

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.)