

HB1713



104TH GENERAL ASSEMBLY

State of Illinois

2025 and 2026

HB1713

Introduced 1/28/2025, by Rep. Martin J. Moylan - Angelica Guerrero-Cuellar and Michael J. Kelly

SYNOPSIS AS INTRODUCED:

105 ILCS 5/34-3

from Ch. 122, par. 34-3

Amends the Chicago School District Article of the School Code. Provides that any appointments to the Chicago Board of Education made by the Mayor of the City of Chicago shall be made with the advice and consent of the Chicago City Council. Effective immediately.

LRB104 08168 LNS 18216 b

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

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 5. The School Code is amended by changing Section
5 34-3 as follows:

6 (105 ILCS 5/34-3) (from Ch. 122, par. 34-3)

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

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

1 designated by the Mayor to serve as President of the Trustees.
2 The Mayor shall appoint a full-time, compensated chief
3 executive officer, and his or her compensation as such chief
4 executive officer shall be determined by the Mayor. The Mayor,
5 at his or her discretion, may appoint the President to serve
6 simultaneously as the chief executive officer.

7 (b) This subsection applies until January 15, 2025. Within
8 30 days before the expiration of the terms of the members of
9 the Chicago Reform Board of Trustees as provided in subsection
10 (a), a new Chicago Board of Education consisting of 7 members
11 shall be appointed by the Mayor to take office on the later of
12 July 1, 1999 or the appointment of the seventh member. Three of
13 the members initially so appointed under this subsection shall
14 serve for terms ending June 30, 2002, 4 of the members
15 initially so appointed under this subsection shall serve for
16 terms ending June 30, 2003, and each member initially so
17 appointed shall continue to hold office until his or her
18 successor is appointed and qualified. Each member appointed by
19 the Mayor on or after the effective date of this amendatory Act
20 of the 104th General Assembly under this subsection shall be
21 appointed with the advice and consent of the City Council.

22 (b-5) On January 15, 2025, the terms of all members of the
23 Chicago Board of Education appointed under subsection (b) are
24 abolished when the new board, consisting of 21 members, is
25 appointed, with the advice and consent of the City Council, by
26 the Mayor and elected by the electors of the school district as

1 provided under subsections (b-10) and (b-15) and takes office.

2 (b-10) By December 16, 2024, the Mayor shall appoint, with
3 the advice and consent of the City Council, a President of the
4 Board for a 2-year term that begins January 15, 2025. The Board
5 shall elect annually from its number a vice-president, in such
6 manner and at such time as the Board determines by its rules.
7 The President appointed by the Mayor and Vice-President
8 elected by the Board shall each perform the duties imposed
9 upon their respective office by the rules of the Board,
10 provided that (i) the President shall preside at meetings of
11 the board and shall only have voting rights to break a voting
12 tie of the other Chicago Board of Education elected and
13 appointed members and (ii) the Vice-President shall perform
14 the duties of the President if that office is vacant or the
15 President is absent or unable to act. Beginning with the 2026
16 general election, one member shall be elected at large and
17 serve as the President of the Board for a 4-year term that
18 begins January 15, 2027. On and after January 15, 2027, the
19 President of the Board shall preside at meetings of the Board
20 and vote as any other member but have no power of veto. The
21 Secretary of the Board shall be selected by the Board and shall
22 be an employee of the Board rather than a member of the Board,
23 notwithstanding subsection (d) of Section 34-3.3. The duties
24 of the Secretary shall be imposed by the rules of the Board.

25 (b-15) For purposes of selection of members of the Chicago
26 Board of Education, the City of Chicago shall be divided into

1 10 districts, and each of those 10 districts shall be
2 subdivided into 2 subdistricts as provided in subsection (a)
3 of Section 34-21.10.

4 Until January 15, 2027, each district shall be represented
5 by one member who is elected at the 2024 general election to a
6 2-year term that begins January 15, 2025 and one member who is
7 appointed by the Mayor, with the advice and consent of the City
8 Council, by no later than December 16, 2024 to a 2-year term
9 that begins January 15, 2025. Each elected member shall reside
10 within the district that the member represents, and each
11 appointed member shall reside both within the district that
12 the member represents and outside of the subdistrict within
13 which the elected member of the district resides.

14 Beginning January 15, 2027, each subdistrict shall be
15 represented by one member who is elected at the 2026 general
16 election. If a member is elected at the 2026 general election
17 to fill the expired term of an appointed member, then the
18 elected member shall serve a 2-year term that begins January
19 15, 2027. If a member is elected at the 2026 general election
20 to fill the expired term of an elected member, then the member
21 shall serve a 4-year term that begins January 15, 2027.

22 If a member is elected at the 2026 general election to
23 serve a 2-year term, then the member elected at the 2028
24 general election shall serve a 4-year term that begins January
25 15, 2029. If a member is elected at the 2026 general election
26 to serve a 4-year term, then the member elected in that

1 subdistrict at the 2030 general election shall serve a 2-year
2 term that begins January 15, 2031.

3 Beginning with the members elected at the 2032 general
4 election, the members of each subdistrict shall serve two
5 4-year terms and one 2-year term for each 10-year period
6 thereafter. As determined by lot, the terms of the members
7 representing the subdistricts shall be the following:

8 (1) the members representing 7 subdistricts shall be
9 elected for one 2-year term, followed by two 4-year terms;

10 (2) the members representing 7 subdistricts shall be
11 elected for one 4-year term, followed by one 2-year term,
12 and then one 4-year term; and

13 (3) the members representing 6 subdistricts shall be
14 elected for two 4-year terms, followed by one 2-year term.

15 Each elected member shall reside within the subdistrict
16 that the member represents.

17 (b-20) All elected and appointed members shall serve until
18 a successor is appointed or elected and qualified.

19 Whenever there is a vacancy in the office of an appointed
20 member of the Board, the Mayor shall appoint, with the advice
21 and consent of the City Council, a successor who has the same
22 qualifications as the member's predecessor to fill the vacancy
23 for the remainder of the unexpired term.

24 Whenever there is a vacancy in the office of an elected
25 member of the Board, the President of the Board shall notify
26 the Mayor of the vacancy within 7 days after its occurrence and

1 shall, within 30 days, fill the vacancy for the remainder of
2 the unexpired term by majority vote of the remaining members
3 of the Board. The successor to the elected member shall have
4 the same qualifications as the member's predecessor.

5 (b-30) The provisions of Section 10-9 of this Code apply
6 to members of the Chicago Board of Education when the Board is
7 considering any contract, work, or business of the district,
8 and the provisions of the Public Officer Prohibited Activities
9 Act that apply to persons holding elected or appointed public
10 office also apply to members of the Board, notwithstanding any
11 other provision of this Code or any law to the contrary.

12 (c) The Board may appoint a student to the board to serve
13 in an advisory capacity. The student member shall serve for a
14 term as determined by the Board. The Board may not grant the
15 student member any voting privileges, but shall consider the
16 student member as an advisor. The student member may not
17 participate in or attend any executive session of the Board.

18 (Source: P.A. 102-177, eff. 6-1-22; 102-691, eff. 12-17-21;
19 103-584, eff. 3-18-24.)

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