

1 AN ACT concerning finance.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The School Construction Law is amended by  
5 changing Section 5-40 as follows:

6 (105 ILCS 230/5-40)

7 Sec. 5-40. Supervision of school construction projects;  
8 green projects. The Capital Development Board shall exercise  
9 general supervision over school construction projects financed  
10 pursuant to this Article. School districts, however, must be  
11 allowed to choose the architect and engineer for their school  
12 construction projects, and no project may be disapproved by the  
13 State Board of Education or the Capital Development Board  
14 solely due to a school district's selection of an architect or  
15 engineer.

16 With respect to those school construction projects for  
17 which a school district first applies for a grant on or after  
18 July 1, 2007, the school construction project must receive  
19 certification from the United States Green Building Council's  
20 Leadership in Energy and Environmental Design Green Building  
21 Rating System or the Green Building Initiative's Green Globes  
22 Green Building Rating System or must meet green building  
23 standards of the Capital Development Board and its Green

1 Building Advisory Committee. With respect to those school  
2 construction projects for which a school district applies for a  
3 grant on or after July 1, 2009, the school construction project  
4 must receive silver certification from the United States Green  
5 Building Council's Leadership in Energy and Environmental  
6 Design Green Building Rating System unless all of the following  
7 are met:

8 (1) the application submitted can be categorized as a  
9 capital need prioritized under item (1) of Section 5-30 of  
10 this Law;

11 (2) the renovation or replacement school construction  
12 project is less than 40% replacement cost, or the project  
13 has been granted a waiver by the Capital Development Board  
14 in consultation with the State Board of Education in  
15 accordance with rules promulgated pursuant to this Law;

16 (3) the school construction project is located in a  
17 county that borders the Mississippi River with a population  
18 of more than 33,000 and less than 34,000, according to the  
19 2010 decennial census;

20 (4) the school district for which the school  
21 construction grant will be issued has no more than 1,100  
22 students, with the relevant school facility housing no more  
23 than 700 students;

24 (5) the facilities for which the school construction  
25 grant will be used have been condemned as of July 23, 2012;  
26 and

1           (6) the application for the school construction grant  
2           has been approved prior to the effective date of this  
3           amendatory Act of the 98th General Assembly.

4           (Source: P.A. 95-416, eff. 8-24-07; 96-37, eff. 7-13-09.)

5           Section 99. Effective date. This Act takes effect upon  
6           becoming law.