



Rep. Frank J. Mautino

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LRB097 09338 AMC 59718 a

1 AMENDMENT TO SENATE BILL 2147

2 AMENDMENT NO. _____. Amend Senate Bill 2147, AS AMENDED,
3 by replacing everything after the enacting clause with the
4 following:

5 "Section 5. The State Revenue Sharing Act is amended by
6 changing Section 12 as follows:

7 (30 ILCS 115/12) (from Ch. 85, par. 616)

8 Sec. 12. Personal Property Tax Replacement Fund. There is
9 hereby created the Personal Property Tax Replacement Fund, a
10 special fund in the State Treasury into which shall be paid all
11 revenue realized:

12 (a) all amounts realized from the additional personal
13 property tax replacement income tax imposed by subsections (c)
14 and (d) of Section 201 of the Illinois Income Tax Act, except
15 for those amounts deposited into the Income Tax Refund Fund
16 pursuant to subsection (c) of Section 901 of the Illinois

1 Income Tax Act; and

2 (b) all amounts realized from the additional personal
3 property replacement invested capital taxes imposed by Section
4 2a.1 of the Messages Tax Act, Section 2a.1 of the Gas Revenue
5 Tax Act, Section 2a.1 of the Public Utilities Revenue Act, and
6 Section 3 of the Water Company Invested Capital Tax Act, and
7 amounts payable to the Department of Revenue under the
8 Telecommunications Infrastructure Maintenance Fee Act.

9 As soon as may be after the end of each month, the
10 Department of Revenue shall certify to the Treasurer and the
11 Comptroller the amount of all refunds paid out of the General
12 Revenue Fund through the preceding month on account of
13 overpayment of liability on taxes paid into the Personal
14 Property Tax Replacement Fund. Upon receipt of such
15 certification, the Treasurer and the Comptroller shall
16 transfer the amount so certified from the Personal Property Tax
17 Replacement Fund into the General Revenue Fund.

18 The payments of revenue into the Personal Property Tax
19 Replacement Fund shall be used exclusively for distribution to
20 taxing districts, regional offices and officials for fiscal
21 year 2012, and local officials as provided in this Section and
22 in the School Code, payment of the ordinary and contingent
23 expenses of the Property Tax Appeal Board, payment of the
24 expenses of the Department of Revenue incurred in administering
25 the collection and distribution of monies paid into the
26 Personal Property Tax Replacement Fund and transfers due to

1 refunds to taxpayers for overpayment of liability for taxes
2 paid into the Personal Property Tax Replacement Fund.

3 As soon as may be after the effective date of this
4 amendatory Act of 1980, the Department of Revenue shall certify
5 to the Treasurer the amount of net replacement revenue paid
6 into the General Revenue Fund prior to that effective date from
7 the additional tax imposed by Section 2a.1 of the Messages Tax
8 Act; Section 2a.1 of the Gas Revenue Tax Act; Section 2a.1 of
9 the Public Utilities Revenue Act; Section 3 of the Water
10 Company Invested Capital Tax Act; amounts collected by the
11 Department of Revenue under the Telecommunications
12 Infrastructure Maintenance Fee Act; and the additional
13 personal property tax replacement income tax imposed by the
14 Illinois Income Tax Act, as amended by Public Act 81-1st
15 Special Session-1. Net replacement revenue shall be defined as
16 the total amount paid into and remaining in the General Revenue
17 Fund as a result of those Acts minus the amount outstanding and
18 obligated from the General Revenue Fund in state vouchers or
19 warrants prior to the effective date of this amendatory Act of
20 1980 as refunds to taxpayers for overpayment of liability under
21 those Acts.

22 All interest earned by monies accumulated in the Personal
23 Property Tax Replacement Fund shall be deposited in such Fund.
24 All amounts allocated pursuant to this Section are appropriated
25 on a continuing basis.

26 Prior to December 31, 1980, as soon as may be after the end

1 of each quarter beginning with the quarter ending December 31,
2 1979, and on and after December 31, 1980, as soon as may be
3 after January 1, March 1, April 1, May 1, July 1, August 1,
4 October 1 and December 1 of each year, the Department of
5 Revenue shall allocate to each taxing district as defined in
6 Section 1-150 of the Property Tax Code, in accordance with the
7 provisions of paragraph (2) of this Section the portion of the
8 funds held in the Personal Property Tax Replacement Fund which
9 is required to be distributed, as provided in paragraph (1),
10 for each quarter. Provided, however, under no circumstances
11 shall any taxing district during each of the first two years of
12 distribution of the taxes imposed by this amendatory Act of
13 1979 be entitled to an annual allocation which is less than the
14 funds such taxing district collected from the 1978 personal
15 property tax. Provided further that under no circumstances
16 shall any taxing district during the third year of distribution
17 of the taxes imposed by this amendatory Act of 1979 receive
18 less than 60% of the funds such taxing district collected from
19 the 1978 personal property tax. In the event that the total of
20 the allocations made as above provided for all taxing
21 districts, during either of such 3 years, exceeds the amount
22 available for distribution the allocation of each taxing
23 district shall be proportionately reduced. Except as provided
24 in Section 13 of this Act, the Department shall then certify,
25 pursuant to appropriation, such allocations to the State
26 Comptroller who shall pay over to the several taxing districts

1 the respective amounts allocated to them.

2 Any township which receives an allocation based in whole or
3 in part upon personal property taxes which it levied pursuant
4 to Section 6-507 or 6-512 of the Illinois Highway Code and
5 which was previously required to be paid over to a municipality
6 shall immediately pay over to that municipality a proportionate
7 share of the personal property replacement funds which such
8 township receives.

9 Any municipality or township, other than a municipality
10 with a population in excess of 500,000, which receives an
11 allocation based in whole or in part on personal property taxes
12 which it levied pursuant to Sections 3-1, 3-4 and 3-6 of the
13 Illinois Local Library Act and which was previously required to
14 be paid over to a public library shall immediately pay over to
15 that library a proportionate share of the personal property tax
16 replacement funds which such municipality or township
17 receives; provided that if such a public library has converted
18 to a library organized under The Illinois Public Library
19 District Act, regardless of whether such conversion has
20 occurred on, after or before January 1, 1988, such
21 proportionate share shall be immediately paid over to the
22 library district which maintains and operates the library.
23 However, any library that has converted prior to January 1,
24 1988, and which hitherto has not received the personal property
25 tax replacement funds, shall receive such funds commencing on
26 January 1, 1988.

1 Any township which receives an allocation based in whole or
2 in part on personal property taxes which it levied pursuant to
3 Section 1c of the Public Graveyards Act and which taxes were
4 previously required to be paid over to or used for such public
5 cemetery or cemeteries shall immediately pay over to or use for
6 such public cemetery or cemeteries a proportionate share of the
7 personal property tax replacement funds which the township
8 receives.

9 Any taxing district which receives an allocation based in
10 whole or in part upon personal property taxes which it levied
11 for another governmental body or school district in Cook County
12 in 1976 or for another governmental body or school district in
13 the remainder of the State in 1977 shall immediately pay over
14 to that governmental body or school district the amount of
15 personal property replacement funds which such governmental
16 body or school district would receive directly under the
17 provisions of paragraph (2) of this Section, had it levied its
18 own taxes.

19 (1) The portion of the Personal Property Tax
20 Replacement Fund required to be distributed as of the time
21 allocation is required to be made shall be the amount
22 available in such Fund as of the time allocation is
23 required to be made.

24 The amount available for distribution shall be the
25 total amount in the fund at such time minus the necessary
26 administrative and other authorized expenses as limited by

1 the appropriation and the amount determined by: (a) \$2.8
2 million for fiscal year 1981; (b) for fiscal year 1982,
3 .54% of the funds distributed from the fund during the
4 preceding fiscal year; (c) for fiscal year 1983 through
5 fiscal year 1988, .54% of the funds distributed from the
6 fund during the preceding fiscal year less .02% of such
7 fund for fiscal year 1983 and less .02% of such funds for
8 each fiscal year thereafter; (d) for fiscal year 1989
9 through fiscal year 2011 no more than 105% of the actual
10 administrative expenses of the prior fiscal year; ~~or~~ (e)
11 for fiscal year 2012 and beyond, a sufficient amount to pay
12 (i) stipends, additional compensation, salary
13 reimbursements, and other amounts directed to be paid out
14 of this Fund for local ~~government~~ officials as authorized
15 or required by statute and (ii) no more than 105% of the
16 actual administrative expenses of the prior fiscal year,
17 including payment of the ordinary and contingent expenses
18 of the Property Tax Appeal Board and payment of the
19 expenses of the Department of Revenue incurred in
20 administering the collection and distribution of moneys
21 paid into the Fund; or (f) for fiscal year 2012 only, a
22 sufficient amount to pay stipends, additional
23 compensation, salary reimbursements, and other amounts
24 directed to be paid out of this Fund for regional offices
25 and officials as authorized or required by statute. Such
26 portion of the fund shall be determined after the transfer

1 into the General Revenue Fund due to refunds, if any, paid
2 from the General Revenue Fund during the preceding quarter.
3 If at any time, for any reason, there is insufficient
4 amount in the Personal Property Tax Replacement Fund for
5 payments for regional offices and officials or local
6 officials or payment of costs of administration or for
7 transfers due to refunds at the end of any particular
8 month, the amount of such insufficiency shall be carried
9 over for the purposes of payments for regional offices and
10 officials, local officials, transfers into the General
11 Revenue Fund, ~~and for purposes of~~ costs of administration
12 to the following month or months. Net replacement revenue
13 held, and defined above, shall be transferred by the
14 Treasurer and Comptroller to the Personal Property Tax
15 Replacement Fund within 10 days of such certification.

16 (2) Each quarterly allocation shall first be
17 apportioned in the following manner: 51.65% for taxing
18 districts in Cook County and 48.35% for taxing districts in
19 the remainder of the State.

20 The Personal Property Replacement Ratio of each taxing
21 district outside Cook County shall be the ratio which the Tax
22 Base of that taxing district bears to the Downstate Tax Base.
23 The Tax Base of each taxing district outside of Cook County is
24 the personal property tax collections for that taxing district
25 for the 1977 tax year. The Downstate Tax Base is the personal
26 property tax collections for all taxing districts in the State

1 outside of Cook County for the 1977 tax year. The Department of
2 Revenue shall have authority to review for accuracy and
3 completeness the personal property tax collections for each
4 taxing district outside Cook County for the 1977 tax year.

5 The Personal Property Replacement Ratio of each Cook County
6 taxing district shall be the ratio which the Tax Base of that
7 taxing district bears to the Cook County Tax Base. The Tax Base
8 of each Cook County taxing district is the personal property
9 tax collections for that taxing district for the 1976 tax year.
10 The Cook County Tax Base is the personal property tax
11 collections for all taxing districts in Cook County for the
12 1976 tax year. The Department of Revenue shall have authority
13 to review for accuracy and completeness the personal property
14 tax collections for each taxing district within Cook County for
15 the 1976 tax year.

16 For all purposes of this Section 12, amounts paid to a
17 taxing district for such tax years as may be applicable by a
18 foreign corporation under the provisions of Section 7-202 of
19 the Public Utilities Act, as amended, shall be deemed to be
20 personal property taxes collected by such taxing district for
21 such tax years as may be applicable. The Director shall
22 determine from the Illinois Commerce Commission, for any tax
23 year as may be applicable, the amounts so paid by any such
24 foreign corporation to any and all taxing districts. The
25 Illinois Commerce Commission shall furnish such information to
26 the Director. For all purposes of this Section 12, the Director

1 shall deem such amounts to be collected personal property taxes
2 of each such taxing district for the applicable tax year or
3 years.

4 Taxing districts located both in Cook County and in one or
5 more other counties shall receive both a Cook County allocation
6 and a Downstate allocation determined in the same way as all
7 other taxing districts.

8 If any taxing district in existence on July 1, 1979 ceases
9 to exist, or discontinues its operations, its Tax Base shall
10 thereafter be deemed to be zero. If the powers, duties and
11 obligations of the discontinued taxing district are assumed by
12 another taxing district, the Tax Base of the discontinued
13 taxing district shall be added to the Tax Base of the taxing
14 district assuming such powers, duties and obligations.

15 If two or more taxing districts in existence on July 1,
16 1979, or a successor or successors thereto shall consolidate
17 into one taxing district, the Tax Base of such consolidated
18 taxing district shall be the sum of the Tax Bases of each of
19 the taxing districts which have consolidated.

20 If a single taxing district in existence on July 1, 1979,
21 or a successor or successors thereto shall be divided into two
22 or more separate taxing districts, the tax base of the taxing
23 district so divided shall be allocated to each of the resulting
24 taxing districts in proportion to the then current equalized
25 assessed value of each resulting taxing district.

26 If a portion of the territory of a taxing district is

1 disconnected and annexed to another taxing district of the same
2 type, the Tax Base of the taxing district from which
3 disconnection was made shall be reduced in proportion to the
4 then current equalized assessed value of the disconnected
5 territory as compared with the then current equalized assessed
6 value within the entire territory of the taxing district prior
7 to disconnection, and the amount of such reduction shall be
8 added to the Tax Base of the taxing district to which
9 annexation is made.

10 If a community college district is created after July 1,
11 1979, beginning on the effective date of this amendatory Act of
12 1995, its Tax Base shall be 3.5% of the sum of the personal
13 property tax collected for the 1977 tax year within the
14 territorial jurisdiction of the district.

15 The amounts allocated and paid to taxing districts pursuant
16 to the provisions of this amendatory Act of 1979 shall be
17 deemed to be substitute revenues for the revenues derived from
18 taxes imposed on personal property pursuant to the provisions
19 of the "Revenue Act of 1939" or "An Act for the assessment and
20 taxation of private car line companies", approved July 22,
21 1943, as amended, or Section 414 of the Illinois Insurance
22 Code, prior to the abolition of such taxes and shall be used
23 for the same purposes as the revenues derived from ad valorem
24 taxes on real estate.

25 Monies received by any taxing districts from the Personal
26 Property Tax Replacement Fund shall be first applied toward

1 payment of the proportionate amount of debt service which was
2 previously levied and collected from extensions against
3 personal property on bonds outstanding as of December 31, 1978
4 and next applied toward payment of the proportionate share of
5 the pension or retirement obligations of the taxing district
6 which were previously levied and collected from extensions
7 against personal property. For each such outstanding bond
8 issue, the County Clerk shall determine the percentage of the
9 debt service which was collected from extensions against real
10 estate in the taxing district for 1978 taxes payable in 1979,
11 as related to the total amount of such levies and collections
12 from extensions against both real and personal property. For
13 1979 and subsequent years' taxes, the County Clerk shall levy
14 and extend taxes against the real estate of each taxing
15 district which will yield the said percentage or percentages of
16 the debt service on such outstanding bonds. The balance of the
17 amount necessary to fully pay such debt service shall
18 constitute a first and prior lien upon the monies received by
19 each such taxing district through the Personal Property Tax
20 Replacement Fund and shall be first applied or set aside for
21 such purpose. In counties having fewer than 3,000,000
22 inhabitants, the amendments to this paragraph as made by this
23 amendatory Act of 1980 shall be first applicable to 1980 taxes
24 to be collected in 1981.

25 (Source: P.A. 96-45, eff. 7-15-09; 97-72, eff. 7-1-11.)

1 Section 10. The Counties Code is amended by changing
2 Section 4-8002 as follows:

3 (55 ILCS 5/4-8002) (from Ch. 34, par. 4-8002)

4 Sec. 4-8002. Additional compensation of sheriff and
5 recorder.

6 (a) In addition to any salary otherwise provided by law,
7 beginning December 1, 1998, subject to appropriation, the
8 sheriff of Cook County for his or her additional duties imposed
9 by other statutes or laws shall receive an annual stipend to be
10 paid by the Illinois Department of Revenue out of the Personal
11 Property Tax Replacement Fund in the amount of \$6,500. The
12 county board shall not reduce or otherwise impair the
13 compensation payable from county funds to the sheriff if the
14 reduction or impairment is the result of the sheriff receiving
15 a stipend payable from State funds.

16 (b) In addition to any salary otherwise provided by law,
17 beginning December 1, 2000, subject to appropriation, the
18 recorder of deeds of Cook County for his or her additional
19 duties imposed by law shall receive an annual stipend to be
20 paid by the State ~~Illinois Department of Revenue out of the~~
21 ~~Personal Property Tax Replacement Fund~~ in an amount equal to
22 the stipend paid to each recorder in other counties under
23 subsection (d) of Section 4-6001 of this Code. The county board
24 may not reduce or otherwise impair the compensation payable
25 from county funds to the recorder of deeds if the reduction or

1 impairment is the result of the recorder of deeds receiving a
2 stipend payable from State funds.

3 (Source: P.A. 97-72, eff. 7-1-11.)

4 Section 15. The School Code is amended by changing Sections
5 2-3.62, 3-2.5, 3-15.10, and 18-5 and by adding Section 3A-18 as
6 follows:

7 (105 ILCS 5/2-3.62) (from Ch. 122, par. 2-3.62)

8 Sec. 2-3.62. Educational Service Centers.

9 (a) A regional network of educational service centers shall
10 be established by the State Board of Education to coordinate
11 and combine existing services in a manner which is practical
12 and efficient and to provide new services to schools as
13 provided in this Section. Services to be made available by such
14 centers shall include the planning, implementation and
15 evaluation of:

16 (1) (blank);

17 (2) computer technology education;

18 (3) mathematics, science and reading resources for
19 teachers including continuing education, inservice
20 training and staff development.

21 The centers may provide training, technical assistance,
22 coordination and planning in other program areas such as school
23 improvement, school accountability, financial planning,
24 consultation, and services, career guidance, early childhood

1 education, alcohol/drug education and prevention, family life
2 - sex education, electronic transmission of data from school
3 districts to the State, alternative education and regional
4 special education, and telecommunications systems that provide
5 distance learning. Such telecommunications systems may be
6 obtained through the Department of Central Management Services
7 pursuant to Section 405-270 of the Department of Central
8 Management Services Law (20 ILCS 405/405-270). The programs and
9 services of educational service centers may be offered to
10 private school teachers and private school students within each
11 service center area provided public schools have already been
12 afforded adequate access to such programs and services.

13 Upon the abolition of the office, removal from office,
14 disqualification for office, resignation from office, or
15 expiration of the current term of office of the regional
16 superintendent of schools, whichever is earlier, centers
17 serving that portion of a Class II county school unit outside
18 of a city of 500,000 or more inhabitants shall have and
19 exercise, in and with respect to each educational service
20 region having a population of 2,000,000 or more inhabitants and
21 in and with respect to each school district located in any such
22 educational service region, all of the rights, powers, duties,
23 and responsibilities theretofore vested by law in and exercised
24 and performed by the regional superintendent of schools for
25 that area under the provisions of this Code or any other laws
26 of this State.

1 The State Board of Education shall promulgate rules and
2 regulations necessary to implement this Section. The rules
3 shall include detailed standards which delineate the scope and
4 specific content of programs to be provided by each Educational
5 Service Center, as well as the specific planning,
6 implementation and evaluation services to be provided by each
7 Center relative to its programs. The Board shall also provide
8 the standards by which it will evaluate the programs provided
9 by each Center.

10 (b) Centers serving Class 1 county school units shall be
11 governed by an 11-member board, 3 members of which shall be
12 public school teachers nominated by the local bargaining
13 representatives to the appropriate regional superintendent for
14 appointment and no more than 3 members of which shall be from
15 each of the following categories, including but not limited to
16 superintendents, regional superintendents, school board
17 members and a representative of an institution of higher
18 education. The members of the board shall be appointed by the
19 regional superintendents whose school districts are served by
20 the educational service center. The composition of the board
21 will reflect the revisions of this amendatory Act of 1989 as
22 the terms of office of current members expire.

23 (c) The centers shall be of sufficient size and number to
24 assure delivery of services to all local school districts in
25 the State.

26 (d) From monies appropriated for this program the State

1 Board of Education shall provide grants paid from the Personal
2 Property Tax Replacement Fund for fiscal year 2012 only, and
3 from the General Revenue Fund for fiscal year 2013 and beyond
4 to qualifying Educational Service Centers applying for such
5 grants in accordance with rules and regulations promulgated by
6 the State Board of Education to implement this Section.

7 (e) The governing authority of each of the 18 regional
8 educational service centers shall appoint a family life - sex
9 education advisory board consisting of 2 parents, 2 teachers, 2
10 school administrators, 2 school board members, 2 health care
11 professionals, one library system representative, and the
12 director of the regional educational service center who shall
13 serve as chairperson of the advisory board so appointed.
14 Members of the family life - sex education advisory boards
15 shall serve without compensation. Each of the advisory boards
16 appointed pursuant to this subsection shall develop a plan for
17 regional teacher-parent family life - sex education training
18 sessions and shall file a written report of such plan with the
19 governing board of their regional educational service center.
20 The directors of each of the regional educational service
21 centers shall thereupon meet, review each of the reports
22 submitted by the advisory boards and combine those reports into
23 a single written report which they shall file with the Citizens
24 Council on School Problems prior to the end of the regular
25 school term of the 1987-1988 school year.

26 (f) The 14 educational service centers serving Class I

1 county school units shall be disbanded on the first Monday of
2 August, 1995, and their statutory responsibilities and
3 programs shall be assumed by the regional offices of education,
4 subject to rules and regulations developed by the State Board
5 of Education. The regional superintendents of schools elected
6 by the voters residing in all Class I counties shall serve as
7 the chief administrators for these programs and services. By
8 rule of the State Board of Education, the 10 educational
9 service regions of lowest population shall provide such
10 services under cooperative agreements with larger regions.

11 (Source: P.A. 96-893, eff. 7-1-10.)

12 (105 ILCS 5/3-2.5)

13 Sec. 3-2.5. Salaries.

14 (a) Except as otherwise provided in this Section, the
15 regional superintendents of schools shall receive for their
16 services an annual salary according to the population, as
17 determined by the last preceding federal census, of the region
18 they serve, as set out in the following schedule:

19 SALARIES OF REGIONAL SUPERINTENDENTS OF
20 SCHOOLS

| 21 POPULATION OF REGION | ANNUAL SALARY |
|-------------------------|---------------|
| 22 Less than 48,000 | \$73,500 |
| 23 48,000 to 99,999 | \$78,000 |
| 24 100,000 to 999,999 | \$81,500 |
| 25 1,000,000 and over | \$83,500 |

1 The changes made by Public Act 86-98 in the annual salary
2 that the regional superintendents of schools shall receive for
3 their services shall apply to the annual salary received by the
4 regional superintendents of schools during each of their
5 elected terms of office that commence after July 26, 1989 and
6 before the first Monday of August, 1995.

7 The changes made by Public Act 89-225 in the annual salary
8 that regional superintendents of schools shall receive for
9 their services shall apply to the annual salary received by the
10 regional superintendents of schools during their elected terms
11 of office that commence after August 4, 1995 and end on August
12 1, 1999.

13 The changes made by this amendatory Act of the 91st General
14 Assembly in the annual salary that the regional superintendents
15 of schools shall receive for their services shall apply to the
16 annual salary received by the regional superintendents of
17 schools during each of their elected terms of office that
18 commence on or after August 2, 1999.

19 Beginning July 1, 2000, the salary that the regional
20 superintendent of schools receives for his or her services
21 shall be adjusted annually to reflect the percentage increase,
22 if any, in the most recent Consumer Price Index, as defined and
23 officially reported by the United States Department of Labor,
24 Bureau of Labor Statistics, except that no annual increment may
25 exceed 2.9%. If the percentage of change in the Consumer Price
26 Index is a percentage decrease, the salary that the regional

1 superintendent of schools receives shall not be adjusted for
2 that year.

3 When regional superintendents are authorized by the School
4 Code to appoint assistant regional superintendents, the
5 assistant regional superintendent shall receive an annual
6 salary based on his or her qualifications and computed as a
7 percentage of the salary of the regional superintendent to whom
8 he or she is assistant, as set out in the following schedule:

9 SALARIES OF ASSISTANT REGIONAL
10 SUPERINTENDENTS

| 11 QUALIFICATIONS OF | PERCENTAGE OF SALARY |
|-----------------------|----------------------|
| 12 ASSISTANT REGIONAL | OF REGIONAL |
| 13 SUPERINTENDENT | SUPERINTENDENT |

| | |
|------------------------------------|-----|
| 14 No Bachelor's degree, but State | |
| 15 certificate valid for teaching | |
| 16 and supervising. | 70% |

| | |
|----------------------------|-----|
| 17 Bachelor's degree plus | |
| 18 State certificate valid | |
| 19 for supervising. | 75% |

| | |
|----------------------------|-----|
| 20 Master's degree plus | |
| 21 State certificate valid | |
| 22 for supervising. | 90% |

23 However, in any region in which the appointment of more
24 than one assistant regional superintendent is authorized,
25 whether by Section 3-15.10 of this Code or otherwise, not more
26 than one assistant may be compensated at the 90% rate and any

1 other assistant shall be paid at not exceeding the 75% rate, in
2 each case depending on the qualifications of the assistant.

3 The salaries provided in this Section plus an amount for
4 other employment-related compensation or benefits for regional
5 superintendents and assistant regional superintendents are
6 payable monthly by the State Board of Education out of the
7 Personal Property Tax Replacement Fund through a specific
8 appropriation to that effect in the State Board of Education
9 budget for the fiscal year 2012 only, and are payable monthly
10 from the Common School Fund for fiscal year 2013 and beyond
11 through a specific appropriation to that effect in the State
12 Board of Education budget. The State Comptroller in making his
13 or her warrant to any county for the amount due it from the
14 Personal Property Tax Replacement Fund for the fiscal year 2012
15 only, and from the Common School Fund for fiscal year 2013 and
16 beyond shall deduct from it the several amounts for which
17 warrants have been issued to the regional superintendent, and
18 any assistant regional superintendent, of the educational
19 service region encompassing the county since the preceding
20 apportionment from the Personal Property Tax Replacement Fund
21 for the fiscal year 2012 only, and from the Common School Fund
22 for fiscal year 2013 and beyond.

23 County boards may provide for additional compensation for
24 the regional superintendent or the assistant regional
25 superintendents, or for each of them, to be paid quarterly from
26 the county treasury.

1 (b) Upon abolition of the office of regional superintendent
2 of schools in educational service regions containing 2,000,000
3 or more inhabitants as provided in Section 3-0.01 of this Code,
4 the funds provided under subsection (a) of this Section shall
5 continue to be appropriated and reallocated, as provided for
6 pursuant to subsection (b) of Section 3-0.01 of this Code, to
7 the educational service centers established pursuant to
8 Section 2-3.62 of this Code for an educational service region
9 containing 2,000,000 or more inhabitants.

10 (c) If the State pays all or any portion of the employee
11 contributions required under Section 16-152 of the Illinois
12 Pension Code for employees of the State Board of Education, it
13 shall also, subject to appropriation in the State Board of
14 Education budget for such payments to Regional Superintendents
15 and Assistant Regional Superintendents, pay the employee
16 contributions required of regional superintendents of schools
17 and assistant regional superintendents of schools on the same
18 basis, but excluding any contributions based on compensation
19 that is paid by the county rather than the State.

20 This subsection (c) applies to contributions based on
21 payments of salary earned after the effective date of this
22 amendatory Act of the 91st General Assembly, except that in the
23 case of an elected regional superintendent of schools, this
24 subsection does not apply to contributions based on payments of
25 salary earned during a term of office that commenced before the
26 effective date of this amendatory Act.

1 (Source: P.A. 96-893, eff. 7-1-10; 96-1086, eff. 7-16-10;
2 97-333, eff. 8-12-11.)

3 (105 ILCS 5/3-15.10) (from Ch. 122, par. 3-15.10)

4 Sec. 3-15.10. Assistant Regional Superintendent. To
5 employ, in counties or regions of 2,000,000 inhabitants or
6 less, in addition to any assistants authorized to be employed
7 with the approval of the county board, an assistant regional
8 superintendent of schools who shall be a person of good
9 attainment, versed in the principles and methods of education,
10 and qualified to teach and supervise schools under Article 21
11 of this Act; to fix the term of such assistant and direct his
12 work and define his duties. On the effective date of this
13 amendatory Act of the 96th General Assembly, in regions
14 established within that portion of a Class II county school
15 unit outside of a city of 500,000 or more inhabitants, the
16 employment of all persons serving as assistant county or
17 regional superintendents of schools is terminated, the
18 position of assistant regional superintendent of schools in
19 each such region is abolished, and this Section shall,
20 beginning on the effective date of this amendatory Act of the
21 96th General Assembly, have no further application in the
22 educational service region. Assistant regional superintendents
23 shall each be a person of good attainment, versed in the
24 principles and methods of education, and qualified to teach and
25 supervise schools under Article 21 of this Act. The work of

1 such assistant regional superintendent shall be so arranged and
2 directed that the county or regional superintendent and
3 assistant superintendent, together, shall devote an amount of
4 time during the school year, equal to at least the full time of
5 one individual, to the supervision of schools and of teaching
6 in the schools of the county.

7 A regional superintendent of schools shall not employ his
8 or her spouse, child, stepchild, or relative as an assistant
9 regional superintendent of schools. By September 1 each year, a
10 regional superintendent shall certify to the State Board of
11 Education that he or she has complied with this paragraph. If
12 the State Board of Education becomes aware of the fact that a
13 regional superintendent is employing his or her spouse, child,
14 stepchild, or relative as an assistant regional
15 superintendent, the State Board of Education shall report this
16 information to the Governor and the Comptroller, and the State
17 Board of Education shall not request for payment from the State
18 Comptroller any warrants for the payment of the assistant
19 regional superintendent's salary or other employment-related
20 compensation or benefits. In this paragraph, "relative" means a
21 grandparent, parent, aunt, uncle, sibling, first cousin,
22 nephew, niece, grandchild, or spouse of one of these persons.
23 This paragraph applies only to contracts for employment entered
24 into on or after the effective date of this amendatory Act of
25 the 91st General Assembly.

26 (Source: P.A. 96-893, eff. 7-1-10.)

1 (105 ILCS 5/3A-18 new)

2 Sec. 3A-18. Streamlining Illinois' Regional Offices of
3 Education Commission.

4 (a) Recognizing the virtue of the regional offices of
5 education in that locally elected public servants are working
6 closely with local school boards and superintendents and in
7 partnership with the State Board of Education, and in an effort
8 to deliver these educational services more efficiently and
9 effectively, there is hereby established the Streamlining
10 Illinois' Regional Offices of Education Commission. The
11 Commission shall explore and examine all duties of the State
12 Board of Education and all regional offices of education and
13 intermediate service centers, as well as the boundaries of the
14 educational service regions as defined in this Article, in
15 order to determine which duties and responsibilities should be
16 provided regionally to more appropriately and efficiently
17 deliver services and whether the boundaries of the education
18 service regions can be expanded to streamline the regional
19 offices of education. The Commission shall ensure that its
20 recommendations include specifics as to the necessary funding
21 to carry out identified responsibilities.

22 (b) The Commission shall consist of all of the following
23 voting members:

24 (1) One person appointed by the Governor, who shall
25 serve as chairperson of the Commission.

1 (2) One member appointed by the President of the
2 Senate.

3 (3) One member appointed by the Minority Leader of the
4 Senate.

5 (4) One member appointed by the Speaker of the House of
6 Representatives.

7 (5) One member appointed by the Minority Leader of the
8 House of Representatives.

9 (6) One member appointed by an association
10 representing regional superintendents of schools.

11 (7) One member appointed by an association
12 representing school boards.

13 (8) One member appointed by an association
14 representing school administrators.

15 (9) One member appointed by an association
16 representing school business officials.

17 (10) One member appointed by each of 2 statewide
18 associations representing teachers.

19 (11) One member from an intermediate service center
20 appointed by the State Superintendent of Education.

21 (12) One district superintendent from an urban school
22 district appointed by the State Superintendent of
23 Education.

24 (13) One district superintendent from a rural school
25 district appointed by the State Superintendent of
26 Education.

1 (14) One representative from the State Board of
2 Education appointed by the State Superintendent of
3 Education.

4 Members appointed by the legislative leaders shall be
5 appointed for the duration of the Commission; in the event of a
6 vacancy, the appointment to fill the vacancy shall be made by
7 the legislative leader of the same house and party as the
8 leader who made the original appointment.

9 (c) The Commission may begin to conduct business upon the
10 appointment of a majority of the voting members.

11 (d) The State Board of Education shall be the agency
12 responsible for providing staff and administrative support to
13 the Commission.

14 (e) Members of the Commission shall receive no compensation
15 for their participation, but may be reimbursed by the State
16 Board of Education for expenses in connection with their
17 participation, including travel, if funds are available.

18 (f) The Commission shall submit a final report of its
19 findings and recommendations to the Governor and the General
20 Assembly on or before August 1, 2012. The Commission may submit
21 other reports as it deems appropriate.

22 (g) The Commission is abolished on August 2, 2012, and this
23 Section is repealed on August 2, 2012.

24 (105 ILCS 5/18-5) (from Ch. 122, par. 18-5)

25 Sec. 18-5. Compensation of regional superintendents and

1 assistants. The State Board of Education shall request an
2 appropriation payable from the Personal Property Tax
3 Replacement Fund for fiscal year 2012 only, and the common
4 school fund for fiscal year 2013 and beyond as and for
5 compensation for regional superintendents of schools and the
6 assistant regional superintendents of schools authorized by
7 Section 3-15.10 of this Act, and as provided in "An Act
8 concerning fees and salaries and to classify the several
9 counties of this State with reference thereto", approved March
10 29, 1872 as amended, and shall present vouchers to the
11 Comptroller monthly for the payment to the several regional
12 superintendents and such assistant regional superintendents of
13 their compensation as fixed by law. Such payments shall be made
14 either (1) monthly, at the close of the month, or (2)
15 semimonthly on or around the 15th of the month and at the close
16 of the month, at the option of the regional superintendent or
17 assistant regional superintendent.

18 (Source: P.A. 83-686.)

19 Section 99. Effective date. This Act takes effect upon
20 becoming law."