



Rep. Shane Cultra

**Filed: 3/31/2004**

09300HB6064ham001

LRB093 14918 RAS 49221 a

1 AMENDMENT TO HOUSE BILL 6064

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 6064 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Sections  
5 18-8.2, and 18-8.5 as follows:

6 (105 ILCS 5/18-8.2) (from Ch. 122, par. 18-8.2)

7 Sec. 18-8.2. Supplementary State aid for new and for  
8 certain annexing districts and for cooperative high schools.

9 (a) After the formation of a new district, a computation  
10 shall be made to determine the difference between the salaries  
11 effective in each of the previously existing districts on June  
12 30, prior to the creation of the new district. For the first 4  
13 years after the formation of the new district or if the new  
14 district was formed after October 31, 1982 and prior to the  
15 effective date of this amendatory Act of 1985, for the 3 years  
16 immediately following such effective date, a supplementary  
17 State aid reimbursement shall be paid to the new district equal  
18 to the difference between the sum of the salaries earned by  
19 each of the certificated members of the new district while  
20 employed in one of the previously existing districts during the  
21 year immediately preceding the formation of the new district  
22 and the sum of the salaries those certificated members would  
23 have been paid during the year immediately prior to the  
24 formation of the new district if placed on the salary schedule

1 of the previously existing district with the highest salary  
2 schedule.

3 (b) After the territory of one or more school districts is  
4 annexed by one or more other school districts, or after the  
5 division (pursuant to petition under Section 11A-2) of a unit  
6 school district or districts into 2 or more parts which all are  
7 included in 2 or more other community unit districts resulting  
8 upon that division, a computation shall be made to determine  
9 the difference between the salaries effective in each such  
10 annexed or divided district and in the annexing or resulting  
11 district or districts as they each were constituted on June 30  
12 preceding the date when the change of boundaries attributable  
13 to such annexation or division became effective for all  
14 purposes as determined under Section 7-9, 7A-8 or 11A-10. For  
15 the first 4 years after any such annexation or division, a  
16 supplementary State aid reimbursement shall be paid to each  
17 annexing or resulting district as constituted after the  
18 annexation or division equal to the difference between the sum  
19 of the salaries earned by each of the certificated members of  
20 such annexing or resulting district as constituted after the  
21 annexation or division while employed in an annexed or annexing  
22 district, or in a divided or resulting district, during the  
23 year immediately preceding the annexation or division, and the  
24 sum of the salaries those certificated members would have been  
25 paid during such immediately preceding year if placed on the  
26 salary schedule of whichever of such annexing or annexed  
27 districts, or resulting or divided districts, had the highest  
28 salary schedule during such immediately preceding year.

29 (b-5) After the formation of a cooperative high school by 2  
30 or more school districts under Section 10-22.22c of this Code,  
31 a computation shall be made to determine the difference between  
32 the salaries effective in each of the previously existing high  
33 schools on June 30 prior to the formation of the cooperative  
34 high school. For the first 4 years after the formation of the

1 cooperative high school, a supplementary State aid  
2 reimbursement shall be paid to the cooperative high school  
3 equal to the difference between the sum of the salaries earned  
4 by each of the certificated members of the cooperative high  
5 school while employed in one of the previously existing high  
6 schools during the year immediately preceding the formation of  
7 the cooperative high school and the sum of the salaries those  
8 certificated members would have been paid during the year  
9 immediately prior to the formation of the cooperative high  
10 school if placed on the salary schedule of the previously  
11 existing high school with the highest salary schedule.

12 (c) Such supplementary State aid reimbursement shall be  
13 treated as separate from all other payments made pursuant to  
14 Section ~~18-8~~ or 18-8.05. In the case of the formation of a new  
15 district or cooperative high school, reimbursement shall begin  
16 during the first year of operation of the new district or  
17 cooperative high school; and in the case of an annexation of  
18 the territory of one or more school districts by one or more  
19 other school districts, or the division (pursuant to petition  
20 under Section 11A-2) of a unit school district or districts  
21 into 2 or more parts which all are included in 2 or more other  
22 community unit districts resulting upon that division,  
23 reimbursement shall begin during the first year when the change  
24 in boundaries attributable to such annexation or division  
25 becomes effective for all purposes as determined pursuant to  
26 Section 7-9, 7A-8 or 11A-10. Each year any such new, annexing  
27 or resulting district or cooperative high school, as the case  
28 may be, is entitled to receive reimbursement, the number of  
29 eligible certified members who are employed on October 1 in any  
30 such district or cooperative high school shall be certified to  
31 the State Board of Education on prescribed forms by October 15  
32 and payment shall be made on or before November 15 of that  
33 year.

34 (d) If a unit school district annexes all the territory of

1 another unit school district effective for all purposes  
 2 pursuant to Section 7-9 on July 1, 1988, and if part of the  
 3 annexed territory is detached within 90 days after July 1,  
 4 1988, then the detachment shall be disregarded in computing the  
 5 supplementary State aid reimbursements under this Section for  
 6 the entire 3 year period and the supplementary State aid  
 7 reimbursements shall not be diminished because of the  
 8 detachment.

9 (e) The changes made by this amendatory Act of 1989 are  
 10 intended to be retroactive and applicable to any annexation  
 11 taking effect after August 1, 1987.

12 (Source: P.A. 90-548, eff. 1-1-98.)

13 (105 ILCS 5/18-8.5) (from Ch. 122, par. 18-8.5)

14 Sec. 18-8.5. Supplementary State aid for new, annexing or  
 15 resulting districts and for cooperative high schools.

16 (a) Following the formation of a new school district  
 17 pursuant to Article 11A or 11B, or of a new elementary school  
 18 district pursuant to Article 7A, or the annexation of all of  
 19 the territory of one or more entire school districts by one or  
 20 more other school districts, or the division pursuant to  
 21 petition under Section 11A-2 of a unit school district or  
 22 districts into 2 or more parts which all are included in 2 or  
 23 more other community unit districts resulting upon that  
 24 division, a supplementary State aid reimbursement shall be paid  
 25 for the number of school years determined under the following  
 26 table to each new, annexing or resulting district equal to the  
 27 sum of \$4,000 for each certified employee who is employed by  
 28 such district on a full-time basis for the regular term of any  
 29 such school year:

30	Reorganized District's Rank	Reorganized District's Rank
31	by type of district (unit,	in Average Daily Attendance
32	high school, elementary)	By Quintile
33	in Equalized Assessed Value	

1 Per Pupil by Quintile

2				3rd, 4th
3		1st	2nd	or 5th
4		Quintile	Quintile	Quintile
5	1st Quintile	1 year	1 year	1 year
6	2nd Quintile	1 year	2 years	2 years
7	3rd Quintile	2 years	3 years	3 years
8	4th Quintile	2 years	3 years	3 years
9	5th Quintile	2 years	3 years	3 years

10 The State Board of Education shall make a one-time calculation  
 11 of a reorganized district's quintile ranks. The average daily  
 12 attendance used in this calculation shall be the best 3 months'  
 13 average daily attendance for the district's first year. The  
 14 equalized assessed value per pupil shall be the district's real  
 15 property equalized assessed value used in calculating the  
 16 district's first-year general State aid claim divided by the  
 17 best 3 months' average daily attendance.

18 No annexing or resulting school district shall be entitled  
 19 to supplementary State aid under this Section unless such  
 20 district acquires at least 30% of the average daily attendance  
 21 of the district from which the territory is being detached or  
 22 divided.

23 If a district results from multiple reorganizations that  
 24 would otherwise qualify the district for multiple payments  
 25 under this Section in any year, the district shall receive a  
 26 single payment only for that year based solely on the most  
 27 recent reorganization.

28 (a-5) Following the formation of a cooperative high school  
 29 by 2 or more school districts under Section 10-22.22c of this  
 30 Code, a supplementary State aid reimbursement shall be paid for  
 31 3 school years to the cooperative high school equal to the sum  
 32 of \$4,000 for each certified employee who is employed by the  
 33 cooperative high school on a full-time basis for the regular  
 34 term of any such school year. If a cooperative high school

1 results from multiple agreements that would otherwise qualify  
2 the cooperative high school for multiple payments under this  
3 Section in any year, the cooperative high school shall receive  
4 a single payment for that year based solely on the most recent  
5 agreement.

6 (b) The supplementary State aid reimbursement payable  
7 under this Section shall be separate from and in addition to  
8 all other payments made to the district pursuant to any other  
9 Section of this Article.

10 (c) During May of each school year for which a  
11 supplementary State aid reimbursement is to be paid to a new,  
12 annexing or resulting school district or cooperative high  
13 school pursuant to this Section, the school board or governing  
14 board shall certify to the State Board of Education, on forms  
15 furnished to the school board or governing board by the State  
16 Board of Education for purposes of this Section, the number of  
17 certified employees for which the district or cooperative high  
18 school is entitled to reimbursement under this Section,  
19 together with the names, certificate numbers and positions held  
20 by such certified employees.

21 (d) Upon certification by the State Board of Education to  
22 the State Comptroller of the amount of the supplementary State  
23 aid reimbursement to which a school district or cooperative  
24 high school is entitled by this Section, the State Comptroller  
25 shall draw his warrant upon the State Treasurer for the payment  
26 thereof to the school district or cooperative high school and  
27 shall promptly transmit the payment to the school district or  
28 cooperative high school through the appropriate school  
29 treasurer.

30 (e) The changes to this Section made by P.A. 88-555 shall  
31 apply to all reorganizations for which the petitions are filed  
32 with the regional board of school trustees or the regional  
33 superintendent, as the case may be, on or after January 1,  
34 1995.

1 (Source: P.A. 87-10; 87-435; 87-1210; 88-555, eff. 7-27-94;  
2 88-686, eff. 1-24-95.)

3 Section 10. The School Construction Law is amended by  
4 changing Section 5-5 as follows:

5 (105 ILCS 230/5-5)

6 Sec. 5-5. Definitions. As used in this Article:

7 "Approved school construction bonds" mean bonds that were  
8 approved by referendum after January 1, 1996 but prior to  
9 January 1, 1998 as provided in Sections 19-2 through 19-7 of  
10 the School Code to provide funds for the acquisition,  
11 development, construction, reconstruction, rehabilitation,  
12 improvement, architectural planning, and installation of  
13 capital facilities consisting of buildings, structures,  
14 durable-equipment, and land for educational purposes.

15 "Grant index" means a figure for each school district equal  
16 to one minus the ratio of the district's equalized assessed  
17 valuation per pupil in average daily attendance to the  
18 equalized assessed valuation per pupil in average daily  
19 attendance of the district located at the 90th percentile for  
20 all districts of the same category. For the purpose of  
21 calculating the grant index, school districts are grouped into  
22 2 categories, Category I and Category II. Category I consists  
23 of elementary and unit school districts. The equalized assessed  
24 valuation per pupil in average daily attendance of each school  
25 district in Category I shall be computed using its grades  
26 kindergarten through 8 average daily attendance figure. A unit  
27 school district's Category I grant index shall be used for  
28 projects or portions of projects constructed for elementary  
29 school pupils. Category II consists of high school and unit  
30 school districts. The equalized assessed valuation per pupil in  
31 average daily attendance of each school district in Category II  
32 shall be computed using its grades 9 through 12 average daily

1 attendance figure. A unit school district's Category II grant  
2 index shall be used for projects or portions of projects  
3 constructed for high school pupils. The changes made by this  
4 amendatory Act of the 92nd General Assembly apply to all grants  
5 made on or after the effective date of this amendatory Act,  
6 provided that for grants not yet made on the effective date of  
7 this amendatory Act but made in fiscal year 2001 and for grants  
8 made in fiscal year 2002, the grant index for a school district  
9 shall be the greater of (i) the grant index as calculated under  
10 this Law on or after the effective date of this amendatory Act  
11 or (ii) the grant index as calculated under this Law before the  
12 effective date of this amendatory Act. The grant index shall be  
13 no less than 0.35 and no greater than 0.75 for each district;  
14 provided that the grant index for districts whose equalized  
15 assessed valuation per pupil in average daily attendance is at  
16 the 99th percentile and above for all districts of the same  
17 type shall be 0.00.

18 "School construction project" means the acquisition,  
19 development, construction, reconstruction, rehabilitation,  
20 improvement, architectural planning, and installation of  
21 capital facilities consisting of buildings, structures,  
22 durable equipment, and land for educational purposes.

23 "School district" includes a cooperative high school,  
24 which shall be considered a high school district for the  
25 purpose of calculating its grant index.

26 "School maintenance project" means a project, other than a  
27 school construction project, intended to provide for the  
28 maintenance or upkeep of buildings or structures for  
29 educational purposes, but does not include ongoing operational  
30 costs.

31 (Source: P.A. 91-38, eff. 6-15-99; 92-168, eff. 7-26-01.)

32 Section 99. Effective date. This Act takes effect upon  
33 becoming law."