedness in an amount not to exceed \$4,000,000 even though

1 the amount of the additional indebtedness authorized by this  
2 subsection (k), when incurred and added to the aggregate amount  
3 of indebtedness of the school district existing immediately  
4 prior to the school district incurring such additional  
5 indebtedness, causes the aggregate indebtedness of the school  
6 district to exceed or increases the amount by which the  
7 aggregate indebtedness of the district already exceeds the debt  
8 limitation otherwise applicable to that school district under  
9 subsection (a):

10 (1) the school district is located in 2 counties, and a  
11 referendum to authorize the additional indebtedness was  
12 approved by a majority of the voters of the school district  
13 voting on the proposition to authorize that indebtedness;

14 (2) the additional indebtedness is for the purpose of  
15 financing a multi-purpose room addition to the existing  
16 high school;

17 (3) the additional indebtedness, together with the  
18 existing indebtedness of the school district, shall not  
19 exceed 17.4% of the value of the taxable property in the  
20 school district, to be ascertained by the last assessment  
21 for State and county taxes; and

22 (4) the bonds evidencing the additional indebtedness  
23 are issued, if at all, within 120 days of the effective  
24 date of this amendatory Act of 1998.

25 (1) Notwithstanding any other provisions of this Section or  
26 the provisions of any other law, until January 1, 2000, a

1 school district maintaining grades kindergarten through 8 may  
2 issue bonds up to an amount, including existing indebtedness,  
3 not exceeding 15% of the equalized assessed value of the  
4 taxable property in the district if all of the following  
5 conditions are met:

6 (i) the district has an equalized assessed valuation  
7 for calendar year 1996 of less than \$10,000,000;

8 (ii) the bonds are issued for capital improvement,  
9 renovation, rehabilitation, or replacement of one or more  
10 school buildings of the district, which buildings were  
11 originally constructed not less than 70 years ago;

12 (iii) the voters of the district approve a proposition  
13 for the issuance of the bonds at a referendum held on or  
14 after March 17, 1998; and

15 (iv) the bonds are issued pursuant to Sections 19-2  
16 through 19-7 of this Code.

17 (m) Notwithstanding any other provisions of this Section or  
18 the provisions of any other law, until January 1, 1999, an  
19 elementary school district maintaining grades K through 8 may  
20 issue bonds up to an amount, excluding existing indebtedness,  
21 not exceeding 18% of the equalized assessed value of the  
22 taxable property in the district, if all of the following  
23 conditions are met:

24 (i) The school district has an equalized assessed  
25 valuation for calendar year 1995 or less than \$7,700,000;

26 (ii) The school district operates 2 elementary

1 attendance centers that until 1976 were operated as the  
2 attendance centers of 2 separate and distinct school  
3 districts;

4 (iii) The bonds are issued for the construction of a  
5 new elementary school building to replace an existing  
6 multi-level elementary school building of the school  
7 district that is not handicapped accessible at all levels  
8 and parts of which were constructed more than 75 years ago;

9 (iv) The voters of the school district approve a  
10 proposition for the issuance of the bonds at a referendum  
11 held after July 1, 1998; and

12 (v) The bonds are issued pursuant to Sections 19-2  
13 through 19-7 of this Code.

14 (n) Notwithstanding the debt limitation prescribed in  
15 subsection (a) of this Section or any other provisions of this  
16 Section or of any other law, a school district that meets all  
17 of the criteria set forth in paragraphs (i) through (vi) of  
18 this subsection (n) may incur additional indebtedness by the  
19 issuance of bonds in an amount not exceeding the amount  
20 certified by the Capital Development Board to the school  
21 district as provided in paragraph (iii) of this subsection (n),  
22 even though the amount of the additional indebtedness so  
23 authorized, when incurred and added to the aggregate amount of  
24 indebtedness of the district existing immediately prior to the  
25 district incurring the additional indebtedness authorized by  
26 this subsection (n), causes the aggregate indebtedness of the

1 district to exceed the debt limitation otherwise applicable by  
2 law to that district:

3 (i) The school district applies to the State Board of  
4 Education for a school construction project grant and  
5 submits a district facilities plan in support of its  
6 application pursuant to Section 5-20 of the School  
7 Construction Law.

8 (ii) The school district's application and facilities  
9 plan are approved by, and the district receives a grant  
10 entitlement for a school construction project issued by,  
11 the State Board of Education under the School Construction  
12 Law.

13 (iii) The school district has exhausted its bonding  
14 capacity or the unused bonding capacity of the district is  
15 less than the amount certified by the Capital Development  
16 Board to the district under Section 5-15 of the School  
17 Construction Law as the dollar amount of the school  
18 construction project's cost that the district will be  
19 required to finance with non-grant funds in order to  
20 receive a school construction project grant under the  
21 School Construction Law.

22 (iv) The bonds are issued for a "school construction  
23 project", as that term is defined in Section 5-5 of the  
24 School Construction Law, in an amount that does not exceed  
25 the dollar amount certified, as provided in paragraph (iii)  
26 of this subsection (n), by the Capital Development Board to



1 the school district under Section 5-15 of the School  
2 Construction Law.

3 (v) The voters of the district approve a proposition  
4 for the issuance of the bonds at a referendum held after  
5 the criteria specified in paragraphs (i) and (iii) of this  
6 subsection (n) are met.

7 (vi) The bonds are issued pursuant to Sections 19-2  
8 through 19-7 of the School Code.

9 (o) Notwithstanding any other provisions of this Section or  
10 the provisions of any other law, until November 1, 2007, a  
11 community unit school district maintaining grades K through 12  
12 may issue bonds up to an amount, including existing  
13 indebtedness, not exceeding 20% of the equalized assessed value  
14 of the taxable property in the district if all of the following  
15 conditions are met:

16 (i) the school district has an equalized assessed  
17 valuation for calendar year 2001 of at least \$737,000,000  
18 and an enrollment for the 2002-2003 school year of at least  
19 8,500;

20 (ii) the bonds are issued to purchase school sites,  
21 build and equip a new high school, build and equip a new  
22 junior high school, build and equip 5 new elementary  
23 schools, and make technology and other improvements and  
24 additions to existing schools;

25 (iii) at the time of the sale of the bonds, the board  
26 of education determines by resolution that the sites and

1 new or improved facilities are needed because of projected  
2 enrollment increases;

3 (iv) at least 57% of those voting in a general election  
4 held prior to January 1, 2003 approved a proposition for  
5 the issuance of the bonds; and

6 (v) the bonds are issued pursuant to Sections 19-2  
7 through 19-7 of this Code.

8 (p) Notwithstanding any other provisions of this Section or  
9 the provisions of any other law, a community unit school  
10 district maintaining grades K through 12 may issue bonds up to  
11 an amount, including indebtedness, not exceeding 27% of the  
12 equalized assessed value of the taxable property in the  
13 district if all of the following conditions are met:

14 (i) The school district has an equalized assessed  
15 valuation for calendar year 2001 of at least \$295,741,187  
16 and a best 3 months' average daily attendance for the  
17 2002-2003 school year of at least 2,394.

18 (ii) The bonds are issued to build and equip 3  
19 elementary school buildings; build and equip one middle  
20 school building; and alter, repair, improve, and equip all  
21 existing school buildings in the district.

22 (iii) At the time of the sale of the bonds, the board  
23 of education determines by resolution that the project is  
24 needed because of expanding growth in the school district  
25 and a projected enrollment increase.

26 (iv) The bonds are issued pursuant to Sections 19-2

1 through 19-7 of this Code.

2 (p-5) Notwithstanding any other provisions of this Section  
3 or the provisions of any other law, bonds issued by a community  
4 unit school district maintaining grades K through 12 shall not  
5 be considered indebtedness for purposes of any statutory  
6 limitation and may be issued in an amount or amounts, including  
7 existing indebtedness, in excess of any heretofore or hereafter  
8 imposed statutory limitation as to indebtedness, if all of the  
9 following conditions are met:

10 (i) For each of the 4 most recent years, residential  
11 property comprises more than 80% of the equalized assessed  
12 valuation of the district.

13 (ii) At least 2 school buildings that were constructed  
14 40 or more years prior to the issuance of the bonds will be  
15 demolished and will be replaced by new buildings or  
16 additions to one or more existing buildings.

17 (iii) Voters of the district approve a proposition for  
18 the issuance of the bonds at a regularly scheduled  
19 election.

20 (iv) At the time of the sale of the bonds, the school  
21 board determines by resolution that the new buildings or  
22 building additions are needed because of an increase in  
23 enrollment projected by the school board.

24 (v) The principal amount of the bonds, including  
25 existing indebtedness, does not exceed 25% of the equalized  
26 assessed value of the taxable property in the district.

1           (vi) The bonds are issued prior to January 1, 2007,  
2           pursuant to Sections 19-2 through 19-7 of this Code.

3           (p-10) Notwithstanding any other provisions of this  
4           Section or the provisions of any other law, bonds issued by a  
5           community consolidated school district maintaining grades K  
6           through 8 shall not be considered indebtedness for purposes of  
7           any statutory limitation and may be issued in an amount or  
8           amounts, including existing indebtedness, in excess of any  
9           heretofore or hereafter imposed statutory limitation as to  
10          indebtedness, if all of the following conditions are met:

11           (i) For each of the 4 most recent years, residential  
12          and farm property comprises more than 80% of the equalized  
13          assessed valuation of the district.

14           (ii) The bond proceeds are to be used to acquire and  
15          improve school sites and build and equip a school building.

16           (iii) Voters of the district approve a proposition for  
17          the issuance of the bonds at a regularly scheduled  
18          election.

19           (iv) At the time of the sale of the bonds, the school  
20          board determines by resolution that the school sites and  
21          building additions are needed because of an increase in  
22          enrollment projected by the school board.

23           (v) The principal amount of the bonds, including  
24          existing indebtedness, does not exceed 20% of the equalized  
25          assessed value of the taxable property in the district.

26           (vi) The bonds are issued prior to January 1, 2007,

1           pursuant to Sections 19-2 through 19-7 of this Code.

2           (p-15) In addition to all other authority to issue bonds,  
3 the Oswego Community Unit School District Number 308 may issue  
4 bonds with an aggregate principal amount not to exceed  
5 \$450,000,000, but only if all of the following conditions are  
6 met:

7           (i) The voters of the district have approved a  
8 proposition for the bond issue at the general election held  
9 on November 7, 2006.

10           (ii) At the time of the sale of the bonds, the school  
11 board determines, by resolution, that: (A) the building and  
12 equipping of the new high school building, new junior high  
13 school buildings, new elementary school buildings, early  
14 childhood building, maintenance building, transportation  
15 facility, and additions to existing school buildings, the  
16 altering, repairing, equipping, and provision of  
17 technology improvements to existing school buildings, and  
18 the acquisition and improvement of school sites, as the  
19 case may be, are required as a result of a projected  
20 increase in the enrollment of students in the district; and  
21 (B) the sale of bonds for these purposes is authorized by  
22 legislation that exempts the debt incurred on the bonds  
23 from the district's statutory debt limitation.

24           (iii) The bonds are issued, in one or more bond issues,  
25 on or before November 7, 2011, but the aggregate principal  
26 amount issued in all such bond issues combined must not

1 exceed \$450,000,000.

2 (iv) The bonds are issued in accordance with this  
3 Article 19.

4 (v) The proceeds of the bonds are used only to  
5 accomplish those projects approved by the voters at the  
6 general election held on November 7, 2006.

7 The debt incurred on any bonds issued under this subsection  
8 (p-15) shall not be considered indebtedness for purposes of any  
9 statutory debt limitation.

10 (p-20) In addition to all other authority to issue bonds,  
11 the Lincoln-Way Community High School District Number 210 may  
12 issue bonds with an aggregate principal amount not to exceed  
13 \$225,000,000, but only if all of the following conditions are  
14 met:

15 (i) The voters of the district have approved a  
16 proposition for the bond issue at the general primary  
17 election held on March 21, 2006.

18 (ii) At the time of the sale of the bonds, the school  
19 board determines, by resolution, that: (A) the building and  
20 equipping of the new high school buildings, the altering,  
21 repairing, and equipping of existing school buildings, and  
22 the improvement of school sites, as the case may be, are  
23 required as a result of a projected increase in the  
24 enrollment of students in the district; and (B) the sale of  
25 bonds for these purposes is authorized by legislation that  
26 exempts the debt incurred on the bonds from the district's

1 statutory debt limitation.

2 (iii) The bonds are issued, in one or more bond issues,  
3 on or before March 21, 2011, but the aggregate principal  
4 amount issued in all such bond issues combined must not  
5 exceed \$225,000,000.

6 (iv) The bonds are issued in accordance with this  
7 Article 19.

8 (v) The proceeds of the bonds are used only to  
9 accomplish those projects approved by the voters at the  
10 primary election held on March 21, 2006.

11 The debt incurred on any bonds issued under this subsection  
12 (p-20) shall not be considered indebtedness for purposes of any  
13 statutory debt limitation.

14 (p-25) In addition to all other authority to issue bonds,  
15 Rochester Community Unit School District 3A may issue bonds  
16 with an aggregate principal amount not to exceed \$18,500,000,  
17 but only if all of the following conditions are met:

18 (i) The voters of the district approve a proposition  
19 for the bond issuance at the general primary election held  
20 in 2008.

21 (ii) At the time of the sale of the bonds, the school  
22 board determines, by resolution, that: (A) the building and  
23 equipping of a new high school building; the addition of  
24 classrooms and support facilities at the high school,  
25 middle school, and elementary school; the altering,  
26 repairing, and equipping of existing school buildings; and

1 the improvement of school sites, as the case may be, are  
2 required as a result of a projected increase in the  
3 enrollment of students in the district; and (B) the sale of  
4 bonds for these purposes is authorized by a law that  
5 exempts the debt incurred on the bonds from the district's  
6 statutory debt limitation.

7 (iii) The bonds are issued, in one or more bond issues,  
8 on or before December 31, 2012, but the aggregate principal  
9 amount issued in all such bond issues combined must not  
10 exceed \$18,500,000.

11 (iv) The bonds are issued in accordance with this  
12 Article 19.

13 (v) The proceeds of the bonds are used to accomplish  
14 only those projects approved by the voters at the primary  
15 election held in 2008.

16 The debt incurred on any bonds issued under this subsection  
17 (p-25) shall not be considered indebtedness for purposes of any  
18 statutory debt limitation.

19 (p-30) In addition to all other authority to issue bonds,  
20 Prairie Grove Consolidated School District 46 may issue bonds  
21 with an aggregate principal amount not to exceed \$30,000,000,  
22 but only if all of the following conditions are met:

23 (i) The voters of the district approve a proposition  
24 for the bond issuance at an election held in 2008.

25 (ii) At the time of the sale of the bonds, the school  
26 board determines, by resolution, that (A) the building and



1 equipping of a new school building and additions to  
2 existing school buildings are required as a result of a  
3 projected increase in the enrollment of students in the  
4 district and (B) the altering, repairing, and equipping of  
5 existing school buildings are required because of the age  
6 of the existing school buildings.

7 (iii) The bonds are issued, in one or more bond  
8 issuances, on or before December 31, 2012; however, the  
9 aggregate principal amount issued in all such bond  
10 issuances combined must not exceed \$30,000,000.

11 (iv) The bonds are issued in accordance with this  
12 Article.

13 (v) The proceeds of the bonds are used to accomplish  
14 only those projects approved by the voters at an election  
15 held in 2008.

16 The debt incurred on any bonds issued under this subsection  
17 (p-30) shall not be considered indebtedness for purposes of any  
18 statutory debt limitation.

19 (p-35) In addition to all other authority to issue bonds,  
20 Prairie Hill Community Consolidated School District 133 may  
21 issue bonds with an aggregate principal amount not to exceed  
22 \$13,900,000, but only if all of the following conditions are  
23 met:

24 (i) The voters of the district approved a proposition  
25 for the bond issuance at an election held on April 17,  
26 2007.

1           (ii) At the time of the sale of the bonds, the school  
2 board determines, by resolution, that (A) the improvement  
3 of the site of and the building and equipping of a school  
4 building are required as a result of a projected increase  
5 in the enrollment of students in the district and (B) the  
6 repairing and equipping of the Prairie Hill Elementary  
7 School building is required because of the age of that  
8 school building.

9           (iii) The bonds are issued, in one or more bond  
10 issuances, on or before December 31, 2011, but the  
11 aggregate principal amount issued in all such bond  
12 issuances combined must not exceed \$13,900,000.

13           (iv) The bonds are issued in accordance with this  
14 Article.

15           (v) The proceeds of the bonds are used to accomplish  
16 only those projects approved by the voters at an election  
17 held on April 17, 2007.

18 The debt incurred on any bonds issued under this subsection  
19 (p-35) shall not be considered indebtedness for purposes of any  
20 statutory debt limitation.

21           (p-40) In addition to all other authority to issue bonds,  
22 Mascoutah Community Unit District 19 may issue bonds with an  
23 aggregate principal amount not to exceed \$55,000,000, but only  
24 if all of the following conditions are met:

25           (1) The voters of the district approve a proposition  
26 for the bond issuance at a regular election held on or

1 after November 4, 2008.

2 (2) At the time of the sale of the bonds, the school  
3 board determines, by resolution, that (i) the building and  
4 equipping of a new high school building is required as a  
5 result of a projected increase in the enrollment of  
6 students in the district and the age and condition of the  
7 existing high school building, (ii) the existing high  
8 school building will be demolished, and (iii) the sale of  
9 bonds is authorized by statute that exempts the debt  
10 incurred on the bonds from the district's statutory debt  
11 limitation.

12 (3) The bonds are issued, in one or more bond  
13 issuances, on or before December 31, 2011, but the  
14 aggregate principal amount issued in all such bond  
15 issuances combined must not exceed \$55,000,000.

16 (4) The bonds are issued in accordance with this  
17 Article.

18 (5) The proceeds of the bonds are used to accomplish  
19 only those projects approved by the voters at a regular  
20 election held on or after November 4, 2008.

21 The debt incurred on any bonds issued under this subsection  
22 (p-40) shall not be considered indebtedness for purposes of any  
23 statutory debt limitation.

24 (p-45) Notwithstanding the provisions of subsection (a) of  
25 this Section or of any other law, bonds issued pursuant to  
26 Section 19-3.5 of this Code shall not be considered

1 indebtedness for purposes of any statutory limitation if the  
2 bonds are issued in an amount or amounts, including existing  
3 indebtedness of the school district, not in excess of 18.5% of  
4 the value of the taxable property in the district to be  
5 ascertained by the last assessment for State and county taxes.

6 (p-50) Notwithstanding the provisions of subsection (a) of  
7 this Section or of any other law, bonds issued pursuant to  
8 Section 19-3.10 of this Code shall not be considered  
9 indebtedness for purposes of any statutory limitation if the  
10 bonds are issued in an amount or amounts, including existing  
11 indebtedness of the school district, not in excess of 43% of  
12 the value of the taxable property in the district to be  
13 ascertained by the last assessment for State and county taxes.

14 (p-55) In addition to all other authority to issue bonds,  
15 Belle Valley School District 119 may issue bonds with an  
16 aggregate principal amount not to exceed \$47,500,000, but only  
17 if all of the following conditions are met:

18 (1) The voters of the district approve a proposition  
19 for the bond issuance at an election held on or after April  
20 7, 2009.

21 (2) Prior to the issuance of the bonds, the school  
22 board determines, by resolution, that (i) the building and  
23 equipping of a new school building is required as a result  
24 of mine subsidence in an existing school building and  
25 because of the age and condition of another existing school  
26 building and (ii) the issuance of bonds is authorized by

1 statute that exempts the debt incurred on the bonds from  
2 the district's statutory debt limitation.

3 (3) The bonds are issued, in one or more bond  
4 issuances, on or before March 31, 2014, but the aggregate  
5 principal amount issued in all such bond issuances combined  
6 must not exceed \$47,500,000.

7 (4) The bonds are issued in accordance with this  
8 Article.

9 (5) The proceeds of the bonds are used to accomplish  
10 only those projects approved by the voters at an election  
11 held on or after April 7, 2009.

12 The debt incurred on any bonds issued under this subsection  
13 (p-55) shall not be considered indebtedness for purposes of any  
14 statutory debt limitation. Bonds issued under this subsection  
15 (p-55) must mature within not to exceed 30 years from their  
16 date, notwithstanding any other law to the contrary.

17 (p-60) In addition to all other authority to issue bonds,  
18 Wilmington Community Unit School District Number 209-U may  
19 issue bonds with an aggregate principal amount not to exceed  
20 \$2,285,000, but only if all of the following conditions are  
21 met:

22 (1) The proceeds of the bonds are used to accomplish  
23 only those projects approved by the voters at the general  
24 primary election held on March 21, 2006.

25 (2) Prior to the issuance of the bonds, the school  
26 board determines, by resolution, that (i) the projects

1 approved by the voters were and are required because of the  
2 age and condition of the school district's prior and  
3 existing school buildings and (ii) the issuance of the  
4 bonds is authorized by legislation that exempts the debt  
5 incurred on the bonds from the district's statutory debt  
6 limitation.

7 (3) The bonds are issued in one or more bond issuances  
8 on or before March 1, 2011, but the aggregate principal  
9 amount issued in all those bond issuances combined must not  
10 exceed \$2,285,000.

11 (4) The bonds are issued in accordance with this  
12 Article.

13 The debt incurred on any bonds issued under this subsection  
14 (p-60) shall not be considered indebtedness for purposes of any  
15 statutory debt limitation.

16 (p-65) In addition to all other authority to issue bonds,  
17 West Washington County Community Unit School District 10 may  
18 issue bonds with an aggregate principal amount not to exceed  
19 \$32,200,000 and maturing over a period not exceeding 25 years,  
20 but only if all of the following conditions are met:

21 (1) The voters of the district approve a proposition  
22 for the bond issuance at an election held on or after  
23 February 2, 2010.

24 (2) Prior to the issuance of the bonds, the school  
25 board determines, by resolution, that (A) all or a portion  
26 of the existing Okawville Junior/Senior High School

1 Building will be demolished; (B) the building and equipping  
2 of a new school building to be attached to and the  
3 alteration, repair, and equipping of the remaining portion  
4 of the Okawville Junior/Senior High School Building is  
5 required because of the age and current condition of that  
6 school building; and (C) the issuance of bonds is  
7 authorized by a statute that exempts the debt incurred on  
8 the bonds from the district's statutory debt limitation.

9 (3) The bonds are issued, in one or more bond  
10 issuances, on or before March 31, 2014, but the aggregate  
11 principal amount issued in all such bond issuances combined  
12 must not exceed \$32,200,000.

13 (4) The bonds are issued in accordance with this  
14 Article.

15 (5) The proceeds of the bonds are used to accomplish  
16 only those projects approved by the voters at an election  
17 held on or after February 2, 2010.

18 The debt incurred on any bonds issued under this subsection  
19 (p-65) shall not be considered indebtedness for purposes of any  
20 statutory debt limitation.

21 (p-70) In addition to all other authority to issue bonds,  
22 Cahokia Community Unit School District 187 may issue bonds with  
23 an aggregate principal amount not to exceed \$50,000,000, but  
24 only if all the following conditions are met:

25 (1) The voters of the district approve a proposition  
26 for the bond issuance at an election held on or after

1 November 2, 2010.

2 (2) Prior to the issuance of the bonds, the school  
3 board determines, by resolution, that (i) the building and  
4 equipping of a new school building is required as a result  
5 of the age and condition of an existing school building and  
6 (ii) the issuance of bonds is authorized by a statute that  
7 exempts the debt incurred on the bonds from the district's  
8 statutory debt limitation.

9 (3) The bonds are issued, in one or more issuances, on  
10 or before July 1, 2016, but the aggregate principal amount  
11 issued in all such bond issuances combined must not exceed  
12 \$50,000,000.

13 (4) The bonds are issued in accordance with this  
14 Article.

15 (5) The proceeds of the bonds are used to accomplish  
16 only those projects approved by the voters at an election  
17 held on or after November 2, 2010.

18 The debt incurred on any bonds issued under this subsection  
19 (p-70) shall not be considered indebtedness for purposes of any  
20 statutory debt limitation. Bonds issued under this subsection  
21 (p-70) must mature within not to exceed 25 years from their  
22 date, notwithstanding any other law, including Section 19-3 of  
23 this Code, to the contrary.

24 (p-75) Notwithstanding the debt limitation prescribed in  
25 subsection (a) of this Section or any other provisions of this  
26 Section or of any other law, the execution of leases on or



1 after January 1, 2007 and before July 1, 2011 by the Board of  
2 Education of Peoria School District 150 with a public building  
3 commission for leases entered into pursuant to the Public  
4 Building Commission Act shall not be considered indebtedness  
5 for purposes of any statutory debt limitation.

6 This subsection (p-75) applies only if the State Board of  
7 Education or the Capital Development Board makes one or more  
8 grants to Peoria School District 150 pursuant to the School  
9 Construction Law. The amount exempted from the debt limitation  
10 as prescribed in this subsection (p-75) shall be no greater  
11 than the amount of one or more grants awarded to Peoria School  
12 District 150 by the State Board of Education or the Capital  
13 Development Board.

14 (p-80) In addition to all other authority to issue bonds,  
15 Ridgeland School District 122 may issue bonds with an aggregate  
16 principal amount not to exceed \$50,000,000 for the purpose of  
17 refunding or continuing to refund bonds originally issued  
18 pursuant to voter approval at the general election held on  
19 November 7, 2000, and the debt incurred on any bonds issued  
20 under this subsection (p-80) shall not be considered  
21 indebtedness for purposes of any statutory debt limitation.  
22 Bonds issued under this subsection (p-80) may be issued in one  
23 or more issuances and must mature within not to exceed 25 years  
24 from their date, notwithstanding any other law, including  
25 Section 19-3 of this Code, to the contrary.

26 (p-85) In addition to all other authority to issue bonds,

1 Hall High School District 502 may issue bonds with an aggregate  
2 principal amount not to exceed \$32,000,000, but only if all the  
3 following conditions are met:

4 (1) The voters of the district approve a proposition  
5 for the bond issuance at an election held on or after April  
6 9, 2013.

7 (2) Prior to the issuance of the bonds, the school  
8 board determines, by resolution, that (i) the building and  
9 equipping of a new school building is required as a result  
10 of the age and condition of an existing school building,  
11 (ii) the existing school building should be demolished in  
12 its entirety or the existing school building should be  
13 demolished except for the 1914 west wing of the building,  
14 and (iii) the issuance of bonds is authorized by a statute  
15 that exempts the debt incurred on the bonds from the  
16 district's statutory debt limitation.

17 (3) The bonds are issued, in one or more issuances, not  
18 later than 5 years after the date of the referendum  
19 approving the issuance of the bonds, but the aggregate  
20 principal amount issued in all such bond issuances combined  
21 must not exceed \$32,000,000.

22 (4) The bonds are issued in accordance with this  
23 Article.

24 (5) The proceeds of the bonds are used to accomplish  
25 only those projects approved by the voters at an election  
26 held on or after April 9, 2013.

1           The debt incurred on any bonds issued under this subsection  
2           (p-85) shall not be considered indebtedness for purposes of any  
3           statutory debt limitation. Bonds issued under this subsection  
4           (p-85) must mature within not to exceed 30 years from their  
5           date, notwithstanding any other law, including Section 19-3 of  
6           this Code, to the contrary.

7           (p-90) In addition to all other authority to issue bonds,  
8           Lebanon Community Unit School District 9 may issue bonds with  
9           an aggregate principal amount not to exceed \$7,500,000, but  
10           only if all of the following conditions are met:

11           (1) The voters of the district approved a proposition  
12           for the bond issuance at the general primary election on  
13           February 2, 2010.

14           (2) At or prior to the time of the sale of the bonds,  
15           the school board determines, by resolution, that (i) the  
16           building and equipping of a new elementary school building  
17           is required as a result of a projected increase in the  
18           enrollment of students in the district and the age and  
19           condition of the existing Lebanon Elementary School  
20           building, (ii) a portion of the existing Lebanon Elementary  
21           School building will be demolished and the remaining  
22           portion will be altered, repaired, and equipped, and (iii)  
23           the sale of bonds is authorized by a statute that exempts  
24           the debt incurred on the bonds from the district's  
25           statutory debt limitation.

26           (3) The bonds are issued, in one or more bond

1       issuances, on or before April 1, 2014, but the aggregate  
2       principal amount issued in all such bond issuances combined  
3       must not exceed \$7,500,000.

4       (4) The bonds are issued in accordance with this  
5       Article.

6       (5) The proceeds of the bonds are used to accomplish  
7       only those projects approved by the voters at the general  
8       primary election held on February 2, 2010.

9       The debt incurred on any bonds issued under this subsection  
10       (p-90) shall not be considered indebtedness for purposes of any  
11       statutory debt limitation.

12       (q) A school district must notify the State Board of  
13       Education prior to issuing any form of long-term or short-term  
14       debt that will result in outstanding debt that exceeds 75% of  
15       the debt limit specified in this Section or any other provision  
16       of law.

17       (Source: P.A. 96-63, eff. 7-23-09; 96-273, eff. 8-11-09;  
18       96-517, eff. 8-14-09; 96-947, eff. 6-25-10; 96-950, eff.  
19       6-25-10; 96-1000, eff. 7-2-10; 96-1438, eff. 8-20-10; 96-1467,  
20       eff. 8-20-10; 97-333, eff. 8-12-11; 97-834, eff. 7-20-12;  
21       97-1146, eff. 1-18-13.)

22       Section 99. Effective date. This Act takes effect upon  
23       becoming law."