



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB4080

by Rep. Monique D. Davis

SYNOPSIS AS INTRODUCED:

See Index

Creates the Department of Education Act and amends the Civil Administrative Code of Illinois, the School Code, the Board of Higher Education Act, and the Public Community College Act. Creates the Department of Education, with a Secretary of Education as its head. Provides that, in order to create continuity between all levels of education, the Department shall oversee the State Board of Education, the Board of Higher Education, and the Illinois Community College Board and coordinate and streamline the functions of these boards until January 1, 2014. Provides that all of the rights, powers, duties, and functions vested by law in the State Board of Education (except the State Board of Education's duty under the Illinois Constitution to appoint a chief State educational officer), the State Superintendent of Education, the Board of Higher Education, and the Illinois Community College Board are transferred to the Department of Education on January 1, 2014; abolishes the Board of Higher Education and the Illinois Community College Board on that date. Provides for the transfer of personnel and property. Makes other changes.

LRB097 17140 NHT 62338 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 1. Short title. This Act may be cited as the
5 Department of Education Act.

6 Section 5. Department defined. In this Act, "Department"
7 means the Department of Education.

8 Section 10. General powers and duties.

9 (a) The Department shall begin operation on July 1, 2013.
10 The Department shall exercise the rights, powers, duties, and
11 functions provided by law, including without limitation the
12 rights, powers, duties, and functions transferred to the
13 Department under Section 15 of this Act.

14 (b) The Department may employ persons, provide
15 facilities, contract for goods and services, and adopt rules as
16 necessary to carry out its functions and purposes, all in
17 accordance with applicable law.

18 (c) In order to create continuity between all levels of
19 education, the Department shall oversee the State Board of
20 Education, the Board of Higher Education, and the Illinois
21 Community College Board and coordinate and streamline the
22 functions of these boards until January 1, 2014.

1 (d) The Department shall create an Elementary and Secondary
2 Education Division and a Vocational Education Division within
3 the Department.

4 Section 15. Transfer of powers. Except as otherwise
5 provided in subsection (b) of Section 2 of Article X of the
6 Constitution of the State of Illinois and subsection B of
7 Section 1A-4 of the School Code, all of the rights, powers,
8 duties, and functions vested by law in the State Board of
9 Education, the State Superintendent of Education, the Board of
10 Higher Education, or the Illinois Community College Board or in
11 any office, council, committee, division, or bureau of the
12 State Board of Education, the State Superintendent of
13 Education, the Board of Higher Education, or the Illinois
14 Community College Board are transferred to the Department on
15 January 1, 2014.

16 Section 20. Transfer of personnel.

17 (a) Personnel employed by the State Board of Education, the
18 State Superintendent of Education, the Board of Higher
19 Education, or the Illinois Community College Board on December
20 31, 2013 are transferred to the Department on January 1, 2014.

21 (b) The Department shall continue in effect all collective
22 bargaining agreements in existence on December 31, 2013 between
23 the State Board of Education, the Board of Higher Education, or
24 the Illinois Community College Board and labor organizations

1 representing personnel of the State Board of Education, the
2 Board of Higher Education, or the Illinois Community College
3 Board, respectively, and the Department shall continue to
4 recognize these labor organizations as the exclusive
5 bargaining representatives for the personnel, pursuant to the
6 Illinois Educational Labor Relations Act.

7 (c) The rights of State employees, the State, and its
8 agencies under the Personnel Code and applicable collective
9 bargaining agreements and retirement plans are not affected by
10 this Act.

11 Section 25. Transfer of property. All books, records,
12 documents, property (real and personal), unexpended
13 appropriations, including both obligated and unobligated
14 appropriations, and pending business pertaining to the rights,
15 powers, duties, and functions transferred to the Department
16 under this Act shall be transferred and delivered to the
17 Department on January 1, 2014, unless otherwise directed by the
18 Governor. The Department is the successor agency of the State
19 Board of Education, the State Superintendent of Education, the
20 Board of Higher Education, and the Illinois Community College
21 Board for purposes of Section 9b of the State Finance Act and
22 the Successor Agency Act.

23 Section 30. Rules, standards, and procedures.

24 (a) The rules, standards, and procedures of the State Board

1 of Education, the State Superintendent of Education, the Board
2 of Higher Education, or the Illinois Community College Board
3 that are in effect on December 31, 2013 and pertain to the
4 rights, powers, duties, and functions transferred to the
5 Department under this Act shall become the rules, standards,
6 and procedures of the Department on January 1, 2014 and shall
7 continue in effect until amended or repealed by the Department.

8 (b) Any rules pertaining to the rights, powers, duties, and
9 functions transferred to the Department under this Act that
10 have been proposed by the State Board of Education, the State
11 Superintendent of Education, the Board of Higher Education, or
12 the Illinois Community College Board but have not taken effect
13 or been finally adopted or on before December 31, 2013 shall
14 become proposed rules of the Department on January 1, 2014, and
15 any rulemaking procedures that have already been completed by
16 the State Board of Education, the State Superintendent of
17 Education, the Board of Higher Education, or the Illinois
18 Community College Board for those proposed rules need not be
19 repeated.

20 Section 35. Savings provisions.

21 (a) The rights, powers, duties, and functions transferred
22 to the Department by this Act shall be vested in and exercised
23 by the Department subject to the provisions of this Act. An act
24 done by the Department or an officer, employee, or agent of the
25 Department in the exercise of the transferred rights, powers,

1 duties, or functions shall have the same legal effect as if
2 done by the State Board of Education, the Board of Higher
3 Education, or the Illinois Community College Board or an
4 officer, employee, or agent of the State Board of Education,
5 the Board of Higher Education, or the Illinois Community
6 College Board.

7 (b) The transfer of rights, powers, duties, and functions
8 to the Department under this Act does not invalidate any
9 previous actions taken by or in respect to the State Board of
10 Education, the Board of Higher Education, or the Illinois
11 Community College Board or its officers, employees, or agents.
12 On January 1, 2014, references to the State Board of Education,
13 the Board of Higher Education, or the Illinois Community
14 College Board or its officers, employees, or agents in any
15 document, contract, agreement, or law (other than this Act,
16 Sections 1A-0.01, 1A-1, 1A-2, 1A-2.1, 1A-3.5, and 1A-4 of the
17 School Code, Section 2 of the Board of Higher Education Act,
18 and Section 2-1 of the Public Community College Act) shall, in
19 appropriate contexts, be deemed to refer to the Department or
20 its officers, employees, or agents.

21 (c) The transfer of rights, powers, duties, and functions
22 to the Department under this Act does not affect any person's
23 rights, obligations, or duties, including any civil or criminal
24 penalties applicable thereto, arising out of those transferred
25 rights, powers, duties, and functions.

1 Section 90. The Civil Administrative Code of Illinois is
2 amended by changing Sections 5-15 and 5-20 and by adding
3 Section 5-338 as follows:

4 (20 ILCS 5/5-15) (was 20 ILCS 5/3)

5 Sec. 5-15. Departments of State government. The
6 Departments of State government are created as follows:

7 The Department on Aging.

8 The Department of Agriculture.

9 The Department of Central Management Services.

10 The Department of Children and Family Services.

11 The Department of Commerce and Economic Opportunity.

12 The Department of Corrections.

13 The Department of Education.

14 The Department of Employment Security.

15 The Illinois Emergency Management Agency.

16 The Department of Financial and Professional Regulation.

17 The Department of Healthcare and Family Services.

18 The Department of Human Rights.

19 The Department of Human Services.

20 The Department of Juvenile Justice.

21 The Department of Labor.

22 The Department of the Lottery.

23 The Department of Natural Resources.

24 The Department of Public Health.

25 The Department of Revenue.

1 The Department of State Police.

2 The Department of Transportation.

3 The Department of Veterans' Affairs.

4 (Source: P.A. 96-328, eff. 8-11-09; 97-618, eff. 10-26-11.)

5 (20 ILCS 5/5-20) (was 20 ILCS 5/4)

6 Sec. 5-20. Heads of departments. Each department shall have
7 an officer as its head who shall be known as director or
8 secretary and who shall, subject to the provisions of the Civil
9 Administrative Code of Illinois, execute the powers and
10 discharge the duties vested by law in his or her respective
11 department.

12 The following officers are hereby created:

13 Director of Aging, for the Department on Aging.

14 Director of Agriculture, for the Department of
15 Agriculture.

16 Director of Central Management Services, for the
17 Department of Central Management Services.

18 Director of Children and Family Services, for the
19 Department of Children and Family Services.

20 Director of Commerce and Economic Opportunity, for the
21 Department of Commerce and Economic Opportunity.

22 Director of Corrections, for the Department of
23 Corrections.

24 Secretary of Education, for the Department of Education.

25 Director of the Illinois Emergency Management Agency, for

1 the Illinois Emergency Management Agency.

2 Director of Employment Security, for the Department of
3 Employment Security.

4 Secretary of Financial and Professional Regulation, for
5 the Department of Financial and Professional Regulation.

6 Director of Healthcare and Family Services, for the
7 Department of Healthcare and Family Services.

8 Director of Human Rights, for the Department of Human
9 Rights.

10 Secretary of Human Services, for the Department of Human
11 Services.

12 Director of Juvenile Justice, for the Department of
13 Juvenile Justice.

14 Director of Labor, for the Department of Labor.

15 Director of Natural Resources, for the Department of
16 Natural Resources.

17 Director of Public Health, for the Department of Public
18 Health.

19 Director of Revenue, for the Department of Revenue.

20 Director of State Police, for the Department of State
21 Police.

22 Secretary of Transportation, for the Department of
23 Transportation.

24 Director of Veterans' Affairs, for the Department of
25 Veterans' Affairs.

26 (Source: P.A. 96-328, eff. 8-11-09; 97-464, eff. 10-15-11;

1 97-618, eff. 10-26-11; revised 11-9-11.)

2 (20 ILCS 5/5-338 new)

3 Sec. 5-338. In the Department of Education. The Secretary
4 of Education shall receive an annual salary as set by the
5 Governor.

6 Section 95. The School Code is amended by changing the
7 heading of Article 1A, by adding Sections 1A-0.01 and 1A-3.5,
8 and by changing Section 1A-4 as follows:

9 (105 ILCS 5/Art. 1A heading)

10 ARTICLE 1A. DEPARTMENT OF EDUCATION AND STATE BOARD OF
11 EDUCATION

12 (105 ILCS 5/1A-0.01 new)

13 Sec. 1A-0.01. References to former State Board of Education
14 and State Superintendent of Education. Except for references in
15 this Section and Sections 1A-1, 1A-2, 1A-2.1, 1A-3.5, and 1A-4,
16 beginning on January 1, 2014, references in this Code to the
17 State Board of Education or State Superintendent of Education
18 shall, in appropriate contexts, be deemed to refer to the
19 Department of Education or the Secretary of Education,
20 respectively.

21 (105 ILCS 5/1A-3.5 new)

1 Sec. 1A-3.5. Report to Department of Education. The State
2 Board of Education shall report directly to the Department of
3 Education, shall comply with all requests from the Department
4 of Education, and shall exercise those powers and perform those
5 duties assigned to the State Board of Education by the
6 Department of Education, with the Elementary and Secondary
7 Education Division of the Department of Education being the
8 appropriate authority with respect to matters regarding
9 elementary and secondary education and the Vocational
10 Education Division of the Department of Education being the
11 appropriate authority with respect to matters regarding
12 vocational education.

13 (105 ILCS 5/1A-4) (from Ch. 122, par. 1A-4)

14 Sec. 1A-4. Powers and duties of the Board and Department.

15 A. (Blank).

16 B. The State Board of Education ~~Board~~ shall determine the
17 qualifications of and appoint a chief education officer, to be
18 known as the State Superintendent of Education, who may be
19 proposed by the Governor and who shall serve at the pleasure of
20 the Board ~~and pursuant to a performance based contract linked~~
21 ~~to statewide student performance and academic improvement~~
22 ~~within Illinois schools. Upon expiration or buyout of the~~
23 ~~contract of the State Superintendent of Education in office on~~
24 ~~the effective date of this amendatory Act of the 93rd General~~
25 ~~Assembly, a State Superintendent of Education shall be~~

1 ~~appointed by a State Board of Education that includes the 7 new~~
2 ~~Board members who were appointed to fill seats of members whose~~
3 ~~terms were terminated on the effective date of this amendatory~~
4 ~~Act of the 93rd General Assembly. Thereafter, a State~~
5 ~~Superintendent of Education must, at a minimum, be appointed at~~
6 ~~the beginning of each term of a Governor after that Governor~~
7 ~~has made appointments to the Board. A performance based~~
8 ~~contract issued for the employment of a State Superintendent of~~
9 ~~Education entered into on or after the effective date of this~~
10 ~~amendatory Act of the 93rd General Assembly must expire no~~
11 ~~later than February 1, 2007, and subsequent contracts must~~
12 ~~expire no later than February 1 each 4 years thereafter. No~~
13 ~~contract shall be extended or renewed beyond February 1, 2007~~
14 ~~and February 1 each 4 years thereafter, but a State~~
15 ~~Superintendent of Education shall serve until his or her~~
16 ~~successor is appointed. Each contract entered into on or before~~
17 ~~January 8, 2007 with a State Superintendent of Education must~~
18 ~~provide that the State Board of Education may terminate the~~
19 ~~contract for cause, and the State Board of Education shall not~~
20 ~~thereafter be liable for further payments under the contract.~~
21 ~~With regard to this amendatory Act of the 93rd General~~
22 ~~Assembly, it is the intent of the General Assembly that,~~
23 ~~beginning with the Governor who takes office on the second~~
24 ~~Monday of January, 2007, a State Superintendent of Education be~~
25 ~~appointed at the beginning of each term of a Governor after~~
26 ~~that Governor has made appointments to the Board. The State~~

1 Superintendent of Education shall not serve as a member of the
2 State Board of Education, but. ~~The Board shall set the~~
3 ~~compensation of the State Superintendent of Education who shall~~
4 ~~serve as the Board's chief executive officer. The State~~
5 ~~Superintendent of Education shall receive an annual salary as~~
6 ~~set by the Governor. The Board shall also establish the duties,~~
7 ~~powers and responsibilities of the State Superintendent, which~~
8 ~~shall be included in the State Superintendent's~~
9 ~~performance based contract along with the goals and indicators~~
10 ~~of student performance and academic improvement used to measure~~
11 ~~the performance and effectiveness of the State Superintendent.~~
12 The State Board of Education may delegate to the State
13 Superintendent of Education the authority to act on the Board's
14 behalf, provided such delegation is made pursuant to adopted
15 board policy or the powers delegated are ministerial in nature.
16 ~~The State Board may not delegate authority under this Section~~
17 ~~to the State Superintendent to (1) nonrecognize school~~
18 ~~districts, (2) withhold State payments as a penalty, or (3)~~
19 ~~make final decisions under the contested case provisions of the~~
20 ~~Illinois Administrative Procedure Act unless otherwise~~
21 ~~provided by law.~~

22 The State Board of Education's powers and duties are
23 limited by law, as provided in Section 2 of Article X of the
24 Illinois Constitution, to those powers and duties specified
25 under Section 1A-3.5 of this Code.

26 C. The powers and duties of the Department ~~State Board~~ of

1 Education shall encompass all duties delegated to the Office of
2 Superintendent of Public Instruction on January 12, 1975,
3 except as the law providing for such powers and duties is
4 thereafter amended, and such other powers and duties as the
5 General Assembly shall designate. The Department Board shall be
6 responsible for the educational policies and guidelines for
7 public schools, pre-school through grade 12 and Vocational
8 Education in the State of Illinois. The Department Board shall
9 analyze the present and future aims, needs, and requirements of
10 education in the State of Illinois and recommend to the General
11 Assembly the powers which should be exercised by the Department
12 Board. The Department Board shall recommend the passage and the
13 legislation necessary to determine the appropriate
14 relationship between the Department Board and local boards of
15 education and the various State agencies and shall recommend
16 desirable modifications in the laws which affect schools.

17 D. (Blank). ~~Two members of the Board shall be appointed by~~
18 ~~the chairperson to serve on a standing joint Education~~
19 ~~Committee, 2 others shall be appointed from the Board of Higher~~
20 ~~Education, 2 others shall be appointed by the chairperson of~~
21 ~~the Illinois Community College Board, and 2 others shall be~~
22 ~~appointed by the chairperson of the Human Resource Investment~~
23 ~~Council. The Committee shall be responsible for making~~
24 ~~recommendations concerning the submission of any workforce~~
25 ~~development plan or workforce training program required by~~
26 ~~federal law or under any block grant authority. The Committee~~

1 ~~will be responsible for developing policy on matters of mutual~~
2 ~~concern to elementary, secondary and higher education such as~~
3 ~~Occupational and Career Education, Teacher Preparation and~~
4 ~~Certification, Educational Finance, Articulation between~~
5 ~~Elementary, Secondary and Higher Education and Research and~~
6 ~~Planning. The joint Education Committee shall meet at least~~
7 ~~quarterly and submit an annual report of its findings,~~
8 ~~conclusions, and recommendations to the State Board of~~
9 ~~Education, the Board of Higher Education, the Illinois~~
10 ~~Community College Board, the Human Resource Investment~~
11 ~~Council, the Governor, and the General Assembly. All meetings~~
12 ~~of this Committee shall be official meetings for reimbursement~~
13 ~~under this Act. On the effective date of this amendatory Act of~~
14 ~~the 95th General Assembly, the Joint Education Committee is~~
15 ~~abolished.~~

16 E. Five members of the State Board of Education ~~Board~~ shall
17 constitute a quorum. A majority vote of the members appointed,
18 confirmed and serving on the Board is required to approve any
19 action, except that the 7 new Board members who were appointed
20 to fill seats of members whose terms were terminated on the
21 effective date of this amendatory act of the 93rd General
22 Assembly may vote to approve actions when appointed and
23 serving.

24 Using the most recently available data, the Department of
25 Education ~~Board~~ shall prepare and submit to the General
26 Assembly and the Governor on or before January 14, 2014 ~~1976~~

1 and annually thereafter a report or reports of its findings and
2 recommendations. Such annual report shall contain a separate
3 section which provides a critique and analysis of the status of
4 education in Illinois and which identifies its specific
5 problems and recommends express solutions therefor. Such
6 annual report also shall contain the following information for
7 the preceding year ending on June 30: each act or omission of a
8 school district of which the Department ~~State Board~~ of
9 Education has knowledge as a consequence of scheduled, approved
10 visits and which constituted a failure by the district to
11 comply with applicable State or federal laws or regulations
12 relating to public education, the name of such district, the
13 date or dates on which the Department ~~State Board~~ of Education
14 notified the school district of such act or omission, and what
15 action, if any, the school district took with respect thereto
16 after being notified thereof by the Department ~~State Board~~ of
17 Education. The report shall also include the statewide high
18 school dropout rate by grade level, sex and race and the annual
19 student dropout rate of and the number of students who graduate
20 from, transfer from or otherwise leave bilingual programs. The
21 Auditor General shall annually perform a compliance audit of
22 the Department ~~State Board~~ of Education's performance of the
23 reporting duty imposed by this amendatory Act of 1986. A
24 regular system of communication with other directly related
25 State agencies shall be implemented.

26 The requirement for reporting to the General Assembly shall

1 be satisfied by filing copies of the report with the Speaker,
2 the Minority Leader and the Clerk of the House of
3 Representatives and the President, the Minority Leader and the
4 Secretary of the Senate and the Legislative Council, as
5 required by Section 3.1 of the General Assembly Organization
6 Act, and filing such additional copies with the State
7 Government Report Distribution Center for the General Assembly
8 as is required under paragraph (t) of Section 7 of the State
9 Library Act.

10 F. Upon appointment of the 7 new Board members who were
11 appointed to fill seats of members whose terms were terminated
12 on the effective date of this amendatory Act of the 93rd
13 General Assembly, the Board shall review all of its current
14 rules in an effort to streamline procedures, improve
15 efficiency, and eliminate unnecessary forms and paperwork.

16 (Source: P.A. 95-626, eff. 6-1-08; 95-793, eff. 1-1-09.)

17 Section 100. The Board of Higher Education Act is amended
18 by changing Section 2 and by adding Section 5.5 as follows:

19 (110 ILCS 205/2) (from Ch. 144, par. 182)

20 Sec. 2. Board of Higher Education; abolishment.

21 (a) There is created a Board of Higher Education to consist
22 of 16 members as follows: 10 members appointed by the Governor,
23 by and with the advice and consent of the Senate; one member of
24 a public university governing board, appointed by the Governor

1 without the advice and consent of the Senate; one member of a
2 private college or university board of trustees, appointed by
3 the Governor without the advice and consent of the Senate; the
4 chairman of the Illinois Community College Board; the chairman
5 of the Illinois Student Assistance Commission; and 2 student
6 members selected by the recognized advisory committee of
7 students of the Board of Higher Education, one of whom must be
8 a non-traditional undergraduate student who is at least 24
9 years old and represents the views of non-traditional students,
10 such as a person who is employed or is a parent. Beginning on
11 July 1, 2005, one of the 10 members appointed by the Governor,
12 by and with the advice and consent of the Senate, must be a
13 faculty member at an Illinois public university. The Governor
14 shall designate the Chairman of the Board to serve until a
15 successor is designated. The chairmen of the Board of Trustees
16 of the University of Illinois, the Board of Trustees of
17 Southern Illinois University, the Board of Governors of State
18 Colleges and Universities, and the Board of Regents of Regency
19 Universities shall cease to be members of the Board of Higher
20 Education on the effective date of this amendatory Act of 1995.
21 No more than 7 of the members appointed by the Governor,
22 excluding the Chairman, shall be affiliated with the same
23 political party. The 10 members appointed by the Governor with
24 the advice and consent of the Senate shall be citizens of the
25 State and shall be selected, as far as may be practicable, on
26 the basis of their knowledge of, or interest or experience in,

1 problems of higher education. If the Senate is not in session
2 or is in recess, when appointments subject to its confirmation
3 are made, the Governor shall make temporary appointments which
4 shall be subject to subsequent Senate approval.

5 (b) On January 1, 2014, the Board is abolished and the
6 terms of all members end. Except for references in this
7 Section, beginning on January 1, 2014, references in this Act
8 to the Board of Higher Education shall, in appropriate
9 contexts, be deemed to refer to the Department of Education.

10 (Source: P.A. 93-429, eff. 1-1-04; 94-905, eff. 1-1-07.)

11 (110 ILCS 205/5.5 new)

12 (Section scheduled to be repealed on January 1, 2014)

13 Sec. 5.5. Report to Department of Education. The Board
14 shall report directly to the Department of Education, shall
15 comply with all requests from the Department of Education, and
16 shall exercise those powers and perform those duties assigned
17 to the Board by the Department of Education. This Section is
18 repealed on January 1, 2014.

19 Section 105. The Public Community College Act is amended by
20 changing Section 2-1 and by adding Section 2-9.5 as follows:

21 (110 ILCS 805/2-1) (from Ch. 122, par. 102-1)

22 Sec. 2-1. Illinois Community College Board; abolishment.

23 (a) There is created the Illinois Community College Board

1 hereinafter referred to as the "State Board". The State Board
2 shall consist of 12 members as follows: a nonvoting student
3 member selected by the recognized advisory committee of
4 students of the Illinois Community College Board, this student
5 to serve for a term of one year beginning on July 1 of each
6 year, except that the student member initially selected shall
7 serve a term beginning on the date of such selection and
8 expiring on the next succeeding June 30, and except that any
9 student member or former student member may be selected by the
10 recognized advisory committee of students of the State Board to
11 serve a second term as the nonvoting student member of the
12 State Board; and 11 members, one of whom shall be a senior
13 citizen age 60 or over, to be appointed by the Governor by and
14 with the advice and consent of the Senate. Beginning on July 1,
15 2005, one of the 11 members appointed by the Governor, by and
16 with the advice and consent of the Senate, must be a faculty
17 member at an Illinois public community college. Also beginning
18 on July 1, 2005, one of the 11 members appointed by the
19 Governor, by and with the advice and consent of the Senate,
20 must be a member of the board of trustees of a public community
21 college district. The membership requirements set forth in this
22 Section apply only to the State Board and shall have no effect
23 on the membership of the board of trustees of a community
24 college district. The members first appointed under this
25 amendatory Act of 1984 shall serve for a term of 6 years. After
26 the expiration of the terms of the office of the members first

1 appointed to the State Board, their respective successors shall
2 hold office for a term of 6 years and until their successors
3 are qualified and seated. In the event of vacancies on the
4 State Board in offices appointed by the Governor occurring
5 during a recess of the Senate, the Governor shall have the
6 power to make temporary appointments until the next meeting of
7 the Senate, when the vacancy shall be filled by nomination to
8 be confirmed by the Senate.

9 (b) On January 1, 2014, the State Board is abolished and
10 the terms of all members end. Except for references in this
11 Section, beginning on January 1, 2014, references in this Act
12 to the Illinois Community College Board shall, in appropriate
13 contexts, be deemed to refer to the Department of Education.

14 (Source: P.A. 94-157, eff. 7-8-05.)

15 (110 ILCS 805/2-9.5 new)

16 (Section scheduled to be repealed on January 1, 2014)

17 Sec. 2-9.5. Report to Department of Education. The State
18 Board shall report directly to the Department of Education,
19 shall comply with all requests from the Department of
20 Education, and shall exercise those powers and perform those
21 duties assigned to the State Board by the Department of
22 Education, with the Vocational Education Division of the
23 Department of Education being the appropriate authority with
24 respect to matters regarding vocational education. This
25 Section is repealed on January 1, 2014.

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