

1 AMENDMENT TO SENATE BILL 1035

2 AMENDMENT NO. _____. Amend Senate Bill 1035 by replacing
3 everything after the enacting clause with the following:

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

1 propositions on the ballot.

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

8 Notwithstanding any of the foregoing, no referendum shall
9 be required if the purchase, construction, or building or
10 moving of any such building ~~or office-facility~~ is completed
11 (1) while the building is being leased by the school district
12 or (2) with the expenditure of (A) funds derived from the
13 sale or disposition of other buildings, land, or structures
14 of the school district or (B) funds received (i) as a grant
15 under the School Construction Law or (ii) as gifts or
16 donations, provided that no funds to complete such building,
17 other than lease payments, or office-facility are derived
18 from the district's bonded indebtedness or the tax levy of
19 the district.

20 (Source: P.A. 86-686; 86-1010; 86-1040; 86-1331; 87-306;
21 87-984.)

22 (105 ILCS 5/17-2A) (from Ch. 122, par. 17-2A)

23 Sec. 17-2A. Interfund Transfers. The school board of any
24 district having a population of less than 500,000
25 inhabitants, may, by proper resolution following a public
26 hearing set by the school board or the president of the
27 school board (that is preceded (i) by at least one published
28 notice over the name of the clerk or secretary of the board,
29 occurring at least 7 days and not more than 30 days prior to
30 the hearing, in a newspaper of general circulation within the
31 school district and (ii) by posted notice over the name of
32 the clerk or secretary of the board, at least 48 hours before
33 the hearing, at the principal office of the school board or

1 at the building where the hearing is to be held if a
2 principal office does not exist, with both notices setting
3 forth the time, date, place, and subject matter of the
4 hearing), transfer from (1) the Educational Fund to the
5 Operations and Maintenance Fund or the Transportation Fund,
6 (2) the Operations and Maintenance Fund to the Educational
7 Fund or the Transportation Fund, or (3) the Transportation
8 Fund to the Educational Fund or the Operations and
9 Maintenance Fund of said district an amount of money not to
10 exceed 20% of the tax actually received in the transferor
11 Fund for the year previous to the transfer, provided such
12 transfer is made solely for the purpose of meeting one-time,
13 non-recurring expenses. Any other permanent interfund
14 transfers authorized by any provision or judicial
15 interpretation of this Code for which the transferee Fund is
16 not precisely and specifically set forth in the provision of
17 this Code authorizing such transfer shall be made to the Fund
18 of the school district most in need of the funds being
19 transferred, as determined by resolution of the school board.
20 (Source: P.A. 89-3, eff. 2-27-95.)".