

1 AMENDMENT TO SENATE BILL 368

2 AMENDMENT NO. _____. Amend Senate Bill 368 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing
5 Section 11A-2 as follows:

6 (105 ILCS 5/11A-2) (from Ch. 122, par. 11A-2)

7 Sec. 11A-2. Organization of community unit districts;
8 territorial requirement. (1) Any contiguous and compact
9 territory of at least \$12,000,000 equalized assessed
10 valuation and having a population of not less than 4,000 and
11 not more than 500,000, no part of which is included within
12 any unit district, may be organized into a community unit
13 school district as provided in this Article; (2) the
14 territory of 2 or more entire unit school districts that are
15 contiguous to each other and the territory of which taken as
16 a whole is compact may be organized into a community unit
17 school district as provided in this Article; or (3) the
18 territory of one or more entire unit school districts that
19 are contiguous to each other plus any contiguous and compact
20 territory, no part of which is included within any unit
21 district, and the territory of which taken as a whole is
22 compact may be organized into a community unit school

1 district as provided in this Article; however, a petition or
2 petitions may be filed hereunder proposing to divide a unit
3 school district into 2 or more parts and proposing to include
4 all of such parts in 2 or more community unit districts. As
5 used in this Section, a unit school district includes, but is
6 not limited to, a special charter unit school district.

7 The territory of any high school district and fewer than
8 all of the elementary school districts included within the
9 high school district may be organized into a community unit
10 school district. Any such elementary school district not
11 participating in the reorganization shall remain an
12 elementary school district, and the territory of that
13 elementary school district shall be designated a non-high
14 school district pursuant to Article 12 of this Code.

15 The regional superintendent shall not accept for filing
16 hereunder any petition which includes therein any territory
17 already included as part of the territory described in
18 another petition filed hereunder. Hearings on a petition
19 filed hereunder shall not be commenced so long as any part of
20 the territory described therein shall include territory
21 described, whether by amendment or otherwise, in another
22 petition filed hereunder. A petition may be filed hereunder
23 which contains less than the required minimum equalized
24 assessed valuation or population requirements provided that
25 such a petition shall not be approved by the regional
26 superintendent and State Superintendent unless it is
27 determined: (1) that there is a compelling reason for
28 granting the petition; (2) that the territory involved cannot
29 currently be organized as part of a petition which meets the
30 minimum requirements; (3) that the granting of the petition
31 will not interfere with the ultimate reorganization of the
32 territory into a school district which meets the minimum
33 requirements; (4) that the granting of the petition is in the
34 best educational interests of the pupils affected; and (5)

1 that the granting of the petition is financially beneficial
2 to the affected school districts.

3 (Source: P.A. 88-555, eff. 7-27-94.)

4 Section 99. Effective date. This Act takes effect on July
5 1, 2003."