

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 Construction Law is amended by
5 changing Section 5-5 as follows:

6 (105 ILCS 230/5-5)

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

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

16 "Grant index" means a figure for each school district equal
17 to one minus the ratio of the district's equalized assessed
18 valuation per pupil in average daily attendance to the
19 equalized assessed valuation per pupil in average daily
20 attendance of the district located at the 90th percentile for
21 all districts of the same category. For the purpose of
22 calculating the grant index, school districts are grouped into
23 2 categories, Category I and Category II. Category I consists

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

1 type shall be 0.00. For school districts that have consolidated
2 or approved a cooperative high school within a prior fiscal
3 year, the grant index shall be calculated for each of those
4 school districts that form the new school district or
5 cooperative high school. Whichever grant index is the highest
6 shall be used as the grant index for the newly consolidated
7 school district or approved cooperative high school.

8 The grant index shall be calculated for each of those
9 school districts forming a reorganized school district or
10 cooperative high school if one or more of the following happen
11 within the current or prior 2 fiscal years:

12 (1) a new school district is created in accordance with
13 Article 11E of the School Code;

14 (2) an existing school district annexes all of the
15 territory of one or more entire other school districts in
16 accordance with Article 7 of the School Code; or

17 (3) a cooperative high school is formed in accordance
18 with Section 10-22.22c of the School Code.

19 The average grant index of those school districts shall be used
20 as the grant index for the newly reorganized district or
21 cooperative high school.

22 "School construction project" means the acquisition,
23 development, construction, reconstruction, rehabilitation,
24 improvement, architectural planning, and installation of
25 capital facilities consisting of buildings, structures,
26 durable equipment, and land for educational purposes.

1 "School district" means a school district or a Type 40 area
2 vocational center that is jointly owned if the joint agreement
3 includes language that specifies how the debt obligation is to
4 be paid, including in the event that an entity withdraws from
5 the joint agreement.

6 "School district" includes a cooperative high school,
7 which shall be considered a high school district for the
8 purpose of calculating its grant index.

9 "School maintenance project" means a project, other than a
10 school construction project, intended to provide for the
11 maintenance or upkeep of buildings or structures for
12 educational purposes, but does not include ongoing operational
13 costs.

14 (Source: P.A. 96-731, eff. 8-25-09; 96-1381, eff. 1-1-11.)

15 Section 99. Effective date. This Act takes effect upon
16 becoming law.