

1 AN ACT in relation to 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
5 Sections 10-22.36 and 17-2A as follows:

6 (105 ILCS 5/10-22.36) (from Ch. 122, par. 10-22.36)
7 Sec. 10-22.36. Buildings for school purposes ~~and offices.~~
8 To build or, purchase ~~or move~~ a building for school classroom
9 or instructional purposes ~~or office facilities~~ upon the
10 approval of a majority of the voters upon the proposition at
11 a referendum held for such purpose or in accordance with
12 Section 17-2.11. The board may initiate such referendum by
13 resolution. The board shall certify the resolution and
14 proposition to the proper election authority for submission
15 in accordance with the general election law.

16 The questions of building one or more new buildings for
17 school purposes or office facilities, and issuing bonds for
18 the purpose of borrowing money to purchase one or more
19 buildings or sites for such buildings or office sites, to
20 build one or more new buildings for school purposes or office
21 facilities or to make additions and improvements to existing
22 school buildings, may be combined into one or more
23 propositions on the ballot.

24 Before erecting, or purchasing or remodeling such a
25 building the board shall submit the plans and specifications
26 respecting heating, ventilating, lighting, seating, water
27 supply, toilets and safety against fire to the regional
28 superintendent of schools having supervision and control over
29 the district, for approval in accordance with Section 2-3.12.

30 Notwithstanding any of the foregoing, no referendum shall
31 be required if the purchase, construction, or building ~~or~~

1 moving of any such building or office facility is completed
2 (1) while the building is being leased by the school district
3 or (2) with the expenditure of (A) funds derived from the
4 sale or disposition of other buildings, land, or structures
5 of the school district or (B) funds received (i) as a grant
6 under the School Construction Law or (ii) as gifts or
7 donations, provided that no funds to complete such building,
8 other than lease payments, or office facility are derived
9 from the district's bonded indebtedness or the tax levy of
10 the district.

11 (Source: P.A. 86-686; 86-1010; 86-1040; 86-1331; 87-306;
12 87-984.)

13 (105 ILCS 5/17-2A) (from Ch. 122, par. 17-2A)

14 Sec. 17-2A. Interfund Transfers. The school board of any
15 district having a population of less than 500,000
16 inhabitants, may, by proper resolution following a public
17 hearing set by the school board or the president of the
18 school board (that is preceded (i) by at least one published
19 notice over the name of the clerk or secretary of the board,
20 occurring at least 7 days and not more than 30 days prior to
21 the hearing, in a newspaper of general circulation within the
22 school district and (ii) by posted notice over the name of
23 the clerk or secretary of the board, at least 48 hours before
24 the hearing, at the principal office of the school board or
25 at the building where the hearing is to be held if a
26 principal office does not exist, with both notices setting
27 forth the time, date, place, and subject matter of the
28 hearing), transfer from (1) the Educational Fund to the
29 Operations and Maintenance Fund or the Transportation Fund,
30 (2) the Operations and Maintenance Fund to the Educational
31 Fund or the Transportation Fund, or (3) the Transportation
32 Fund to the Educational Fund or the Operations and
33 Maintenance Fund of said district an amount of money not to

1 exceed 20% of the tax actually received in the transferor
2 Fund for the year previous to the transfer, provided such
3 transfer is made solely for the purpose of meeting one-time,
4 non-recurring expenses. Any other permanent interfund
5 transfers authorized by any provision or judicial
6 interpretation of this Code for which the transferee Fund is
7 not precisely and specifically set forth in the provision of
8 this Code authorizing such transfer shall be made to the Fund
9 of the school district most in need of the funds being
10 transferred, as determined by resolution of the school board.
11 (Source: P.A. 89-3, eff. 2-27-95.)