

HB3777



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB3777

by Rep. Michelle Mussman

SYNOPSIS AS INTRODUCED:

105 ILCS 5/14-4.01
105 ILCS 230/5-100

from Ch. 122, par. 14-4.01

Amends the School Code and the School Construction Law. Authorizes the State Board of Education to make grants to special education cooperatives established by school districts for school maintenance projects; makes related changes. Effective immediately.

LRB098 14125 NHT 48706 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 School Code is amended by changing Section
5 14-4.01 as follows:

6 (105 ILCS 5/14-4.01) (from Ch. 122, par. 14-4.01)

7 Sec. 14-4.01. Special educational facilities for children
8 with disabilities.

9 (a) School boards of any school districts that maintain a
10 recognized school, whether operating under the general law or
11 under a special charter, subject to any limitations hereinafter
12 specified, shall establish and maintain such special
13 educational facilities as may be needed for children with
14 disabilities as defined in Section 14-1.02 of this Article who
15 are residents of their school district, and such children,
16 residents of other school districts as may be authorized by
17 this Article.

18 All such school boards shall place or by regulation may
19 authorize the director of special education to place, pursuant
20 to procedures required by this Act and rules and regulations
21 promulgated by the State Board of Education, eligible children
22 into special education programs designed to benefit children
23 with disabilities defined in Sections 14-1.02 through 14-1.07

1 of this Act.

2 (b) All school districts, administrative districts or
3 governing boards responsible for providing special education
4 services shall submit to the appropriate regional
5 superintendent comprehensive plans or modifications thereto
6 for the provision of special education services in accordance
7 with rules promulgated by the State Board of Education. Copies
8 of comprehensive plans or modifications thereto shall be
9 forwarded by the regional superintendent to the State Board of
10 Education. Regional superintendents who provide special
11 education services shall submit comprehensive plans or
12 modifications thereto directly to the State Board of Education.
13 Comprehensive plans or modifications thereto shall be made
14 available by regional superintendents for public inspection
15 during regular business hours.

16 The State Board of Education shall provide for the
17 submission of comprehensive plans not more frequently than once
18 every 3 years but may require the submission of such
19 modifications as it deems necessary to achieve the purposes of
20 this Act and applicable federal law.

21 (c) Special education cooperatives established by school
22 districts are eligible for school maintenance project grants
23 under Section 5-100 of the School Construction Law.

24 (Source: P.A. 89-397, eff. 8-20-95.)

25 Section 10. The School Construction Law is amended by

1 changing Section 5-100 as follows:

2 (105 ILCS 230/5-100)

3 Sec. 5-100. School maintenance project grants.

4 (a) The State Board of Education is authorized to make
5 grants to school districts and special education cooperatives
6 established by school districts, without regard to enrollment,
7 for school maintenance projects. These grants shall be paid out
8 of moneys appropriated for that purpose from the School
9 Infrastructure Fund. No grant under this Section for one fiscal
10 year shall exceed \$50,000, but a school district or special
11 education cooperative may receive grants for more than one
12 project during one fiscal year. A school district or special
13 education cooperative must provide local matching funds in an
14 amount equal to the amount of the grant under this Section. A
15 school district or special education cooperative has no
16 entitlement to a grant under this Section.

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

21 The rules may specify: (1) the manner of applying for
22 grants; (2) project eligibility requirements; (3) restrictions
23 on the use of grant moneys; (4) the manner in which school
24 districts and special education cooperatives must account for
25 the use of grant moneys; and (5) any other provision that the

1 State Board determines to be necessary or useful for the
2 administration of this Section.

3 The rules shall specify the methods and standards to be
4 used by the State Board to prioritize applications. School
5 maintenance projects shall be prioritized in the following
6 order:

7 (i) emergency projects;

8 (ii) health/life safety projects;

9 (iii) State Program priority projects;

10 (iv) permanent improvement projects; and

11 (v) other projects.

12 (c) In each school year in which school maintenance project
13 grants are awarded, 20% of the total amount awarded shall be
14 awarded to a school district with a population of more than
15 500,000, provided that the school district complies with the
16 requirements of this Section and the rules adopted under this
17 Section.

18 (Source: P.A. 91-38, eff. 6-15-99.)

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