

**SB0067**



**98TH GENERAL ASSEMBLY**

**State of Illinois**

**2013 and 2014**

**SB0067**

Introduced 1/16/2013, by Sen. James F. Clayborne, Jr.

**SYNOPSIS AS INTRODUCED:**

105 ILCS 5/18-12

from Ch. 122, par. 18-12

Amends the School Code. Makes a technical change in a Section concerning filing State aid claims.

LRB098 05989 NHT 36028 b

**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 Section  
5 18-12 as follows:

6 (105 ILCS 5/18-12) (from Ch. 122, par. 18-12)

7 Sec. 18-12. Dates for filing State aid claims. The ~~The~~  
8 school board of each school district shall require teachers,  
9 principals, or superintendents to furnish from records kept by  
10 them such data as it needs in preparing and certifying to the  
11 regional superintendent its school district report of claims  
12 provided in Sections 18-8.05 through 18-9 as required by the  
13 State Superintendent of Education. The district claim shall be  
14 based on the latest available equalized assessed valuation and  
15 tax rates, as provided in Section 18-8.05 and shall use the  
16 average daily attendance as determined by the method outlined  
17 in Section 18-8.05 and shall be certified and filed with the  
18 regional superintendent by June 21 for districts with an  
19 official school calendar end date before June 15 or within 2  
20 weeks following the official school calendar end date for  
21 districts with a school year end date of June 15 or later. The  
22 regional superintendent shall certify and file with the State  
23 Superintendent of Education district State aid claims by July 1

1 for districts with an official school calendar end date before  
2 June 15 or no later than July 15 for districts with an official  
3 school calendar end date of June 15 or later. Failure to so  
4 file by these deadlines constitutes a forfeiture of the right  
5 to receive payment by the State until such claim is filed and  
6 vouchered for payment. The regional superintendent of schools  
7 shall certify the county report of claims by July 15; and the  
8 State Superintendent of Education shall voucher for payment  
9 those claims to the State Comptroller as provided in Section  
10 18-11.

11 Except as otherwise provided in this Section, if any school  
12 district fails to provide the minimum school term specified in  
13 Section 10-19, the State aid claim for that year shall be  
14 reduced by the State Superintendent of Education in an amount  
15 equivalent to  $1/176$  or .56818% for each day less than the  
16 number of days required by this Code.

17 If the State Superintendent of Education determines that  
18 the failure to provide the minimum school term was occasioned  
19 by an act or acts of God, or was occasioned by conditions  
20 beyond the control of the school district which posed a  
21 hazardous threat to the health and safety of pupils, the State  
22 aid claim need not be reduced.

23 If a school district is precluded from providing the  
24 minimum hours of instruction required for a full day of  
25 attendance due to an adverse weather condition or a condition  
26 beyond the control of the school district that poses a

1 hazardous threat to the health and safety of students, then the  
2 partial day of attendance may be counted if (i) the school  
3 district has provided at least one hour of instruction prior to  
4 the closure of the school district, (ii) a school building has  
5 provided at least one hour of instruction prior to the closure  
6 of the school building, or (iii) the normal start time of the  
7 school district is delayed.

8 If, prior to providing any instruction, a school district  
9 must close one or more but not all school buildings after  
10 consultation with a local emergency response agency or due to a  
11 condition beyond the control of the school district, then the  
12 school district may claim attendance for up to 2 school days  
13 based on the average attendance of the 3 school days  
14 immediately preceding the closure of the affected school  
15 building. The partial or no day of attendance described in this  
16 Section and the reasons therefore shall be certified within a  
17 month of the closing or delayed start by the school district  
18 superintendent to the regional superintendent of schools for  
19 forwarding to the State Superintendent of Education for  
20 approval.

21 No exception to the requirement of providing a minimum  
22 school term may be approved by the State Superintendent of  
23 Education pursuant to this Section unless a school district has  
24 first used all emergency days provided for in its regular  
25 calendar.

26 If the State Superintendent of Education declares that an

1 energy shortage exists during any part of the school year for  
2 the State or a designated portion of the State, a district may  
3 operate the school attendance centers within the district 4  
4 days of the week during the time of the shortage by extending  
5 each existing school day by one clock hour of school work, and  
6 the State aid claim shall not be reduced, nor shall the  
7 employees of that district suffer any reduction in salary or  
8 benefits as a result thereof. A district may operate all  
9 attendance centers on this revised schedule, or may apply the  
10 schedule to selected attendance centers, taking into  
11 consideration such factors as pupil transportation schedules  
12 and patterns and sources of energy for individual attendance  
13 centers.

14 Electronically submitted State aid claims shall be  
15 submitted by duly authorized district or regional individuals  
16 over a secure network that is password protected. The  
17 electronic submission of a State aid claim must be accompanied  
18 with an affirmation that all of the provisions of Sections  
19 18-8.05 through 18-9, 10-22.5, and 24-4 of this Code are met in  
20 all respects.

21 (Source: P.A. 95-152, eff. 8-14-07; 95-811, eff. 8-13-08;  
22 95-876, eff. 8-21-08; 96-734, eff. 8-25-09.)