



Rep. Frank J. Mautino

Filed: 10/25/2011

09700HB3828ham002

LRB097 13849 RPM 59008 a

1 AMENDMENT TO HOUSE BILL 3828

2 AMENDMENT NO. _____. Amend House Bill 3828 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The State Revenue Sharing Act is amended by
5 changing Section 12 as follows:

6 (30 ILCS 115/12) (from Ch. 85, par. 616)

7 Sec. 12. Personal Property Tax Replacement Fund. There is
8 hereby created the Personal Property Tax Replacement Fund, a
9 special fund in the State Treasury into which shall be paid all
10 revenue realized:

11 (a) all amounts realized from the additional personal
12 property tax replacement income tax imposed by subsections (c)
13 and (d) of Section 201 of the Illinois Income Tax Act, except
14 for those amounts deposited into the Income Tax Refund Fund
15 pursuant to subsection (c) of Section 901 of the Illinois
16 Income Tax Act; and

1 (b) all amounts realized from the additional personal
2 property replacement invested capital taxes imposed by Section
3 2a.1 of the Messages Tax Act, Section 2a.1 of the Gas Revenue
4 Tax Act, Section 2a.1 of the Public Utilities Revenue Act, and
5 Section 3 of the Water Company Invested Capital Tax Act, and
6 amounts payable to the Department of Revenue under the
7 Telecommunications Infrastructure Maintenance Fee Act.

8 As soon as may be after the end of each month, the
9 Department of Revenue shall certify to the Treasurer and the
10 Comptroller the amount of all refunds paid out of the General
11 Revenue Fund through the preceding month on account of
12 overpayment of liability on taxes paid into the Personal
13 Property Tax Replacement Fund. Upon receipt of such
14 certification, the Treasurer and the Comptroller shall
15 transfer the amount so certified from the Personal Property Tax
16 Replacement Fund into the General Revenue Fund.

17 The payments of revenue into the Personal Property Tax
18 Replacement Fund shall be used exclusively for distribution to
19 taxing districts, regional offices and officials, and local
20 officials as provided in this Section and in the School Code,
21 payment of the ordinary and contingent expenses of the Property
22 Tax Appeal Board, payment of the expenses of the Department of
23 Revenue incurred in administering the collection and
24 distribution of monies paid into the Personal Property Tax
25 Replacement Fund and transfers due to refunds to taxpayers for
26 overpayment of liability for taxes paid into the Personal

1 Property Tax Replacement Fund.

2 As soon as may be after the effective date of this
3 amendatory Act of 1980, the Department of Revenue shall certify
4 to the Treasurer the amount of net replacement revenue paid
5 into the General Revenue Fund prior to that effective date from
6 the additional tax imposed by Section 2a.1 of the Messages Tax
7 Act; Section 2a.1 of the Gas Revenue Tax Act; Section 2a.1 of
8 the Public Utilities Revenue Act; Section 3 of the Water
9 Company Invested Capital Tax Act; amounts collected by the
10 Department of Revenue under the Telecommunications
11 Infrastructure Maintenance Fee Act; and the additional
12 personal property tax replacement income tax imposed by the
13 Illinois Income Tax Act, as amended by Public Act 81-1st
14 Special Session-1. Net replacement revenue shall be defined as
15 the total amount paid into and remaining in the General Revenue
16 Fund as a result of those Acts minus the amount outstanding and
17 obligated from the General Revenue Fund in state vouchers or
18 warrants prior to the effective date of this amendatory Act of
19 1980 as refunds to taxpayers for overpayment of liability under
20 those Acts.

21 All interest earned by monies accumulated in the Personal
22 Property Tax Replacement Fund shall be deposited in such Fund.
23 All amounts allocated pursuant to this Section are appropriated
24 on a continuing basis.

25 Prior to December 31, 1980, as soon as may be after the end
26 of each quarter beginning with the quarter ending December 31,

1 1979, and on and after December 31, 1980, as soon as may be
2 after January 1, March 1, April 1, May 1, July 1, August 1,
3 October 1 and December 1 of each year, the Department of
4 Revenue shall allocate to each taxing district as defined in
5 Section 1-150 of the Property Tax Code, in accordance with the
6 provisions of paragraph (2) of this Section the portion of the
7 funds held in the Personal Property Tax Replacement Fund which
8 is required to be distributed, as provided in paragraph (1),
9 for each quarter. Provided, however, under no circumstances
10 shall any taxing district during each of the first two years of
11 distribution of the taxes imposed by this amendatory Act of
12 1979 be entitled to an annual allocation which is less than the
13 funds such taxing district collected from the 1978 personal
14 property tax. Provided further that under no circumstances
15 shall any taxing district during the third year of distribution
16 of the taxes imposed by this amendatory Act of 1979 receive
17 less than 60% of the funds such taxing district collected from
18 the 1978 personal property tax. In the event that the total of
19 the allocations made as above provided for all taxing
20 districts, during either of such 3 years, exceeds the amount
21 available for distribution the allocation of each taxing
22 district shall be proportionately reduced. Except as provided
23 in Section 13 of this Act, the Department shall then certify,
24 pursuant to appropriation, such allocations to the State
25 Comptroller who shall pay over to the several taxing districts
26 the respective amounts allocated to them.

1 Any township which receives an allocation based in whole or
2 in part upon personal property taxes which it levied pursuant
3 to Section 6-507 or 6-512 of the Illinois Highway Code and
4 which was previously required to be paid over to a municipality
5 shall immediately pay over to that municipality a proportionate
6 share of the personal property replacement funds which such
7 township receives.

8 Any municipality or township, other than a municipality
9 with a population in excess of 500,000, which receives an
10 allocation based in whole or in part on personal property taxes
11 which it levied pursuant to Sections 3-1, 3-4 and 3-6 of the
12 Illinois Local Library Act and which was previously required to
13 be paid over to a public library shall immediately pay over to
14 that library a proportionate share of the personal property tax
15 replacement funds which such municipality or township
16 receives; provided that if such a public library has converted
17 to a library organized under The Illinois Public Library
18 District Act, regardless of whether such conversion has
19 occurred on, after or before January 1, 1988, such
20 proportionate share shall be immediately paid over to the
21 library district which maintains and operates the library.
22 However, any library that has converted prior to January 1,
23 1988, and which hitherto has not received the personal property
24 tax replacement funds, shall receive such funds commencing on
25 January 1, 1988.

26 Any township which receives an allocation based in whole or

1 in part on personal property taxes which it levied pursuant to
2 Section 1c of the Public Graveyards Act and which taxes were
3 previously required to be paid over to or used for such public
4 cemetery or cemeteries shall immediately pay over to or use for
5 such public cemetery or cemeteries a proportionate share of the
6 personal property tax replacement funds which the township
7 receives.

8 Any taxing district which receives an allocation based in
9 whole or in part upon personal property taxes which it levied
10 for another governmental body or school district in Cook County
11 in 1976 or for another governmental body or school district in
12 the remainder of the State in 1977 shall immediately pay over
13 to that governmental body or school district the amount of
14 personal property replacement funds which such governmental
15 body or school district would receive directly under the
16 provisions of paragraph (2) of this Section, had it levied its
17 own taxes.

18 (1) The portion of the Personal Property Tax
19 Replacement Fund required to be distributed as of the time
20 allocation is required to be made shall be the amount
21 available in such Fund as of the time allocation is
22 required to be made.

23 The amount available for distribution shall be the
24 total amount in the fund at such time minus the necessary
25 administrative and other authorized expenses as limited by
26 the appropriation and the amount determined by: (a) \$2.8

1 million for fiscal year 1981; (b) for fiscal year 1982,
2 .54% of the funds distributed from the fund during the
3 preceding fiscal year; (c) for fiscal year 1983 through
4 fiscal year 1988, .54% of the funds distributed from the
5 fund during the preceding fiscal year less .02% of such
6 fund for fiscal year 1983 and less .02% of such funds for
7 each fiscal year thereafter; (d) for fiscal year 1989
8 through fiscal year 2011 no more than 105% of the actual
9 administrative expenses of the prior fiscal year; or (e)
10 for fiscal year 2012 and beyond, a sufficient amount to pay
11 (i) stipends, additional compensation, salary
12 reimbursements, and other amounts directed to be paid out
13 of this Fund for local and regional offices and ~~government~~
14 officials as authorized or required by statute and (ii) no
15 more than 105% of the actual administrative expenses of the
16 prior fiscal year, including payment of the ordinary and
17 contingent expenses of the Property Tax Appeal Board and
18 payment of the expenses of the Department of Revenue
19 incurred in administering the collection and distribution
20 of moneys paid into the Fund. Such portion of the fund
21 shall be determined after the transfer into the General
22 Revenue Fund due to refunds, if any, paid from the General
23 Revenue Fund during the preceding quarter. If at any time,
24 for any reason, there is insufficient amount in the
25 Personal Property Tax Replacement Fund for payments for
26 regional offices and officials or local officials or

1 payment of costs of administration or for transfers due to
2 refunds at the end of any particular month, the amount of
3 such insufficiency shall be carried over for the purposes
4 of payments for regional offices and officials, local
5 officials, transfers into the General Revenue Fund, and ~~for~~
6 ~~purposes of~~ costs of administration to the following month
7 or months. Net replacement revenue held, and defined above,
8 shall be transferred by the Treasurer and Comptroller to
9 the Personal Property Tax Replacement Fund within 10 days
10 of such certification.

11 (2) Each quarterly allocation shall first be
12 apportioned in the following manner: 51.65% for taxing
13 districts in Cook County and 48.35% for taxing districts in
14 the remainder of the State.

15 The Personal Property Replacement Ratio of each taxing
16 district outside Cook County shall be the ratio which the Tax
17 Base of that taxing district bears to the Downstate Tax Base.
18 The Tax Base of each taxing district outside of Cook County is
19 the personal property tax collections for that taxing district
20 for the 1977 tax year. The Downstate Tax Base is the personal
21 property tax collections for all taxing districts in the State
22 outside of Cook County for the 1977 tax year. The Department of
23 Revenue shall have authority to review for accuracy and
24 completeness the personal property tax collections for each
25 taxing district outside Cook County for the 1977 tax year.

26 The Personal Property Replacement Ratio of each Cook County

1 taxing district shall be the ratio which the Tax Base of that
2 taxing district bears to the Cook County Tax Base. The Tax Base
3 of each Cook County taxing district is the personal property
4 tax collections for that taxing district for the 1976 tax year.
5 The Cook County Tax Base is the personal property tax
6 collections for all taxing districts in Cook County for the
7 1976 tax year. The Department of Revenue shall have authority
8 to review for accuracy and completeness the personal property
9 tax collections for each taxing district within Cook County for
10 the 1976 tax year.

11 For all purposes of this Section 12, amounts paid to a
12 taxing district for such tax years as may be applicable by a
13 foreign corporation under the provisions of Section 7-202 of
14 the Public Utilities Act, as amended, shall be deemed to be
15 personal property taxes collected by such taxing district for
16 such tax years as may be applicable. The Director shall
17 determine from the Illinois Commerce Commission, for any tax
18 year as may be applicable, the amounts so paid by any such
19 foreign corporation to any and all taxing districts. The
20 Illinois Commerce Commission shall furnish such information to
21 the Director. For all purposes of this Section 12, the Director
22 shall deem such amounts to be collected personal property taxes
23 of each such taxing district for the applicable tax year or
24 years.

25 Taxing districts located both in Cook County and in one or
26 more other counties shall receive both a Cook County allocation

1 and a Downstate allocation determined in the same way as all
2 other taxing districts.

3 If any taxing district in existence on July 1, 1979 ceases
4 to exist, or discontinues its operations, its Tax Base shall
5 thereafter be deemed to be zero. If the powers, duties and
6 obligations of the discontinued taxing district are assumed by
7 another taxing district, the Tax Base of the discontinued
8 taxing district shall be added to the Tax Base of the taxing
9 district assuming such powers, duties and obligations.

10 If two or more taxing districts in existence on July 1,
11 1979, or a successor or successors thereto shall consolidate
12 into one taxing district, the Tax Base of such consolidated
13 taxing district shall be the sum of the Tax Bases of each of
14 the taxing districts which have consolidated.

15 If a single taxing district in existence on July 1, 1979,
16 or a successor or successors thereto shall be divided into two
17 or more separate taxing districts, the tax base of the taxing
18 district so divided shall be allocated to each of the resulting
19 taxing districts in proportion to the then current equalized
20 assessed value of each resulting taxing district.

21 If a portion of the territory of a taxing district is
22 disconnected and annexed to another taxing district of the same
23 type, the Tax Base of the taxing district from which
24 disconnection was made shall be reduced in proportion to the
25 then current equalized assessed value of the disconnected
26 territory as compared with the then current equalized assessed

1 value within the entire territory of the taxing district prior
2 to disconnection, and the amount of such reduction shall be
3 added to the Tax Base of the taxing district to which
4 annexation is made.

5 If a community college district is created after July 1,
6 1979, beginning on the effective date of this amendatory Act of
7 1995, its Tax Base shall be 3.5% of the sum of the personal
8 property tax collected for the 1977 tax year within the
9 territorial jurisdiction of the district.

10 The amounts allocated and paid to taxing districts pursuant
11 to the provisions of this amendatory Act of 1979 shall be
12 deemed to be substitute revenues for the revenues derived from
13 taxes imposed on personal property pursuant to the provisions
14 of the "Revenue Act of 1939" or "An Act for the assessment and
15 taxation of private car line companies", approved July 22,
16 1943, as amended, or Section 414 of the Illinois Insurance
17 Code, prior to the abolition of such taxes and shall be used
18 for the same purposes as the revenues derived from ad valorem
19 taxes on real estate.

20 Monies received by any taxing districts from the Personal
21 Property Tax Replacement Fund shall be first applied toward
22 payment of the proportionate amount of debt service which was
23 previously levied and collected from extensions against
24 personal property on bonds outstanding as of December 31, 1978
25 and next applied toward payment of the proportionate share of
26 the pension or retirement obligations of the taxing district

1 which were previously levied and collected from extensions
2 against personal property. For each such outstanding bond
3 issue, the County Clerk shall determine the percentage of the
4 debt service which was collected from extensions against real
5 estate in the taxing district for 1978 taxes payable in 1979,
6 as related to the total amount of such levies and collections
7 from extensions against both real and personal property. For
8 1979 and subsequent years' taxes, the County Clerk shall levy
9 and extend taxes against the real estate of each taxing
10 district which will yield the said percentage or percentages of
11 the debt service on such outstanding bonds. The balance of the
12 amount necessary to fully pay such debt service shall
13 constitute a first and prior lien upon the monies received by
14 each such taxing district through the Personal Property Tax
15 Replacement Fund and shall be first applied or set aside for
16 such purpose. In counties having fewer than 3,000,000
17 inhabitants, the amendments to this paragraph as made by this
18 amendatory Act of 1980 shall be first applicable to 1980 taxes
19 to be collected in 1981.

20 (Source: P.A. 96-45, eff. 7-15-09; 97-72, eff. 7-1-11.)

21 Section 10. The Counties Code is amended by changing
22 Sections 4-6001 and 4-8002 as follows:

23 (55 ILCS 5/4-6001) (from Ch. 34, par. 4-6001)

24 Sec. 4-6001. Officers in counties of less than 2,000,000.

1 (a) In all counties of less than 2,000,000 inhabitants, the
2 compensation of Coroners, County Treasurers, County Clerks,
3 Recorders and Auditors shall be determined under this Section.
4 The County Board in those counties shall fix the amount of the
5 necessary clerk hire, stationery, fuel and other expenses of
6 those officers. The compensation of those officers shall be
7 separate from the necessary clerk hire, stationery, fuel and
8 other expenses, and such compensation (except for coroners in
9 those counties with less than 2,000,000 population in which the
10 coroner's compensation is set in accordance with Section
11 4-6002) shall be fixed within the following limits:

12 To each such officer in counties containing less than
13 14,000 inhabitants, not less than \$13,500 per annum.

14 To each such officer in counties containing 14,000 or more
15 inhabitants, but less than 30,000 inhabitants, not less than
16 \$14,500 per annum.

17 To each such officer in counties containing 30,000 or more
18 inhabitants but less than 60,000 inhabitants, not less than
19 \$15,000 per annum.

20 To each such officer in counties containing 60,000 or more
21 inhabitants but less than 100,000 inhabitants, not less than
22 \$15,000 per annum.

23 To each such officer in counties containing 100,000 or more
24 inhabitants but less than 200,000 inhabitants, not less than
25 \$16,500 per annum.

26 To each such officer in counties containing 200,000 or more

1 inhabitants but less than 300,000 inhabitants, not less than
2 \$18,000 per annum.

3 To each such officer in counties containing 300,000 or more
4 inhabitants but less than 2,000,000 inhabitants, not less than
5 \$20,000 per annum.

6 (b) Those officers beginning a term of office before
7 December 1, 1990 shall be compensated at the rate of their base
8 salary. "Base salary" is the compensation paid for each of
9 those offices, respectively, before July 1, 1989.

10 (c) Those officers beginning a term of office on or after
11 December 1, 1990 shall be compensated as follows:

12 (1) Beginning December 1, 1990, base salary plus at
13 least 3% of base salary.

14 (2) Beginning December 1, 1991, base salary plus at
15 least 6% of base salary.

16 (3) Beginning December 1, 1992, base salary plus at
17 least 9% of base salary.

18 (4) Beginning December 1, 1993, base salary plus at
19 least 12% of base salary.

20 (d) In addition to but separate and apart from the
21 compensation provided in this Section, the county clerk of each
22 county, the recorder of each county, and the chief clerk of
23 each county board of election commissioners shall receive an
24 award as follows:

25 (1) \$4,500 per year after January 1, 1998;

26 (2) \$5,500 per year after January 1, 1999; and

1 (3) \$6,500 per year after January 1, 2000.

2 The total amount required for such awards each year shall be
3 appropriated by the General Assembly from the Personal Property
4 Tax Replacement Fund to the State Board of Elections which
5 shall distribute the awards in annual lump sum payments to the
6 several county clerks, recorders, and chief election clerks.
7 Beginning December 1, 1990, this annual award, and any other
8 award or stipend paid out of State funds to county officers,
9 shall not affect any other compensation provided by law to be
10 paid to county officers.

11 (e) Beginning December 1, 1990, no county board may reduce
12 or otherwise impair the compensation payable from county funds
13 to a county officer if the reduction or impairment is the
14 result of the county officer receiving an award or stipend
15 payable from State funds.

16 (f) The compensation, necessary clerk hire, stationery,
17 fuel and other expenses of the county auditor, as fixed by the
18 county board, shall be paid by the county.

19 (g) The population of all counties for the purpose of
20 fixing compensation, as herein provided, shall be based upon
21 the last Federal census immediately previous to the election of
22 the officer in question in each county.

23 (h) With respect to an auditor who takes office on or after
24 the effective date of this amendatory Act of the 95th General
25 Assembly, the auditor shall receive an annual stipend of \$6,500
26 per year. The General Assembly shall appropriate the total

1 amount required for the stipend each year from the Personal
2 Property Tax Replacement Fund to the Department of Revenue, and
3 the Department of Revenue shall distribute the awards in an
4 annual lump sum payment to each county auditor. The stipend
5 shall be in addition to, but separate and apart from, the
6 compensation provided in this Section. No county board may
7 reduce or otherwise impair the compensation payable from county
8 funds to the auditor if the reduction or impairment is the
9 result of the auditor receiving an award or stipend pursuant to
10 this subsection.

11 (Source: P.A. 97-72, eff. 7-1-11.)

12 (55 ILCS 5/4-8002) (from Ch. 34, par. 4-8002)

13 Sec. 4-8002. Additional compensation of sheriff and
14 recorder.

15 (a) In addition to any salary otherwise provided by law,
16 beginning December 1, 1998, subject to appropriation, the
17 sheriff of Cook County for his or her additional duties imposed
18 by other statutes or laws shall receive an annual stipend to be
19 paid by the Illinois Department of Revenue out of the Personal
20 Property Tax Replacement Fund in the amount of \$6,500. The
21 county board shall not reduce or otherwise impair the
22 compensation payable from county funds to the sheriff if the
23 reduction or impairment is the result of the sheriff receiving
24 a stipend payable from State funds.

25 (b) In addition to any salary otherwise provided by law,

1 beginning December 1, 2000, subject to appropriation, the
2 recorder of deeds of Cook County for his or her additional
3 duties imposed by law shall receive an annual stipend to be
4 paid by the State ~~Illinois Department of Revenue~~ out of the
5 Personal Property Tax Replacement Fund in an amount equal to
6 the stipend paid to each recorder in other counties under
7 subsection (d) of Section 4-6001 of this Code. The county board
8 may not reduce or otherwise impair the compensation payable
9 from county funds to the recorder of deeds if the reduction or
10 impairment is the result of the recorder of deeds receiving a
11 stipend payable from State funds.

12 (Source: P.A. 97-72, eff. 7-1-11.)

13 Section 15. The School Code is amended by changing Sections
14 2-3.62, 3-2.5, 3-15.10, and 18-5 as follows:

15 (105 ILCS 5/2-3.62) (from Ch. 122, par. 2-3.62)

16 Sec. 2-3.62. Educational Service Centers.

17 (a) A regional network of educational service centers shall
18 be established by the State Board of Education to coordinate
19 and combine existing services in a manner which is practical
20 and efficient and to provide new services to schools as
21 provided in this Section. Services to be made available by such
22 centers shall include the planning, implementation and
23 evaluation of:

24 (1) (blank);

1 (2) computer technology education;

2 (3) mathematics, science and reading resources for
3 teachers including continuing education, inservice
4 training and staff development.

5 The centers may provide training, technical assistance,
6 coordination and planning in other program areas such as school
7 improvement, school accountability, financial planning,
8 consultation, and services, career guidance, early childhood
9 education, alcohol/drug education and prevention, family life
10 - sex education, electronic transmission of data from school
11 districts to the State, alternative education and regional
12 special education, and telecommunications systems that provide
13 distance learning. Such telecommunications systems may be
14 obtained through the Department of Central Management Services
15 pursuant to Section 405-270 of the Department of Central
16 Management Services Law (20 ILCS 405/405-270). The programs and
17 services of educational service centers may be offered to
18 private school teachers and private school students within each
19 service center area provided public schools have already been
20 afforded adequate access to such programs and services.

21 Upon the abolition of the office, removal from office,
22 disqualification for office, resignation from office, or
23 expiration of the current term of office of the regional
24 superintendent of schools, whichever is earlier, centers
25 serving that portion of a Class II county school unit outside
26 of a city of 500,000 or more inhabitants shall have and

1 exercise, in and with respect to each educational service
2 region having a population of 2,000,000 or more inhabitants and
3 in and with respect to each school district located in any such
4 educational service region, all of the rights, powers, duties,
5 and responsibilities theretofore vested by law in and exercised
6 and performed by the regional superintendent of schools for
7 that area under the provisions of this Code or any other laws
8 of this State.

9 The State Board of Education shall promulgate rules and
10 regulations necessary to implement this Section. The rules
11 shall include detailed standards which delineate the scope and
12 specific content of programs to be provided by each Educational
13 Service Center, as well as the specific planning,
14 implementation and evaluation services to be provided by each
15 Center relative to its programs. The Board shall also provide
16 the standards by which it will evaluate the programs provided
17 by each Center.

18 (b) Centers serving Class 1 county school units shall be
19 governed by an 11-member board, 3 members of which shall be
20 public school teachers nominated by the local bargaining
21 representatives to the appropriate regional superintendent for
22 appointment and no more than 3 members of which shall be from
23 each of the following categories, including but not limited to
24 superintendents, regional superintendents, school board
25 members and a representative of an institution of higher
26 education. The members of the board shall be appointed by the

1 regional superintendents whose school districts are served by
2 the educational service center. The composition of the board
3 will reflect the revisions of this amendatory Act of 1989 as
4 the terms of office of current members expire.

5 (c) The centers shall be of sufficient size and number to
6 assure delivery of services to all local school districts in
7 the State.

8 (d) From monies appropriated for this program the State
9 Board of Education shall provide grants paid from the Personal
10 Property Tax Replacement Fund to qualifying Educational
11 Service Centers applying for such grants in accordance with
12 rules and regulations promulgated by the State Board of
13 Education to implement this Section.

14 (e) The governing authority of each of the 18 regional
15 educational service centers shall appoint a family life - sex
16 education advisory board consisting of 2 parents, 2 teachers, 2
17 school administrators, 2 school board members, 2 health care
18 professionals, one library system representative, and the
19 director of the regional educational service center who shall
20 serve as chairperson of the advisory board so appointed.
21 Members of the family life - sex education advisory boards
22 shall serve without compensation. Each of the advisory boards
23 appointed pursuant to this subsection shall develop a plan for
24 regional teacher-parent family life - sex education training
25 sessions and shall file a written report of such plan with the
26 governing board of their regional educational service center.

1 The directors of each of the regional educational service
2 centers shall thereupon meet, review each of the reports
3 submitted by the advisory boards and combine those reports into
4 a single written report which they shall file with the Citizens
5 Council on School Problems prior to the end of the regular
6 school term of the 1987-1988 school year.

7 (f) The 14 educational service centers serving Class I
8 county school units shall be disbanded on the first Monday of
9 August, 1995, and their statutory responsibilities and
10 programs shall be assumed by the regional offices of education,
11 subject to rules and regulations developed by the State Board
12 of Education. The regional superintendents of schools elected
13 by the voters residing in all Class I counties shall serve as
14 the chief administrators for these programs and services. By
15 rule of the State Board of Education, the 10 educational
16 service regions of lowest population shall provide such
17 services under cooperative agreements with larger regions.

18 (Source: P.A. 96-893, eff. 7-1-10.)

19 (105 ILCS 5/3-2.5)

20 Sec. 3-2.5. Salaries.

21 (a) Except as otherwise provided in this Section, the
22 regional superintendents of schools shall receive for their
23 services an annual salary according to the population, as
24 determined by the last preceding federal census, of the region
25 they serve, as set out in the following schedule:

1 SALARIES OF REGIONAL SUPERINTENDENTS OF
2 SCHOOLS

3 POPULATION OF REGION	ANNUAL SALARY
4 Less than 48,000	\$73,500
5 48,000 to 99,999	\$78,000
6 100,000 to 999,999	\$81,500
7 1,000,000 and over	\$83,500

8 The changes made by Public Act 86-98 in the annual salary
9 that the regional superintendents of schools shall receive for
10 their services shall apply to the annual salary received by the
11 regional superintendents of schools during each of their
12 elected terms of office that commence after July 26, 1989 and
13 before the first Monday of August, 1995.

14 The changes made by Public Act 89-225 in the annual salary
15 that regional superintendents of schools shall receive for
16 their services shall apply to the annual salary received by the
17 regional superintendents of schools during their elected terms
18 of office that commence after August 4, 1995 and end on August
19 1, 1999.

20 The changes made by this amendatory Act of the 91st General
21 Assembly in the annual salary that the regional superintendents
22 of schools shall receive for their services shall apply to the
23 annual salary received by the regional superintendents of
24 schools during each of their elected terms of office that
25 commence on or after August 2, 1999.

26 Beginning July 1, 2000, the salary that the regional

1 superintendent of schools receives for his or her services
 2 shall be adjusted annually to reflect the percentage increase,
 3 if any, in the most recent Consumer Price Index, as defined and
 4 officially reported by the United States Department of Labor,
 5 Bureau of Labor Statistics, except that no annual increment may
 6 exceed 2.9%. If the percentage of change in the Consumer Price
 7 Index is a percentage decrease, the salary that the regional
 8 superintendent of schools receives shall not be adjusted for
 9 that year.

10 When regional superintendents are authorized by the School
 11 Code to appoint assistant regional superintendents, the
 12 assistant regional superintendent shall receive an annual
 13 salary based on his or her qualifications and computed as a
 14 percentage of the salary of the regional superintendent to whom
 15 he or she is assistant, as set out in the following schedule:

16 SALARIES OF ASSISTANT REGIONAL
 17 SUPERINTENDENTS

QUALIFICATIONS OF	PERCENTAGE OF SALARY
ASSISTANT REGIONAL	OF REGIONAL
SUPERINTENDENT	SUPERINTENDENT

21 No Bachelor's degree, but State
 22 certificate valid for teaching
 23 and supervising.

70%

24 Bachelor's degree plus
 25 State certificate valid
 26 for supervising.

75%

1 Master's degree plus
2 State certificate valid
3 for supervising. 90%

4 However, in any region in which the appointment of more
5 than one assistant regional superintendent is authorized,
6 whether by Section 3-15.10 of this Code or otherwise, not more
7 than one assistant may be compensated at the 90% rate and any
8 other assistant shall be paid at not exceeding the 75% rate, in
9 each case depending on the qualifications of the assistant.

10 The salaries provided in this Section plus an amount for
11 other employment-related compensation or benefits for regional
12 superintendents and assistant regional superintendents are
13 payable monthly by the State Board of Education out of the
14 Personal Property Tax Replacement Fund through a specific
15 appropriation to that effect in the State Board of Education
16 budget. The State Comptroller in making his or her warrant to
17 any county for the amount due it from the Personal Property Tax
18 Replacement Fund shall deduct from it the several amounts for
19 which warrants have been issued to the regional superintendent,
20 and any assistant regional superintendent, of the educational
21 service region encompassing the county since the preceding
22 apportionment from the Personal Property Tax Replacement Fund.

23 County boards may provide for additional compensation for
24 the regional superintendent or the assistant regional
25 superintendents, or for each of them, to be paid quarterly from
26 the county treasury.

1 (b) Upon abolition of the office of regional superintendent
2 of schools in educational service regions containing 2,000,000
3 or more inhabitants as provided in Section 3-0.01 of this Code,
4 the funds provided under subsection (a) of this Section shall
5 continue to be appropriated and reallocated, as provided for
6 pursuant to subsection (b) of Section 3-0.01 of this Code, to
7 the educational service centers established pursuant to
8 Section 2-3.62 of this Code for an educational service region
9 containing 2,000,000 or more inhabitants.

10 (c) If the State pays all or any portion of the employee
11 contributions required under Section 16-152 of the Illinois
12 Pension Code for employees of the State Board of Education, it
13 shall also, subject to appropriation in the State Board of
14 Education budget for such payments to Regional Superintendents
15 and Assistant Regional Superintendents, pay the employee
16 contributions required of regional superintendents of schools
17 and assistant regional superintendents of schools on the same
18 basis, but excluding any contributions based on compensation
19 that is paid by the county rather than the State.

20 This subsection (c) applies to contributions based on
21 payments of salary earned after the effective date of this
22 amendatory Act of the 91st General Assembly, except that in the
23 case of an elected regional superintendent of schools, this
24 subsection does not apply to contributions based on payments of
25 salary earned during a term of office that commenced before the
26 effective date of this amendatory Act.

1 (Source: P.A. 96-893, eff. 7-1-10; 96-1086, eff. 7-16-10;
2 97-333, eff. 8-12-11.)

3 (105 ILCS 5/3-15.10) (from Ch. 122, par. 3-15.10)

4 Sec. 3-15.10. Assistant Regional Superintendent. To
5 employ, in counties or regions of 2,000,000 inhabitants or
6 less, in addition to any assistants authorized to be employed
7 with the approval of the county board, an assistant regional
8 superintendent of schools who shall be a person of good
9 attainment, versed in the principles and methods of education,
10 and qualified to teach and supervise schools under Article 21
11 of this Act; to fix the term of such assistant and direct his
12 work and define his duties. On the effective date of this
13 amendatory Act of the 96th General Assembly, in regions
14 established within that portion of a Class II county school
15 unit outside of a city of 500,000 or more inhabitants, the
16 employment of all persons serving as assistant county or
17 regional superintendents of schools is terminated, the
18 position of assistant regional superintendent of schools in
19 each such region is abolished, and this Section shall,
20 beginning on the effective date of this amendatory Act of the
21 96th General Assembly, have no further application in the
22 educational service region. Assistant regional superintendents
23 shall each be a person of good attainment, versed in the
24 principles and methods of education, and qualified to teach and
25 supervise schools under Article 21 of this Act. The work of

1 such assistant regional superintendent shall be so arranged and
2 directed that the county or regional superintendent and
3 assistant superintendent, together, shall devote an amount of
4 time during the school year, equal to at least the full time of
5 one individual, to the supervision of schools and of teaching
6 in the schools of the county.

7 A regional superintendent of schools shall not employ his
8 or her spouse, child, stepchild, or relative as an assistant
9 regional superintendent of schools. By September 1 each year, a
10 regional superintendent shall certify to the State Board of
11 Education that he or she has complied with this paragraph. If
12 the State Board of Education becomes aware of the fact that a
13 regional superintendent is employing his or her spouse, child,
14 stepchild, or relative as an assistant regional
15 superintendent, the State Board of Education shall report this
16 information to the Governor and the Comptroller, and the State
17 Board of Education shall not request for payment from the State
18 Comptroller any warrants for the payment of the assistant
19 regional superintendent's salary or other employment-related
20 compensation or benefits. In this paragraph, "relative" means a
21 grandparent, parent, aunt, uncle, sibling, first cousin,
22 nephew, niece, grandchild, or spouse of one of these persons.
23 This paragraph applies only to contracts for employment entered
24 into on or after the effective date of this amendatory Act of
25 the 91st General Assembly.

26 (Source: P.A. 96-893, eff. 7-1-10.)

1 (105 ILCS 5/18-5) (from Ch. 122, par. 18-5)

2 Sec. 18-5. Compensation of regional superintendents and
3 assistants. The State Board of Education shall request an
4 appropriation payable from the Personal Property Tax
5 Replacement Fund or the common school fund as and for
6 compensation for regional superintendents of schools and the
7 assistant regional superintendents of schools authorized by
8 Section 3-15.10 of this Act, and as provided in "An Act
9 concerning fees and salaries and to classify the several
10 counties of this State with reference thereto", approved March
11 29, 1872 as amended, and shall present vouchers to the
12 Comptroller monthly for the payment to the several regional
13 superintendents and such assistant regional superintendents of
14 their compensation as fixed by law. Such payments shall be made
15 either (1) monthly, at the close of the month, or (2)
16 semimonthly on or around the 15th of the month and at the close
17 of the month, at the option of the regional superintendent or
18 assistant regional superintendent.

19 (Source: P.A. 83-686.)

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