

# HB1267



## 100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB1267

by Rep. Michael J. Madigan

### SYNOPSIS AS INTRODUCED:

105 ILCS 5/2-3.33

from Ch. 122, par. 2-3.33

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

LRB100 02975 NHT 12980 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 2-3.33 as follows:

6 (105 ILCS 5/2-3.33) (from Ch. 122, par. 2-3.33)

7 Sec. 2-3.33. Recomputation of claims. To recompute within  
8 3 years from the ~~the~~ final date for filing of a claim any claim  
9 for reimbursement to any school district if the claim has been  
10 found to be incorrect and to adjust subsequent claims  
11 accordingly, and to recompute and adjust any such claims within  
12 6 years from the final date for filing when there has been an  
13 adverse court or administrative agency decision on the merits  
14 affecting the tax revenues of the school district. However, no  
15 such adjustment shall be made regarding equalized assessed  
16 valuation unless the district's equalized assessed valuation  
17 is changed by greater than \$250,000 or 2%.

18 Except in the case of an adverse court or administrative  
19 agency decision no recomputation of a State aid claim shall be  
20 made pursuant to this Section as a result of a reduction in the  
21 assessed valuation of a school district from the assessed  
22 valuation of the district reported to the State Board of  
23 Education by the Department of Revenue under Section 18-8.05

1 unless the requirements of Section 16-15 of the Property Tax  
2 Code and Section 2-3.84 of this Code are complied with in all  
3 respects.

4 This paragraph applies to all requests for recomputation of  
5 a general State aid claim received after June 30, 2003. In  
6 recomputing a general State aid claim that was originally  
7 calculated using an extension limitation equalized assessed  
8 valuation under paragraph (3) of subsection (G) of Section  
9 18-8.05 of this Code, a qualifying reduction in equalized  
10 assessed valuation shall be deducted from the extension  
11 limitation equalized assessed valuation that was used in  
12 calculating the original claim.

13 From the total amount of general State aid to be provided  
14 to districts, adjustments as a result of recomputation under  
15 this Section together with adjustments under Section 2-3.84  
16 must not exceed \$25 million, in the aggregate for all districts  
17 under both Sections combined, of the general State aid  
18 appropriation in any fiscal year; if necessary, amounts shall  
19 be prorated among districts. If it is necessary to prorate  
20 claims under this paragraph, then that portion of each prorated  
21 claim that is approved but not paid in the current fiscal year  
22 may be resubmitted as a valid claim in the following fiscal  
23 year.

24 (Source: P.A. 93-845, eff. 7-30-04.)