



Sen. Kwame Raoul

Filed: 12/1/2016

09900HB0557sam002

LRB099 04400 MLM 51906 a

1 AMENDMENT TO HOUSE BILL 557

2 AMENDMENT NO. _____. Amend House Bill 557 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Election Code is amended by changing
5 Sections 2A-1.2 and 2A-48 as follows:

6 (10 ILCS 5/2A-1.2) (from Ch. 46, par. 2A-1.2)

7 Sec. 2A-1.2. Consolidated Schedule of Elections - Offices
8 Designated.

9 (a) At the general election in the appropriate
10 even-numbered years, the following offices shall be filled or
11 shall be on the ballot as otherwise required by this Code:

12 (1) Elector of President and Vice President of the
13 United States;

14 (2) United States Senator and United States
15 Representative;

16 (3) State Executive Branch elected officers;

1 (4) State Senator and State Representative;

2 (5) County elected officers, including State's
3 Attorney, County Board member, County Commissioners, and
4 elected President of the County Board or County Chief
5 Executive;

6 (6) Circuit Court Clerk;

7 (7) Regional Superintendent of Schools, except in
8 counties or educational service regions in which that
9 office has been abolished;

10 (8) Judges of the Supreme, Appellate and Circuit
11 Courts, on the question of retention, to fill vacancies and
12 newly created judicial offices;

13 (9) (Blank);

14 (10) Trustee of the Metropolitan Sanitary District of
15 Chicago, and elected Trustee of other Sanitary Districts;

16 (11) Special District elected officers, not otherwise
17 designated in this Section, where the statute creating or
18 authorizing the creation of the district requires an annual
19 election and permits or requires election of candidates of
20 political parties.

21 (b) At the general primary election:

22 (1) in each even-numbered year candidates of political
23 parties shall be nominated for those offices to be filled
24 at the general election in that year, except where pursuant
25 to law nomination of candidates of political parties is
26 made by caucus.

1 (2) in the appropriate even-numbered years the
2 political party offices of State central committeeman,
3 township committeeman, ward committeeman, and precinct
4 committeeman shall be filled and delegates and alternate
5 delegates to the National nominating conventions shall be
6 elected as may be required pursuant to this Code. In the
7 even-numbered years in which a Presidential election is to
8 be held, candidates in the Presidential preference primary
9 shall also be on the ballot.

10 (3) in each even-numbered year, where the municipality
11 has provided for annual elections to elect municipal
12 officers pursuant to Section 6(f) or Section 7 of Article
13 VII of the Constitution, pursuant to the Illinois Municipal
14 Code or pursuant to the municipal charter, the offices of
15 such municipal officers shall be filled at an election held
16 on the date of the general primary election, provided that
17 the municipal election shall be a nonpartisan election
18 where required by the Illinois Municipal Code. For partisan
19 municipal elections in even-numbered years, a primary to
20 nominate candidates for municipal office to be elected at
21 the general primary election shall be held on the Tuesday 6
22 weeks preceding that election.

23 (4) in each school district which has adopted the
24 provisions of Article 33 of the School Code, successors to
25 the members of the board of education whose terms expire in
26 the year in which the general primary is held shall be

1 elected.

2 (5) in 2018, the members of the Chicago Board of
3 Education shall be elected to serve a term of 5 years,
4 subject to runoff elections to be held 60 days after the
5 general primary election; successors shall be elected at
6 the consolidated election under subsection (c) of this
7 Section to a term of 4 years as provided under Section
8 2A-48. The election of members of the Chicago Board of
9 Education held in 2018 shall be a nonpartisan election as
10 provided for under this Code and conducted on a separate
11 ballot. The elections conducted pursuant to this paragraph
12 (5) shall be conducted in accordance with the federal
13 Voting Rights Act and the Illinois Voting Rights Act of
14 2011.

15 (c) At the consolidated election in the appropriate
16 odd-numbered years, the following offices shall be filled:

17 (1) Municipal officers, provided that in
18 municipalities in which candidates for alderman or other
19 municipal office are not permitted by law to be candidates
20 of political parties, the runoff election where required by
21 law, or the nonpartisan election where required by law,
22 shall be held on the date of the consolidated election; and
23 provided further, in the case of municipal officers
24 provided for by an ordinance providing the form of
25 government of the municipality pursuant to Section 7 of
26 Article VII of the Constitution, such offices shall be

1 filled by election or by runoff election as may be provided
2 by such ordinance;

3 (2) Village and incorporated town library directors;

4 (3) City boards of stadium commissioners;

5 (4) Commissioners of park districts;

6 (5) Trustees of public library districts;

7 (6) Special District elected officers, not otherwise
8 designated in this section, where the statute creating or
9 authorizing the creation of the district permits or
10 requires election of candidates of political parties;

11 (7) Township officers, including township park
12 commissioners, township library directors, and boards of
13 managers of community buildings, and Multi-Township
14 Assessors;

15 (8) Highway commissioners and road district clerks;

16 (9) Members of school boards in school districts which
17 adopt Article 33 of the School Code;

18 (10) The directors and chairman of the Chain O Lakes -
19 Fox River Waterway Management Agency;

20 (11) Forest preserve district commissioners elected
21 under Section 3.5 of the Downstate Forest Preserve District
22 Act;

23 (12) Elected members of school boards, school
24 trustees, directors of boards of school directors,
25 trustees of county boards of school trustees (except in
26 counties or educational service regions having a

1 population of 2,000,000 or more inhabitants) and members of
2 boards of school inspectors, except school boards in school
3 districts that adopt Article 33 of the School Code and
4 except as otherwise provided in paragraph (5) of subsection
5 (b) of this Section;

6 (13) Members of Community College district boards;

7 (14) Trustees of Fire Protection Districts;

8 (15) Commissioners of the Springfield Metropolitan
9 Exposition and Auditorium Authority;

10 (16) Elected Trustees of Tuberculosis Sanitarium
11 Districts;

12 (17) Elected Officers of special districts not
13 otherwise designated in this Section for which the law
14 governing those districts does not permit candidates of
15 political parties.

16 (d) At the consolidated primary election in each
17 odd-numbered year, candidates of political parties shall be
18 nominated for those offices to be filled at the consolidated
19 election in that year, except where pursuant to law nomination
20 of candidates of political parties is made by caucus, and
21 except those offices listed in paragraphs (12) through (17) of
22 subsection (c).

23 At the consolidated primary election in the appropriate
24 odd-numbered years, the mayor, clerk, treasurer, and aldermen
25 shall be elected in municipalities in which candidates for
26 mayor, clerk, treasurer, or alderman are not permitted by law

1 to be candidates of political parties, subject to runoff
2 elections to be held at the consolidated election as may be
3 required by law, and municipal officers shall be nominated in a
4 nonpartisan election in municipalities in which pursuant to law
5 candidates for such office are not permitted to be candidates
6 of political parties.

7 At the consolidated primary election in the appropriate
8 odd-numbered years, municipal officers shall be nominated or
9 elected, or elected subject to a runoff, as may be provided by
10 an ordinance providing a form of government of the municipality
11 pursuant to Section 7 of Article VII of the Constitution.

12 (e) (Blank).

13 (f) At any election established in Section 2A-1.1, public
14 questions may be submitted to voters pursuant to this Code and
15 any special election otherwise required or authorized by law or
16 by court order may be conducted pursuant to this Code.

17 Notwithstanding the regular dates for election of officers
18 established in this Article, whenever a referendum is held for
19 the establishment of a political subdivision whose officers are
20 to be elected, the initial officers shall be elected at the
21 election at which such referendum is held if otherwise so
22 provided by law. In such cases, the election of the initial
23 officers shall be subject to the referendum.

24 Notwithstanding the regular dates for election of
25 officials established in this Article, any community college
26 district which becomes effective by operation of law pursuant

1 to Section 6-6.1 of the Public Community College Act, as now or
2 hereafter amended, shall elect the initial district board
3 members at the next regularly scheduled election following the
4 effective date of the new district.

5 (g) At any election established in Section 2A-1.1, if in
6 any precinct there are no offices or public questions required
7 to be on the ballot under this Code then no election shall be
8 held in the precinct on that date.

9 (h) There may be conducted a referendum in accordance with
10 the provisions of Division 6-4 of the Counties Code.

11 (Source: P.A. 89-5, eff. 1-1-96; 89-95, eff. 1-1-96; 89-626,
12 eff. 8-9-96; 90-358, eff. 1-1-98.)

13 (10 ILCS 5/2A-48) (from Ch. 46, par. 2A-48)

14 Sec. 2A-48. Board of School Directors and Board of
15 Education - Member - Time of Election. A member of a Board of
16 School Directors or a member of an elected Board of Education,
17 as the case may be, shall be elected at each consolidated
18 election to succeed each incumbent member whose term ends
19 before the following consolidated election. However, except as
20 otherwise provided in paragraph (5) of subsection (b) of
21 Section 2A-1.2, a member of the Chicago Board of Education
22 shall be elected at each consolidated primary election, subject
23 to a runoff election to be held at the consolidated election,
24 beginning with the February 2023 election to succeed each
25 incumbent member whose term ends before the following

1 consolidated election. An election for a member of the Chicago
2 Board of Education shall be conducted in accordance with the
3 federal Voting Rights Act and the Illinois Voting Rights Act of
4 2011.

5 (Source: P.A. 90-358, eff. 1-1-98.)

6 Section 10. The School Code is amended by changing Sections
7 34-3, 34-3.3, 34-4, 34-6, 34-13.1, and 34-21.9 and by adding
8 Sections 34-4.1 and 34-4.2 as follows:

9 (105 ILCS 5/34-3) (from Ch. 122, par. 34-3)

10 Sec. 34-3. Chicago School Reform Board of Trustees; new
11 Chicago Board of Education; members; term; vacancies.

12 (a) Within 30 days after the effective date of this
13 amendatory Act of 1995, the terms of all members of the Chicago
14 Board of Education holding office on that date are abolished
15 and the Mayor shall appoint, without the consent or approval of
16 the City Council, a 5 member Chicago School Reform Board of
17 Trustees which shall take office upon the appointment of the
18 fifth member. The Chicago School Reform Board of Trustees and
19 its members shall serve until, and the terms of all members of
20 the Chicago School Reform Board of Trustees shall expire on,
21 June 30, 1999 or upon the appointment of a new Chicago Board of
22 Education as provided in subsection (b), whichever is later.
23 Any vacancy in the membership of the Trustees shall be filled
24 through appointment by the Mayor, without the consent or

1 approval of the City Council, for the unexpired term. One of
2 the members appointed by the Mayor to the Trustees shall be
3 designated by the Mayor to serve as President of the Trustees.
4 The Mayor shall appoint a full-time, compensated chief
5 executive officer, and his or her compensation as such chief
6 executive officer shall be determined by the Mayor. The Mayor,
7 at his or her discretion, may appoint the President to serve
8 simultaneously as the chief executive officer.

9 (b) This subsection (b) applies until March 20, 2018.
10 Within 30 days before the expiration of the terms of the
11 members of the Chicago Reform Board of Trustees as provided in
12 subsection (a), a new Chicago Board of Education consisting of
13 7 members shall be appointed by the Mayor to take office on the
14 later of July 1, 1999 or the appointment of the seventh member.
15 Three of the members initially so appointed under this
16 subsection shall serve for terms ending June 30, 2002, 4 of the
17 members initially so appointed under this subsection shall
18 serve for terms ending June 30, 2003, and each member initially
19 so appointed shall continue to hold office until his or her
20 successor is appointed and qualified. Thereafter at the
21 expiration of the term of any member a successor shall be
22 appointed by the Mayor and shall hold office for a term of 4
23 years, from July 1 of the year in which the term commences and
24 until a successor is appointed and qualified. Any vacancy in
25 the membership of the Chicago Board of Education shall be
26 filled through appointment by the Mayor for the unexpired term.

1 No appointment to membership on the Chicago Board of Education
2 that is made by the Mayor under this subsection shall require
3 the approval of the City Council, whether the appointment is
4 made for a full term or to fill a vacancy for an unexpired term
5 on the Board. The terms of all members of the Chicago Board of
6 Education appointed under this subsection (b) shall terminate
7 on March 20, 2018.

8 (b-5) On March 21, 2018, a new Chicago Board of Education,
9 consisting of 15 members, shall be elected by the electors of
10 the school district as provided in this subsection (b-5).

11 Each member shall be elected for a term of 4 years,
12 commencing on the second Tuesday in May of the year in which
13 the member is elected, and until the member's successor is
14 elected and has qualified, except that members of the board
15 elected to terms commencing on March 21, 2018 shall serve for
16 terms of 5 years and until the member's successor is elected
17 and has qualified. For purposes of elections conducted under
18 this subsection (b-5), the City of Chicago shall be subdivided
19 into 14 electoral districts by the General Assembly for seats
20 on the Chicago Board of Education, as provided under Section
21 34-21.9 of this Code. Each district shall be represented by a
22 member, and one member shall be elected at large and serve as
23 the president of the board.

24 Within 28 days after each member enters office, the board
25 shall organize by electing its vice president and fixing a time
26 and place for the regular meetings. No less than a majority of

1 the board's regular meetings shall take place after regular
2 business hours in order to maximize community participation.
3 Upon organizing itself as provided in this subsection (b-5),
4 the board shall enter upon the discharge of its duties. All
5 board members must complete the training required of school
6 board members under Section 10-16a of this Code.

7 Whenever a vacancy in the board occurs, the remaining
8 members of the board shall notify the Mayor of that vacancy
9 within 5 days after its occurrence and shall proceed to fill
10 the vacancy until the next board election, at which election a
11 successor shall be elected to serve the remainder of the
12 unexpired term. However, if the vacancy occurs with less than
13 28 months remaining in the term or if the vacancy occurs less
14 than 88 days before the next board election, then the person so
15 appointed shall serve the remainder of the unexpired term, and
16 no election to fill the vacancy shall be held. The successor
17 shall have the same residential and other qualifications as his
18 or her predecessor. Should the remaining board members fail to
19 act within 45 days after the vacancy occurs, the Mayor shall,
20 within 30 days after the remaining members have failed to fill
21 the vacancy, fill the vacancy as provided for in this Section.
22 Upon the Mayor's failure to fill the vacancy, the vacancy shall
23 be filled at the next board election. The successor shall have
24 the same residential and other qualifications as his or her
25 predecessor.

26 (b-10) The board shall elect annually from its number a

1 ~~president and~~ vice-president, in such manner and at such time
2 as the board determines by its rules. The president elected by
3 the voters and vice-president elected by the board ~~officers so~~
4 ~~elected~~ shall each perform the duties imposed upon his or her
5 ~~their~~ respective office by the rules of the board, provided
6 that (i) the president shall preside at meetings of the board
7 and vote as any other member but have no power of veto, and
8 (ii) the vice president shall perform the duties of the
9 president if that office is vacant or the president is absent
10 or unable to act. The secretary of the board ~~Board~~ shall be
11 selected by the board ~~Board~~ and shall be an employee of the
12 board ~~Board~~ rather than a member of the board ~~Board~~,
13 notwithstanding subsection (d) of Section 34-3.3. The duties of
14 the secretary shall be imposed by the rules of the board ~~Board~~.

15 (b-15) No member shall have, or be an employee or owner of
16 a company that has, a contract with the school district. No
17 former officer, member, or employee of the board shall, within
18 a period of one year immediately after termination of service
19 on the board, knowingly accept employment or receive
20 compensation or fees for services from a person or entity if
21 the officer, member, or employee, during the year immediately
22 preceding termination of service on the board, participated
23 personally and substantially in the award of contracts with the
24 board or the school district, or the issuance of contract
25 change orders with the board or the school district, with a
26 cumulative value of \$25,000 or more to the person or entity, or

1 its parent or subsidiary.

2 (c) The board may appoint a student to the board to serve
3 in an advisory capacity. The student member shall serve for a
4 term as determined by the board. The board may not grant the
5 student member any voting privileges, but shall consider the
6 student member as an advisor. The student member may not
7 participate in or attend any executive session of the board.

8 (Source: P.A. 94-231, eff. 7-14-05.)

9 (105 ILCS 5/34-3.3)

10 Sec. 34-3.3. Chicago School Reform Board of Trustees;
11 powers and duties; chief operating, fiscal, educational, and
12 purchasing officers. The General Assembly finds that an
13 education crisis exists in the Chicago Public Schools and that
14 a 5-member Chicago School Reform Board of Trustees shall be
15 established for a 4 year period to bring educational and
16 financial stability to the system. The Trustees and their chief
17 executive officer are empowered and directed to: (i) increase
18 the quality of educational services in the Chicago Public
19 Schools; (ii) reduce the cost of non-educational services and
20 implement cost-saving measures including the privatization of
21 services where deemed appropriate; (iii) develop a long-term
22 financial plan that to the maximum extent possible reflects a
23 balanced budget for each year; (iv) streamline and strengthen
24 the management of the system, including a responsible
25 school-based budgeting process, in order to refocus resources

1 on student achievement; (v) ensure ongoing academic
2 improvement in schools through the establishment of an Academic
3 Accountability Council and a strong school improvement and
4 recognition process; (vi) enact policies and procedures that
5 ensure the system runs in an ethical as well as efficient
6 manner; (vii) establish within 60 days after the effective date
7 of this amendatory Act of 1995, develop, and implement a
8 process for the selection of a local school council advisory
9 board for the Trustees in which those individuals active on
10 Local School Councils serve an advisory role to the Trustees;
11 (viii) establish any organizational structures, including
12 regional offices, that it deems necessary to ensure the
13 efficient and effective operation of the system; and (ix)
14 provide for such other local school council advisory bodies as
15 the Trustees deem appropriate to function in an advisory
16 capacity to any other organizations or offices established by
17 the Trustees under clause (viii) of this Section.

18 (a) Unless otherwise provided in this Article, the Trustees
19 shall have all powers and duties exercised and performed by the
20 Chicago Board of Education at the time the terms of its members
21 are abolished as provided in subsection (a) of Section 34-3.

22 (b) The Mayor shall appoint a chief executive officer who
23 shall be a person of recognized administrative ability and
24 management experience, who shall be responsible for the
25 management of the system, and who shall have all other powers
26 and duties of the general superintendent as set forth in this

1 Article 34. The chief executive officer shall make
2 recommendations to the Trustees with respect to contracts,
3 policies, and procedures.

4 (c) The chief executive officer shall appoint, with the
5 approval of the Trustees, a chief operating officer, a chief
6 fiscal officer, a chief educational officer, and a chief
7 purchasing officer to serve until June 30, 1999. These officers
8 shall be assigned duties and responsibilities by the chief
9 executive officer. The chief operating officer, the chief
10 fiscal officer, the chief educational officer, and the chief
11 purchasing officer may be granted authority to hire a specific
12 number of employees to assist in meeting immediate
13 responsibilities. The chief executive officer may remove any
14 officer, subject to the approval of the Trustees. Conditions of
15 employment for such personnel shall not be subject to the
16 provisions of Section 34-85.

17 (d) Upon the expiration on June 30, 1999 of the terms of
18 office of the chief executive, operating, fiscal, educational,
19 and purchasing officers appointed under this Section and the
20 appointment of a new Chicago Board of Education under
21 subsection (b) of Section 34-3, the board may retain,
22 reorganize, or abolish any or all of those offices and appoint
23 qualified successors to fill any of those offices that it does
24 not abolish. However, chief executive officer appointed under
25 this subsection (d) shall serve until the Chicago Board of
26 Education elected pursuant to subsection (b-5) of Section 34-3

1 appoints a new general superintendent pursuant to subsection
2 (b) of Section 34-6.

3 (e) The Trustees shall report to the State Superintendent
4 of Education with respect to its performance, the nature of the
5 reforms which it has instituted, the effect those reforms have
6 had in the operation of the central administrative office and
7 in the performance of pupils, staff, and members of the local
8 school councils at the several attendance centers within the
9 district, and such other matters as the Trustees deem necessary
10 to help assure continuing improvement in the public school
11 system of the district. The reports shall be public documents
12 and shall be made annually, beginning with the school year that
13 commences in 1995 and concluding in the school year beginning
14 in 1999.

15 (Source: P.A. 89-15, eff. 5-30-95.)

16 (105 ILCS 5/34-4) (from Ch. 122, par. 34-4)

17 Sec. 34-4. Eligibility.

18 (a) To be eligible for election ~~appointment~~ to the board, a
19 person shall be a citizen of the United States, shall be a
20 registered voter as provided in the Election Code, shall have
21 been a resident of the city and the electoral district for at
22 least 2 years ~~3 years~~ immediately preceding his or her election
23 ~~appointment~~, and shall not be a child sex offender as defined
24 in Section 11-9.3 of the Criminal Code of 2012. A person is
25 ineligible for election or appointment to the board if that

1 person is an employee of the school district. All persons
2 eligible for election to the board shall be nominated by a
3 petition signed by no less than 500 voters residing within the
4 electoral district on a petition in order to be placed on the
5 ballot, except that persons eligible for election to the board
6 at large shall be nominated by a petition signed by no less
7 than 2,500 voters residing within the city.

8 Permanent removal from the city by any member of the board
9 during his or her term of office constitutes a resignation
10 therefrom and creates a vacancy in the board. Board ~~Except for~~
11 ~~the President of the Chicago School Reform Board of Trustees~~
12 ~~who may be paid compensation for his or her services as chief~~
13 ~~executive officer as determined by the Mayor as provided in~~
14 ~~subsection (a) of Section 34-3, board members shall serve~~
15 ~~without any compensation; provided, that board members shall be~~
16 reimbursed for expenses incurred while in the performance of
17 their duties upon submission of proper receipts or upon
18 submission of a signed voucher in the case of an expense
19 allowance evidencing the amount of such reimbursement or
20 allowance to the president of the board for verification and
21 approval. Board members ~~The board of education may continue to~~
22 ~~provide health care insurance coverage, employer pension~~
23 ~~contributions, employee pension contributions, and life~~
24 ~~insurance premium payments for an employee required to resign~~
25 ~~from an administrative, teaching, or career service position in~~
26 ~~order to qualify as a member of the board of education. They~~

1 shall not hold other public office under the Federal, State or
2 any local government other than that of Director of the
3 Regional Transportation Authority, member of the economic
4 development commission of a city having a population exceeding
5 500,000, notary public or member of the National Guard, and by
6 accepting any such office while members of the board, or by not
7 resigning any such office held at the time of being elected
8 ~~appointed~~ to the board within 30 days after such election
9 ~~appointment~~, shall be deemed to have vacated their membership
10 in the board.

11 (Source: P.A. 97-1150, eff. 1-25-13.)

12 (105 ILCS 5/34-4.1 new)

13 Sec. 34-4.1. Nomination petitions. In addition to the
14 requirements of the general election law, the form of petitions
15 under Section 34-4 of this Code shall be substantially as
16 follows:

17 NOMINATING PETITIONS

18 (LEAVE OUT THE INAPPLICABLE PART)

19 To the Board of Election Commissioners for the City of
20 Chicago:

21 We the undersigned, being (.... or more) of the voters
22 residing within said district, hereby petition that who
23 resides at in the City of Chicago shall be a candidate for
24 the office of of the board of education (full term)
25 (vacancy) to be voted for at the election to be held on (insert

1 date).

2 Name: Address:

3 In the designation of the name of a candidate on a petition
4 for nomination, the candidate's given name or names, initial or
5 initials, a nickname by which the candidate is commonly known,
6 or a combination thereof may be used in addition to the
7 candidate's surname. If a candidate has changed his or her
8 name, whether by a statutory or common law procedure in
9 Illinois or any other jurisdiction, within 3 years before the
10 last day for filing the petition, then (i) the candidate's name
11 on the petition must be followed by "formerly known as (list
12 all prior names during the 3-year period) until name changed on
13 (list date of each such name change)" and (ii) the petition
14 must be accompanied by the candidate's affidavit stating the
15 candidate's previous names during the period specified in
16 clause (i) and the date or dates each of those names was
17 changed; failure to meet these requirements shall be grounds
18 for denying certification of the candidate's name for the
19 ballot, but these requirements do not apply to name changes
20 resulting from adoption to assume an adoptive parent's or
21 parents' surname, marriage to assume a spouse's surname, or
22 dissolution of marriage or declaration of invalidity of
23 marriage to assume a former surname. No other designation, such
24 as a political slogan, as defined by Section 7-17 of the
25 Election Code, title or degree, or nickname suggesting or
26 implying possession of a title, degree or professional status,

1 or similar information may be used in connection with the
2 candidate's surname.

3 All petitions for the nomination of members of a board of
4 education shall be filed with the board of election
5 commissioners of the jurisdiction in which the principal office
6 of the school district is located within the time provided for
7 by the general election law, except that petitions for the
8 nomination of members of the board of education for the March
9 20, 2018 election shall be prepared and certified on the same
10 schedule as the petition schedule for the candidates for the
11 General Assembly. The board of election commissioners shall
12 receive and file only those petitions that include a statement
13 of candidacy, the required number of voter signatures, the
14 notarized signature of the petition circulator, and a receipt
15 from the County Clerk showing that the candidate has filed a
16 statement of economic interest on or before the last day to
17 file as required by the Illinois Governmental Ethics Act. The
18 board of election commissioners may have petition forms
19 available for issuance to potential candidates and may give
20 notice of the petition filing period by publication in a
21 newspaper of general circulation within the school district not
22 less than 10 days prior to the first day of filing. The board
23 of election commissioners shall make certification to the
24 proper election authorities in accordance with the general
25 election law.

26 The board of election commissioners of the jurisdiction in

1 which the principal office of the school district is located
2 shall notify the candidates for whom a petition for nomination
3 is filed or the appropriate committee of the obligations under
4 the Campaign Financing Act as provided in the general election
5 law. Such notice shall be given on a form prescribed by the
6 State Board of Elections and in accordance with the
7 requirements of the general election law. The board of election
8 commissioners shall within 7 days of filing or on the last day
9 for filing, whichever is earlier, acknowledge to the petitioner
10 in writing the office's acceptance of the petition.

11 A candidate for membership on the board of education who
12 has petitioned for nomination to fill a full term and to fill a
13 vacant term to be voted upon at the same election must withdraw
14 his or her petition for nomination from either the full term or
15 the vacant term by written declaration.

16 Nomination petitions are not valid unless the candidate
17 named therein files with the board of election commissioners a
18 receipt from the county clerk showing that the candidate has
19 filed a statement of economic interests as required by the
20 Illinois Governmental Ethics Act. Such receipt shall be so
21 filed either previously during the calendar year in which his
22 or her nomination papers were filed or within the period for
23 the filing of nomination papers in accordance with the general
24 election law.

1 Sec. 34-4.2. Ballots. The board of election commissioners
2 of the jurisdiction in which the principal office of the school
3 district is located shall conduct a lottery to determine the
4 ballot order of candidates for full terms in the event of any
5 simultaneous petition filings. Such candidate lottery shall be
6 conducted as follows:

7 All petitions filed by persons waiting in line as of 8:00
8 a.m. on the first day for filing, or as of the normal opening
9 hour of the office involved on such day, shall be deemed
10 simultaneously filed as of 8:00 a.m. or the normal opening
11 hour, as the case may be. Petitions filed by mail and received
12 after midnight of the first day for filing and in the first
13 mail delivery or pickup of that day shall be deemed
14 simultaneously filed as of 8:00 a.m. of that day or as of the
15 normal opening hour of such day, as the case may be. All
16 petitions received thereafter shall be deemed filed in the
17 order of actual receipt. However, 2 or more petitions filed
18 within the last hour of the filing deadline shall be deemed
19 filed simultaneously.

20 Where 2 or more petitions are received simultaneously for
21 the same office as of 8:00 a.m. on the first day for petition
22 filing or as of the normal opening hour of the office of the
23 board of election commissioners with whom such petitions are
24 filed, the board of election commissioners shall break ties and
25 determine the order of filing by means of a lottery or other
26 fair and impartial method of random selection. Such lottery

1 shall be conducted within 9 days following the last day for
2 petition filing and shall be open to the public. Seven days
3 written notice of the time and place of conducting such random
4 selection shall be given by the board of election commissioners
5 to all candidates who filed their petitions simultaneously and
6 to each organization of citizens within the election
7 jurisdiction that was entitled, under the general election law,
8 at the next preceding election, to have poll watchers present
9 on the day of election. The board of election commissioners
10 shall post in a conspicuous, open, and public place, at the
11 entrance of his or her office, notice of the time and place of
12 such lottery.

13 All candidates shall be certified in the order in which
14 their petitions have been filed and in the manner prescribed by
15 Section 10-15 of the Election Code. Where candidates have filed
16 simultaneously, they shall be certified in the order prescribed
17 by this Section and prior to candidates who filed for the same
18 office at a later time.

19 Where elections are conducted for unexpired terms, a second
20 lottery to determine ballot order shall be conducted for
21 candidates who simultaneously file petitions for such
22 unexpired terms. Such lottery shall be conducted in the same
23 manner as prescribed by this Section for full term candidates.

24 Ballots for the election of school officers shall be in the
25 following form:

1 (BALLOT FORMAT

2 Ballot position for candidates shall be determined by the
3 order of petition filing or lottery held pursuant to this
4 Section.

5 The school district is divided into 20 electoral districts,
6 each of which elects one member to the board of education and
7 votes on one member to serve at-large.)

8 OFFICIAL BALLOT

9 DISTRICT (1 through 14)

10 FOR MEMBERS OF THE BOARD OF EDUCATION TO SERVE

11 A FULL 4-YEAR TERM

12 VOTE FOR ONE

- 13 ()
- 14 ()
- 15 ()

16 OFFICIAL BALLOT

17 AT LARGE

18 FOR MEMBERS OF THE BOARD OF EDUCATION TO SERVE

19 A FULL 4-YEAR TERM

20 VOTE FOR ONE

- 21 ()
- 22 ()
- 23 ()

24 REVERSE SIDE:

25 OFFICIAL BALLOT

26 DISTRICT (1 through 14)

1 (Precinct name or number)
2 School District No., County, Illinois
3 Election Tuesday (insert date)
4 (facsimile signature of Election Authority)
5 (County)

6 (105 ILCS 5/34-6) (from Ch. 122, par. 34-6)

7 Sec. 34-6. Superintendent of schools.

8 (a) After June 30, 1999, the board may, by a vote of a
9 majority of its full membership, appoint a general
10 superintendent of schools to serve pursuant to a
11 performance-based contract for a term ending on June 30th of
12 the third calendar year after his or her appointment. He shall
13 be the chief administrative officer of the board and shall have
14 charge and control, subject to the approval of the board and to
15 other provisions of this Article, of all departments and the
16 employees therein of public schools, except the law department.
17 He shall negotiate contracts with all labor organizations which
18 are exclusive representatives of educational employees
19 employed under the Illinois Educational Labor Relations Act.
20 All contracts shall be subject to approval of the Board of
21 Education. The board may conduct a national search for a
22 general superintendent. An incumbent general superintendent
23 may not be precluded from being included in such national
24 search. Persons appointed pursuant to this Section shall be
25 exempt from the provisions and requirements of Sections 21-1a,

1 21-7.1, and 21B-15 of this Code.

2 (b) After the Board of Education is elected pursuant to
3 subsection (b-5) of Section 34-3, the Board of Education shall
4 appoint a new general superintendent of schools that shall
5 assume the powers and duties of the chief executive officer in
6 addition to any other powers and duties conferred to the
7 superintendent under this Code.

8 (Source: P.A. 97-607, eff. 8-26-11.)

9 (105 ILCS 5/34-13.1)

10 Sec. 34-13.1. Inspector General.

11 (a) The Inspector General and his office in existence on
12 the effective date of this amendatory Act of 1995 shall be
13 transferred to the jurisdiction of the board upon appointment
14 of the Chicago School Reform Board of Trustees. The Inspector
15 General shall have the authority to conduct investigations into
16 allegations of or incidents of waste, fraud, and financial
17 mismanagement in public education within the jurisdiction of
18 the board by a local school council member or an employee,
19 contractor, or member of the board or involving school projects
20 managed or handled by the Public Building Commission. The
21 Inspector General shall make recommendations to the board about
22 the investigations. The Inspector General in office on the
23 effective date of this amendatory Act of 1996 shall serve for a
24 term expiring on June 30, 1998. His or her successors in office
25 shall each be appointed by the Mayor, without the consent or

1 approval of the City Council, for 4 year terms expiring on June
2 30th of an even numbered year; however, beginning on March 21,
3 2018, successors shall be appointed by the board instead of the
4 Mayor. If the Inspector General leaves office or if a vacancy
5 in that office otherwise occurs, the Mayor shall appoint,
6 without the consent or approval of the City Council, a
7 successor to serve under this Section for the remainder of the
8 unexpired term; however, beginning on March 21, 2018,
9 successors shall be appointed by the board instead of the
10 Mayor. The Inspector General shall be independent of the
11 operations of the board and the School Finance Authority, and
12 shall perform other duties requested by the board.

13 (b) The Inspector General shall have access to all
14 information and personnel necessary to perform the duties of
15 the office. If the Inspector General determines that a possible
16 criminal act has been committed or that special expertise is
17 required in the investigation, he or she shall immediately
18 notify the Chicago Police Department and the Cook County
19 State's Attorney. All investigations conducted by the
20 Inspector General shall be conducted in a manner that ensures
21 the preservation of evidence for use in criminal prosecutions.

22 (c) At all times the Inspector General shall be granted
23 access to any building or facility that is owned, operated, or
24 leased by the board, the Public Building Commission, or the
25 city in trust and for the use and benefit of the schools of the
26 district.

1 (d) The Inspector General shall have the power to subpoena
2 witnesses and compel the production of books and papers
3 pertinent to an investigation authorized by this Code. Any
4 person who (1) fails to appear in response to a subpoena; (2)
5 fails to answer any question; (3) fails to produce any books or
6 papers pertinent to an investigation under this Code; or (4)
7 knowingly gives false testimony during an investigation under
8 this Code, is guilty of a Class A misdemeanor.

9 (e) The Inspector General shall provide to the board and
10 the Illinois General Assembly a summary of reports and
11 investigations made under this Section for the previous fiscal
12 year no later than January 1 of each year, except that the
13 Inspector General shall provide the summary of reports and
14 investigations made under this Section for the period
15 commencing July 1, 1998 and ending April 30, 1999 no later than
16 May 1, 1999. The summaries shall detail the final disposition
17 of those recommendations. The summaries shall not contain any
18 confidential or identifying information concerning the
19 subjects of the reports and investigations. The summaries shall
20 also include detailed recommended administrative actions and
21 matters for consideration by the General Assembly.

22 (f) (Blank).

23 (g) (Blank).

24 (Source: P.A. 89-15, eff. 5-30-95; 89-698, eff. 1-14-97.)

25 (105 ILCS 5/34-21.9 new)

1 Sec. 34-21.9. Creation of electoral districts;
2 reapportionment of districts.

3 (a) For purposes of elections conducted pursuant to
4 subsection (b-5) of Section 34-3, the City of Chicago shall be
5 subdivided into 14 electoral districts after the effective date
6 of this amendatory Act of the 99th General Assembly by the
7 General Assembly for seats on the Chicago Board of Education.
8 The electoral districts must be drawn on or before March 1,
9 2017. Each district must be compact, contiguous, and
10 substantially equal in population.

11 (b) In the year following each decennial census, the
12 Chicago Board of Education shall redistrict the electoral
13 districts to reflect the results of the decennial census
14 consistent with the requirements in subsection (a) of this
15 Section. The reapportionment plan shall be completed and
16 formally approved by the Chicago Board of Education not less
17 than 90 days before the last date established by law for the
18 filing of nominating petitions for the second school board
19 election after the decennial census year. If by reapportionment
20 a board member no longer resides within the electoral district
21 from which the member was elected, the member shall continue to
22 serve in office until the expiration of the member's regular
23 term. All new members shall be elected from the electoral
24 districts as reapportioned.

25 (c) Creation of districts and reapportionment under this
26 Section shall be conducted in accordance with the federal

1 Voting Rights Act and the Illinois Voting Rights Act of 2011.

2 Section 99. Effective date. This Act takes effect upon
3 becoming law.".