



Rep. Robert Martwick

Filed: 2/22/2019

10100HB2267ham001

LRB101 08939 AXK 56356 a

1 AMENDMENT TO HOUSE BILL 2267

2 AMENDMENT NO. _____. Amend House Bill 2267 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Election Code is amended by changing
5 Sections 2A-1.2 and 2A-48 as follows:

6 (10 ILCS 5/2A-1.2) (from Ch. 46, par. 2A-1.2)

7 Sec. 2A-1.2. Consolidated schedule of elections - offices
8 designated.

9 (a) At the general election in the appropriate
10 even-numbered years, the following offices shall be filled or
11 shall be on the ballot as otherwise required by this Code:

12 (1) Elector of President and Vice President of the
13 United States;

14 (2) United States Senator and United States
15 Representative;

16 (3) State Executive Branch elected officers;

1 (4) State Senator and State Representative;

2 (5) County elected officers, including State's
3 Attorney, County Board member, County Commissioners, and
4 elected President of the County Board or County Chief
5 Executive;

6 (6) Circuit Court Clerk;

7 (7) Regional Superintendent of Schools, except in
8 counties or educational service regions in which that
9 office has been abolished;

10 (8) Judges of the Supreme, Appellate and Circuit
11 Courts, on the question of retention, to fill vacancies and
12 newly created judicial offices;

13 (9) (Blank);

14 (10) Trustee of the Metropolitan Sanitary District of
15 Chicago, and elected Trustee of other Sanitary Districts;

16 (11) Special District elected officers, not otherwise
17 designated in this Section, where the statute creating or
18 authorizing the creation of the district requires an annual
19 election and permits or requires election of candidates of
20 political parties.

21 (b) At the general primary election:

22 (1) in each even-numbered year candidates of political
23 parties shall be nominated for those offices to be filled
24 at the general election in that year, except where pursuant
25 to law nomination of candidates of political parties is
26 made by caucus.

1 (2) in the appropriate even-numbered years the
2 political party offices of State central committeeperson,
3 township committeeperson, ward committeeperson, and
4 precinct committeeperson shall be filled and delegates and
5 alternate delegates to the National nominating conventions
6 shall be elected as may be required pursuant to this Code.
7 In the even-numbered years in which a Presidential election
8 is to be held, candidates in the Presidential preference
9 primary shall also be on the ballot.

10 (3) in each even-numbered year, where the municipality
11 has provided for annual elections to elect municipal
12 officers pursuant to Section 6(f) or Section 7 of Article
13 VII of the Constitution, pursuant to the Illinois Municipal
14 Code or pursuant to the municipal charter, the offices of
15 such municipal officers shall be filled at an election held
16 on the date of the general primary election, provided that
17 the municipal election shall be a nonpartisan election
18 where required by the Illinois Municipal Code. For partisan
19 municipal elections in even-numbered years, a primary to
20 nominate candidates for municipal office to be elected at
21 the general primary election shall be held on the Tuesday 6
22 weeks preceding that election.

23 (4) in each school district which has adopted the
24 provisions of Article 33 of the School Code, successors to
25 the members of the board of education whose terms expire in
26 the year in which the general primary is held shall be

1 elected.

2 (c) At the consolidated election in the appropriate
3 odd-numbered years, the following offices shall be filled:

4 (1) Municipal officers, provided that in
5 municipalities in which candidates for alderman or other
6 municipal office are not permitted by law to be candidates
7 of political parties, the runoff election where required by
8 law, or the nonpartisan election where required by law,
9 shall be held on the date of the consolidated election; and
10 provided further, in the case of municipal officers
11 provided for by an ordinance providing the form of
12 government of the municipality pursuant to Section 7 of
13 Article VII of the Constitution, such offices shall be
14 filled by election or by runoff election as may be provided
15 by such ordinance;

16 (2) Village and incorporated town library directors;

17 (3) City boards of stadium commissioners;

18 (4) Commissioners of park districts;

19 (5) Trustees of public library districts;

20 (6) Special District elected officers, not otherwise
21 designated in this Section, where the statute creating or
22 authorizing the creation of the district permits or
23 requires election of candidates of political parties;

24 (7) Township officers, including township park
25 commissioners, township library directors, and boards of
26 managers of community buildings, and Multi-Township

1 Assessors;

2 (8) Highway commissioners and road district clerks;

3 (9) Members of school boards in school districts which
4 adopt Article 33 of the School Code;

5 (10) The directors and chair of the Chain O Lakes - Fox
6 River Waterway Management Agency;

7 (11) Forest preserve district commissioners elected
8 under Section 3.5 of the Downstate Forest Preserve District
9 Act;

10 (12) Elected members of school boards, school
11 trustees, directors of boards of school directors,
12 trustees of county boards of school trustees (except in
13 counties or educational service regions having a
14 population of 2,000,000 or more inhabitants), and members
15 of boards of school inspectors, except school boards in
16 school districts that adopt Article 33 of the School Code;

17 (13) Members of Community College district boards;

18 (14) Trustees of Fire Protection Districts;

19 (15) Commissioners of the Springfield Metropolitan
20 Exposition and Auditorium Authority;

21 (16) Elected Trustees of Tuberculosis Sanitarium
22 Districts;

23 (17) Elected Officers of special districts not
24 otherwise designated in this Section for which the law
25 governing those districts does not permit candidates of
26 political parties.

1 (d) At the consolidated primary election in each
2 odd-numbered year, candidates of political parties shall be
3 nominated for those offices to be filled at the consolidated
4 election in that year, except where pursuant to law nomination
5 of candidates of political parties is made by caucus, and
6 except those offices listed in paragraphs (12) through (17) of
7 subsection (c).

8 At the consolidated primary election in the appropriate
9 odd-numbered years, the mayor, clerk, treasurer, and aldermen
10 shall be elected in municipalities in which candidates for
11 mayor, clerk, treasurer, or alderman are not permitted by law
12 to be candidates of political parties, subject to runoff
13 elections to be held at the consolidated election as may be
14 required by law, and municipal officers shall be nominated in a
15 nonpartisan election in municipalities in which pursuant to law
16 candidates for such office are not permitted to be candidates
17 of political parties.

18 At the consolidated primary election in the appropriate
19 odd-numbered years, municipal officers shall be nominated or
20 elected, or elected subject to a runoff, as may be provided by
21 an ordinance providing a form of government of the municipality
22 pursuant to Section 7 of Article VII of the Constitution.

23 At the consolidated primary election in 2023 and at the
24 consolidated primary election every 4 years thereafter,
25 members of the Chicago Board of Education shall be elected in a
26 nonpartisan election.

1 (e) (Blank).

2 (f) At any election established in Section 2A-1.1, public
3 questions may be submitted to voters pursuant to this Code and
4 any special election otherwise required or authorized by law or
5 by court order may be conducted pursuant to this Code.

6 Notwithstanding the regular dates for election of officers
7 established in this Article, whenever a referendum is held for
8 the establishment of a political subdivision whose officers are
9 to be elected, the initial officers shall be elected at the
10 election at which such referendum is held if otherwise so
11 provided by law. In such cases, the election of the initial
12 officers shall be subject to the referendum.

13 Notwithstanding the regular dates for election of
14 officials established in this Article, any community college
15 district which becomes effective by operation of law pursuant
16 to Section 6-6.1 of the Public Community College Act, as now or
17 hereafter amended, shall elect the initial district board
18 members at the next regularly scheduled election following the
19 effective date of the new district.

20 (g) At any election established in Section 2A-1.1, if in
21 any precinct there are no offices or public questions required
22 to be on the ballot under this Code then no election shall be
23 held in the precinct on that date.

24 (h) There may be conducted a referendum in accordance with
25 the provisions of Division 6-4 of the Counties Code.

26 (Source: P.A. 100-1027, eff. 1-1-19.)

1 (10 ILCS 5/2A-48) (from Ch. 46, par. 2A-48)

2 Sec. 2A-48. Board of School Directors and Board of
3 Education - Member - Time of Election. A member of a Board of
4 School Directors or a member of an elected Board of Education,
5 as the case may be, shall be elected at each consolidated
6 election to succeed each incumbent member whose term ends
7 before the following consolidated election. A member of the
8 Chicago Board of Education shall be elected at the appropriate
9 consolidated primary election to succeed each incumbent member
10 whose term expires in the year in which the consolidated
11 primary election is held.

12 (Source: P.A. 90-358, eff. 1-1-98.)

13 Section 10. The School Code is amended by changing Sections
14 34-3, 34-4, and 34-13.1 and by adding Sections 34-21.9, 34-4.1
15 and 34-4.2 as follows:

16 (105 ILCS 5/34-3) (from Ch. 122, par. 34-3)

17 Sec. 34-3. Chicago School Reform Board of Trustees; new
18 Chicago Board of Education; members; term; vacancies.

19 (a) Within 30 days after the effective date of this
20 amendatory Act of 1995, the terms of all members of the Chicago
21 Board of Education holding office on that date are abolished
22 and the Mayor shall appoint, without the consent or approval of
23 the City Council, a 5 member Chicago School Reform Board of

1 Trustees which shall take office upon the appointment of the
2 fifth member. The Chicago School Reform Board of Trustees and
3 its members shall serve until, and the terms of all members of
4 the Chicago School Reform Board of Trustees shall expire on,
5 June 30, 1999 or upon the appointment of a new Chicago Board of
6 Education as provided in subsection (b), whichever is later.
7 Any vacancy in the membership of the Trustees shall be filled
8 through appointment by the Mayor, without the consent or
9 approval of the City Council, for the unexpired term. One of
10 the members appointed by the Mayor to the Trustees shall be
11 designated by the Mayor to serve as President of the Trustees.
12 The Mayor shall appoint a full-time, compensated chief
13 executive officer, and his or her compensation as such chief
14 executive officer shall be determined by the Mayor. The Mayor,
15 at his or her discretion, may appoint the President to serve
16 simultaneously as the chief executive officer.

17 (b) This subsection applies until May 9, 2023. Within 30
18 days before the expiration of the terms of the members of the
19 Chicago Reform Board of Trustees as provided in subsection (a),
20 a new Chicago Board of Education consisting of 7 members shall
21 be appointed by the Mayor to take office on the later of July
22 1, 1999 or the appointment of the seventh member. Three of the
23 members initially so appointed under this subsection shall
24 serve for terms ending June 30, 2002, 4 of the members
25 initially so appointed under this subsection shall serve for
26 terms ending June 30, 2003, and each member initially so

1 appointed shall continue to hold office until his or her
2 successor is appointed and qualified. Thereafter at the
3 expiration of the term of any member a successor shall be
4 appointed by the Mayor and shall hold office for a term of 4
5 years, from July 1 of the year in which the term commences and
6 until a successor is appointed and qualified. Any vacancy in
7 the membership of the Chicago Board of Education shall be
8 filled through appointment by the Mayor for the unexpired term.
9 No appointment to membership on the Chicago Board of Education
10 that is made by the Mayor under this subsection shall require
11 the approval of the City Council, whether the appointment is
12 made for a full term or to fill a vacancy for an unexpired term
13 on the Board.

14 (b-5) On May 9, 2023, the terms of all members of the
15 Chicago Board of Education appointed under subsection (b) are
16 abolished when the new board, consisting of 21 members, is
17 elected by the electors of the school district as provided in
18 this subsection and takes office.

19 Each member shall be elected for a term of 4 years,
20 commencing on the second Tuesday in May of the year in which
21 the member is elected, and until the member's successor is
22 elected and has qualified. For purposes of elections conducted
23 pursuant to this subsection, the City of Chicago shall be
24 subdivided into 20 electoral districts by the General Assembly
25 for seats on the Chicago Board of Education, as provided under
26 Section 34-21.9. Each district shall be represented by a

1 member, and one member shall be elected at large and serve as
2 the president of the board.

3 Within 28 days after each board enters office, the board
4 shall organize by electing its vice president and fixing a time
5 and place for the regular meetings. No less than a majority of
6 the board's regular meetings shall take place after regular
7 business hours in order to maximize community participation.
8 Upon organizing itself as provided in this subsection, the
9 board shall enter upon the discharge of its duties.

10 Whenever a vacancy in the board occurs, the remaining
11 members of the board shall notify the Mayor of that vacancy
12 within 5 days after its occurrence and shall proceed to fill
13 the vacancy until the next board election, at which election a
14 successor shall be elected to serve the remainder of the
15 unexpired term. However, if the vacancy occurs with less than
16 28 months remaining in the term or if the vacancy occurs less
17 than 88 days before the next board election, then the person so
18 appointed shall serve the remainder of the unexpired term, and
19 no election to fill the vacancy shall be held. The successor
20 shall have the same residential and other qualifications as his
21 or her predecessor. Should the remaining board members fail to
22 act within 45 days after the vacancy occurs, the Mayor shall,
23 within 30 days after the remaining members have failed to fill
24 the vacancy, fill the vacancy as provided for in this Section.
25 Upon the Mayor's failure to fill the vacancy, the vacancy shall
26 be filled at the next board election. The successor shall have

1 the same residential and other qualifications as his or her
2 predecessor.

3 (b-10) The board shall elect annually from its number a
4 ~~president and~~ vice-president, in such manner and at such time
5 as the board determines by its rules. The president elected by
6 the voters and vice-president elected by the board ~~officers so~~
7 ~~elected~~ shall each perform the duties imposed upon his or her
8 ~~their~~ respective office by the rules of the board, provided
9 that (i) the president shall preside at meetings of the board
10 and vote as any other member but have no power of veto, and
11 (ii) the vice president shall perform the duties of the
12 president if that office is vacant or the president is absent
13 or unable to act. The secretary of the board ~~Board~~ shall be
14 selected by the board ~~Board~~ and shall be an employee of the
15 board ~~Board~~ rather than a member of the board ~~Board~~,
16 notwithstanding subsection (d) of Section 34-3.3. The duties of
17 the secretary shall be imposed by the rules of the board ~~Board~~.

18 (b-15) No member shall have, or be an employee or owner of
19 a company that has, a contract with the school district. No
20 former officer, member, or employee of the board shall, within
21 a period of one year immediately after termination of service
22 on the board, knowingly accept employment or receive
23 compensation or fees for services from a person or entity if
24 the officer, member, or employee, during the year immediately
25 preceding termination of service on the board, participated
26 personally and substantially in the award of contracts with the

1 board or the school district, or the issuance of contract
2 change orders with the board or the school district, with a
3 cumulative value of \$25,000 or more to the person or entity, or
4 its parent or subsidiary.

5 (c) The board may appoint a student to the board to serve
6 in an advisory capacity. The student member shall serve for a
7 term as determined by the board. The board may not grant the
8 student member any voting privileges, but shall consider the
9 student member as an advisor. The student member may not
10 participate in or attend any executive session of the board.

11 (Source: P.A. 94-231, eff. 7-14-05.)

12 (105 ILCS 5/34-4) (from Ch. 122, par. 34-4)

13 Sec. 34-4. Eligibility.

14 (a) To be eligible for election ~~appointment~~ to the board, a
15 person shall be a citizen of the United States, shall be a
16 registered voter as provided in the Election Code, shall have
17 been a resident of the city and the electoral district for at
18 least one year ~~3 years~~ immediately preceding his or her
19 ~~election appointment~~, and shall not be a child sex offender as
20 defined in Section 11-9.3 of the Criminal Code of 2012. A
21 person is ineligible for election or appointment to the board
22 if that person is an employee of the school district. All
23 persons eligible for election to the board shall be nominated
24 by a petition signed by no less than 250 voters residing within
25 the electoral district on a petition in order to be placed on

1 the ballot, except that persons eligible for election to the
2 board at large shall be nominated by a petition signed by no
3 less than 2,500 voters residing within the city.

4 Permanent removal from the city by any member of the board
5 during his or her term of office constitutes a resignation
6 therefrom and creates a vacancy in the board. Board ~~Except for~~
7 ~~the President of the Chicago School Reform Board of Trustees~~
8 ~~who may be paid compensation for his or her services as chief~~
9 ~~executive officer as determined by the Mayor as provided in~~
10 ~~subsection (a) of Section 34-3, board members shall serve~~
11 ~~without any compensation; provided, that board members shall be~~
12 reimbursed for expenses incurred while in the performance of
13 their duties upon submission of proper receipts or upon
14 submission of a signed voucher in the case of an expense
15 allowance evidencing the amount of such reimbursement or
16 allowance to the president of the board for verification and
17 approval. Board members ~~The board of education may continue to~~
18 ~~provide health care insurance coverage, employer pension~~
19 ~~contributions, employee pension contributions, and life~~
20 ~~insurance premium payments for an employee required to resign~~
21 ~~from an administrative, teaching, or career service position in~~
22 ~~order to qualify as a member of the board of education. They~~
23 shall not hold other public office under the Federal, State or
24 any local government other than that of Director of the
25 Regional Transportation Authority, member of the economic
26 development commission of a city having a population exceeding

1 500,000, notary public or member of the National Guard, and by
 2 accepting any such office while members of the board, or by not
 3 resigning any such office held at the time of being elected
 4 ~~appointed~~ to the board within 30 days after such election
 5 ~~appointment~~, shall be deemed to have vacated their membership
 6 in the board.

7 (Source: P.A. 97-1150, eff. 1-25-13.)

8 (105 ILCS 5/34-4.1 new)

9 Sec. 34-4.1. Nomination petitions. In addition to the
 10 requirements of the general election law, the form of petitions
 11 under Section 34-4 of this Code shall be substantially as
 12 follows:

13 NOMINATING PETITIONS

14 (LEAVE OUT THE INAPPLICABLE PART.)

15 To the Board of Election Commissioners for the City of
 16 Chicago:

17 We the undersigned, being (... or more) of the voters
 18 residing within said district, hereby petition that ... who
 19 resides at ... in the City of Chicago shall be a candidate for
 20 the office of ... of the board of education (full term)
 21 (vacancy) to be voted for at the election to be held on (insert
 22 date).

23 Name: Address:

24 In the designation of the name of a candidate on a petition
 25 for nomination, the candidate's given name or names, initial or

1 initials, a nickname by which the candidate is commonly known,
2 or a combination thereof may be used in addition to the
3 candidate's surname. If a candidate has changed his or her
4 name, whether by a statutory or common law procedure in
5 Illinois or any other jurisdiction, within 3 years before the
6 last day for filing the petition, then (i) the candidate's name
7 on the petition must be followed by "formerly known as (list
8 all prior names during the 3-year period) until name changed on
9 (list date of each such name change)" and (ii) the petition
10 must be accompanied by the candidate's affidavit stating the
11 candidate's previous names during the period specified in
12 clause (i) and the date or dates each of those names was
13 changed; failure to meet these requirements shall be grounds
14 for denying certification of the candidate's name for the
15 ballot, but these requirements do not apply to name changes
16 resulting from adoption to assume an adoptive parent's or
17 parents' surname, marriage to assume a spouse's surname, or
18 dissolution of marriage or declaration of invalidity of
19 marriage to assume a former surname. No other designation, such
20 as a political slogan, as defined by Section 7-17 of the
21 Election Code, title or degree, or nickname suggesting or
22 implying possession of a title, degree or professional status,
23 or similar information may be used in connection with the
24 candidate's surname.

25 All petitions for the nomination of members of a board of
26 education shall be filed with the board of election

1 commissioners of the jurisdiction in which the principal office
2 of the school district is located within the time provided for
3 by the general election law. The board of election
4 commissioners shall receive and file only those petitions that
5 include a statement of candidacy, the required number of voter
6 signatures, the notarized signature of the petition
7 circulator, and a receipt from the County Clerk showing that
8 the candidate has filed a statement of economic interest on or
9 before the last day to file as required by the Illinois
10 Governmental Ethics Act. The board of election commissioners
11 may have petition forms available for issuance to potential
12 candidates and may give notice of the petition filing period by
13 publication in a newspaper of general circulation within the
14 school district not less than 10 days prior to the first day of
15 filing. The board of election commissioners shall make
16 certification to the proper election authorities in accordance
17 with the general election law.

18 The board of election commissioners of the jurisdiction in
19 which the principal office of the school district is located
20 shall notify the candidates for whom a petition for nomination
21 is filed or the appropriate committee of the obligations under
22 the Campaign Financing Act as provided in the general election
23 law. Such notice shall be given on a form prescribed by the
24 State Board of Elections and in accordance with the
25 requirements of the general election law. The board of election
26 commissioners shall within 7 days of filing or on the last day

1 for filing, whichever is earlier, acknowledge to the petitioner
2 in writing the office's acceptance of the petition.

3 A candidate for membership on the board of education who
4 has petitioned for nomination to fill a full term and to fill a
5 vacant term to be voted upon at the same election must withdraw
6 his or her petition for nomination from either the full term or
7 the vacant term by written declaration.

8 Nomination petitions are not valid unless the candidate
9 named therein files with the board of election commissioners a
10 receipt from the county clerk showing that the candidate has
11 filed a statement of economic interests as required by the
12 Illinois Governmental Ethics Act. Such receipt shall be so
13 filed either previously during the calendar year in which his
14 or her nomination papers were filed or within the period for
15 the filing of nomination papers in accordance with the general
16 election law.

17 (105 ILCS 5/34-4.2 new)

18 Sec. 34-4.2. Ballots. The board of election commissioners
19 of the jurisdiction in which the principal office of the school
20 district is located shall conduct a lottery to determine the
21 ballot order of candidates for full terms in the event of any
22 simultaneous petition filings. Such candidate lottery shall be
23 conducted as follows:

24 All petitions filed by persons waiting in line as of 8:00
25 a.m. on the first day for filing, or as of the normal opening

1 hour of the office involved on such day, shall be deemed
2 simultaneously filed as of 8:00 a.m. or the normal opening
3 hour, as the case may be. Petitions filed by mail and received
4 after midnight of the first day for filing and in the first
5 mail delivery or pickup of that day shall be deemed
6 simultaneously filed as of 8:00 a.m. of that day or as of the
7 normal opening hour of such day, as the case may be. All
8 petitions received thereafter shall be deemed filed in the
9 order of actual receipt. However, 2 or more petitions filed
10 within the last hour of the filing deadline shall be deemed
11 filed simultaneously.

12 Where 2 or more petitions are received simultaneously for
13 the same office as of 8:00 a.m. on the first day for petition
14 filing or as of the normal opening hour of the office of the
15 board of election commissioners with whom such petitions are
16 filed, the board of election commissioners shall break ties and
17 determine the order of filing by means of a lottery or other
18 fair and impartial method of random selection. Such lottery
19 shall be conducted within 9 days following the last day for
20 petition filing and shall be open to the public. Seven days
21 written notice of the time and place of conducting such random
22 selection shall be given by the board of election commissioners
23 to all candidates who filed their petitions simultaneously and
24 to each organization of citizens within the election
25 jurisdiction that was entitled, under the general election law,
26 at the next preceding election, to have poll watchers present

1 on the day of election. The board of election commissioners
2 shall post in a conspicuous, open, and public place, at the
3 entrance of his or her office, notice of the time and place of
4 such lottery.

5 All candidates shall be certified in the order in which
6 their petitions have been filed and in the manner prescribed by
7 Section 10-15 of the Election Code. Where candidates have filed
8 simultaneously, they shall be certified in the order prescribed
9 by this Section and prior to candidates who filed for the same
10 office at a later time.

11 Where elections are conducted for unexpired terms, a second
12 lottery to determine ballot order shall be conducted for
13 candidates who simultaneously file petitions for such
14 unexpired terms. Such lottery shall be conducted in the same
15 manner as prescribed by this Section for full term candidates.

16 Ballots for the election of school officers shall be in the
17 following form:

18 (BALLOT FORMAT

19 Ballot position for candidates shall be determined by the
20 order of petition filing or lottery held pursuant to this
21 Section.

22 The school district is divided into 20 electoral districts,
23 each of which elects one member to the board of education and
24 votes on one member to serve at-large.)

25 OFFICIAL BALLOT

1 DISTRICT (1 through 20)
2 FOR MEMBERS OF THE BOARD OF EDUCATION TO SERVE

3 A FULL 4-YEAR TERM

4 VOTE FOR ONE

5 ()

6 ()

7 ()

8 OFFICIAL BALLOT

9 AT LARGE

10 FOR MEMBERS OF THE BOARD OF EDUCATION TO SERVE

11 A FULL 4-YEAR TERM

12 VOTE FOR ONE

13 ()

14 ()

15 ()

16 REVERSE SIDE:

17 OFFICIAL BALLOT

18 DISTRICT (1 through 20)

19 (Precinct name or number)

20 School District No., County, Illinois

21 Election Tuesday (insert date)

22 (facsimile signature of Election Authority)

23 (County)

24 (105 ILCS 5/34-13.1)

25 Sec. 34-13.1. Inspector General.

1 (a) The Inspector General and his office in existence on
2 the effective date of this amendatory Act of 1995 shall be
3 transferred to the jurisdiction of the board upon appointment
4 of the Chicago School Reform Board of Trustees. The Inspector
5 General shall have the authority to conduct investigations into
6 allegations of or incidents of waste, fraud, and financial
7 mismanagement in public education within the jurisdiction of
8 the board by a local school council member or an employee,
9 contractor, or member of the board or involving school projects
10 managed or handled by the Public Building Commission. The
11 Inspector General shall make recommendations to the board about
12 the investigations. The Inspector General in office on the
13 effective date of this amendatory Act of 1996 shall serve for a
14 term expiring on June 30, 1998. His or her successors in office
15 shall each be appointed by the Mayor, without the consent or
16 approval of the City Council, for 4 year terms expiring on June
17 30th of an even numbered year; however, beginning on May 9,
18 2023, successors shall be appointed by the board instead of the
19 Mayor. If the Inspector General leaves office or if a vacancy
20 in that office otherwise occurs, the Mayor shall appoint,
21 without the consent or approval of the City Council, a
22 successor to serve under this Section for the remainder of the
23 unexpired term; however, beginning on May 9, 2023, successors
24 shall be appointed by the board instead of the Mayor. The
25 Inspector General shall be independent of the operations of the
26 board and the School Finance Authority, and shall perform other

1 duties requested by the board.

2 (b) The Inspector General shall have access to all
3 information and personnel necessary to perform the duties of
4 the office. If the Inspector General determines that a possible
5 criminal act has been committed or that special expertise is
6 required in the investigation, he or she shall immediately
7 notify the Chicago Police Department and the Cook County
8 State's Attorney. All investigations conducted by the
9 Inspector General shall be conducted in a manner that ensures
10 the preservation of evidence for use in criminal prosecutions.

11 (c) At all times the Inspector General shall be granted
12 access to any building or facility that is owned, operated, or
13 leased by the board, the Public Building Commission, or the
14 city in trust and for the use and benefit of the schools of the
15 district.

16 (d) The Inspector General shall have the power to subpoena
17 witnesses and compel the production of books and papers
18 pertinent to an investigation authorized by this Code. Any
19 person who (1) fails to appear in response to a subpoena; (2)
20 fails to answer any question; (3) fails to produce any books or
21 papers pertinent to an investigation under this Code; or (4)
22 knowingly gives false testimony during an investigation under
23 this Code, is guilty of a Class A misdemeanor.

24 (e) The Inspector General shall provide to the board and
25 the Illinois General Assembly a summary of reports and
26 investigations made under this Section for the previous fiscal

1 year no later than January 1 of each year, except that the
2 Inspector General shall provide the summary of reports and
3 investigations made under this Section for the period
4 commencing July 1, 1998 and ending April 30, 1999 no later than
5 May 1, 1999. The summaries shall detail the final disposition
6 of those recommendations. The summaries shall not contain any
7 confidential or identifying information concerning the
8 subjects of the reports and investigations. The summaries shall
9 also include detailed recommended administrative actions and
10 matters for consideration by the General Assembly.

11 (f) (Blank).

12 (g) (Blank).

13 (Source: P.A. 89-15, eff. 5-30-95; 89-698, eff. 1-14-97.)

14 (105 ILCS 5/34-21.9 new)

15 Sec. 34-21.9. Creation of electoral districts;
16 reapportionment of districts.

17 (a) For purposes of elections conducted pursuant to
18 subsection (b-5) of Section 34-3, the City of Chicago shall be
19 subdivided into 20 electoral districts after the effective date
20 of this amendatory Act of the 101st General Assembly by the
21 General Assembly for seats on the Chicago Board of Education.
22 The electoral districts must be drawn on or before May 31,
23 2022. Each district must be compact, contiguous, and
24 substantially equal in population.

25 (b) In the year following each decennial census, the

1 General Assembly shall redistrict the electoral districts to
2 reflect the results of the decennial census consistent with the
3 requirements in subsection (a). The reapportionment plan shall
4 be completed and formally approved by the General Assembly not
5 less than 90 days before the last date established by law for
6 the filing of nominating petitions for the second school board
7 election after the decennial census year. If by reapportionment
8 a board member no longer resides within the electoral district
9 from which the member was elected, the member shall continue to
10 serve in office until the expiration of the member's regular
11 term. All new members shall be elected from the electoral
12 districts as reapportioned.

13 Section 99. Effective date. This Act takes effect upon
14 becoming law.".