



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB4397

by Rep. Jerry F. Costello, II

SYNOPSIS AS INTRODUCED:

30 ILCS 705/5
105 ILCS 230/5-200

from Ch. 127, par. 2305

Amends the Illinois Grant Funds Recovery Act and the School Construction Law. Provides that, notwithstanding the Illinois Grant Funds Recovery Act's 2-year time limitation on grant fund expenditures, for school energy efficiency grants awarded in 2014, grant funds may be made available for expenditure by a grantee for a period of 4 years from the date the funds were distributed by the State. Provides that any school energy efficiency grant funds not expended or legally obligated by the end of the grant agreement must be returned to the grantor agency within 45 days if the funds are not already on deposit with the grantor agency or the State Treasurer, and such returned funds must be deposited into the fund from which the original grant disbursement to the grantee was made. Effective immediately.

LRB099 15828 NHT 40137 b

FISCAL NOTE ACT
MAY APPLY

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 Illinois Grant Funds Recovery Act is amended
5 by changing Section 5 as follows:

6 (30 ILCS 705/5) (from Ch. 127, par. 2305)

7 Sec. 5. Time Limit on Expenditure of Grant Funds. Subject
8 to the restriction of Section 35 of the State Finance Act ~~"An~~
9 ~~Act in relation to State finance", approved June 10, 1919, as~~
10 ~~amended~~, no grant funds may be made available for expenditure
11 by a grantee for a period longer than 2 years, except where
12 such grant funds are disbursed in reimbursement of costs
13 previously incurred by the grantee and except as otherwise
14 provided in subsection (d) of Section 5-200 of the School
15 Construction Law. Any grant funds not expended or legally
16 obligated by the end of the grant agreement, or during the time
17 limitation to grant fund expenditures set forth in this
18 Section, must be returned to the grantor agency within 45 days,
19 if the funds are not already on deposit with the grantor agency
20 or the State Treasurer. Such returned funds shall be deposited
21 into the fund from which the original grant disbursement to the
22 grantee was made.

23 (Source: P.A. 83-640.)

1 Section 10. The School Construction Law is amended by
2 changing Section 5-200 as follows:

3 (105 ILCS 230/5-200)

4 Sec. 5-200. School energy efficiency grants.

5 (a) The State Board of Education is authorized to make
6 grants to school districts and special education cooperatives,
7 without regard to enrollment, for school energy efficiency
8 projects. These grants shall be paid out of moneys appropriated
9 for that purpose from the School Infrastructure Fund. No grant
10 under this Section for one fiscal year shall exceed \$250,000,
11 but a school district or special education cooperative may
12 receive grants for more than one project during one fiscal
13 year. A school district or special education cooperative must
14 provide local matching funds in an amount equal to the amount
15 of the grant under this Section. A school district or special
16 education cooperative has no entitlement to a grant under this
17 Section.

18 (b) The State Board of Education shall adopt rules to
19 implement this Section. These rules need not be the same as the
20 rules for school construction project grants or school
21 maintenance project grants. The rules may specify:

- 22 (1) the manner of applying for grants;
23 (2) project eligibility requirements;
24 (3) restrictions on the use of grant moneys;

1 (4) the manner in which school districts and special
2 education cooperatives must account for the use of grant
3 moneys; and

4 (5) any other provision that the State Board determines
5 to be necessary or useful for the administration of this
6 Section.

7 (c) In each school year in which school energy efficiency
8 project grants are awarded, 20% of the total amount awarded
9 shall be awarded to a school district in a city with a
10 population of more than 500,000, provided that the school
11 district complies with the requirements of this Section and the
12 rules adopted under this Section.

13 (d) Notwithstanding Section 5 of the Illinois Grant Funds
14 Recovery Act, for school energy efficiency grants awarded in
15 2014, grant funds may be made available for expenditure by a
16 grantee for a period of 4 years from the date the funds were
17 distributed by the State. Any grant funds not expended or
18 legally obligated by the end of the grant agreement must be
19 returned to the grantor agency within 45 days if the funds are
20 not already on deposit with the grantor agency or the State
21 Treasurer. Such returned funds must be deposited into the fund
22 from which the original grant disbursement to the grantee was
23 made.

24 (Source: P.A. 96-37, eff. 7-13-09; 96-1423, eff. 8-3-10;
25 97-205, eff. 7-28-11.)

26 Section 99. Effective date. This Act takes effect upon

1 becoming law.