

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 Sections
5 34-210, 34-215, and 34-225 as follows:

6 (105 ILCS 5/34-210)

7 Sec. 34-210. The Educational Facility Master Plan.

8 (a) In accordance with the schedule set forth in this
9 Article, the chief executive officer or his or her designee
10 shall prepare a 10-year educational facility master plan every
11 5 years, with updates 2 1/2 years after the approval of the
12 initial 10-year plan, with the first such educational facility
13 master plan to be approved on or before October 1, 2013.

14 (b) The educational facility master plan shall provide
15 community area level plans and individual school master plans
16 with options for addressing the facility and space needs for
17 each facility operated by the district over a 10-year period.

18 (c) The data, information, and analysis that shall inform
19 the educational facility master plan shall be published on the
20 district's Internet website and shall include the following:

21 (1) a description of the district's guiding
22 educational goals and standards;

23 (2) a brief description of the types of instructional

1 programs and services delivered in each school, including
2 specific plans for special education programs, early
3 childhood education programs, career and technical
4 education programs, and any other programs that are space
5 sensitive to avoid space irregularities;

6 (3) a description of the process, procedure, and
7 timeline for community participation in the development of
8 the plan;

9 (3.5) A description of a communications and community
10 involvement plan for each community in the City of Chicago
11 that includes the engagement of students, school
12 personnel, parents, and key stakeholders throughout the
13 community and all of the following:

14 (A) community action councils;

15 (B) local school councils or, if not present,
16 alternative parent and community governance for that
17 school;

18 (C) the Chicago Teachers Union; and

19 (D) all current principals.

20 (4) the enrollment capacity of each school and its rate
21 of enrollment and historical and projected enrollment, and
22 current and projected demographic information for the
23 neighborhood surrounding the district based on census data
24 utilization;

25 (5) a report on the assessment of individual building
26 and site conditions;

1 (6) a data table with historical and projected
2 enrollment data by school by grade;

3 (7) community analysis, including a study of current
4 and projected demographics, land usage, transportation
5 plans, residential housing and commercial development,
6 private schools, plans for water and sewage service
7 expansion or redevelopment, and institutions of higher
8 education;

9 (8) an analysis of the facility needs and requirements
10 and a process to address critical facility capital needs of
11 every school building, which shall be publicly available on
12 the district's Internet website for schools and
13 communities to have access to the information ~~of the~~
14 ~~district; and~~

15 (9) identification of potential sources of funding for
16 the implementation of the Educational Facility Master
17 Plan, including financial options through tax increment
18 financing, property tax levies for schools, and bonds that
19 address critical facility needs; and =

20 (10) any school building disposition, including a plan
21 delineating the process through which citizen involvement
22 is facilitated and establishing the criteria that is
23 utilized in building disposition decisions, one of which
24 shall be consideration of the impact of any proposed new
25 use of a school building on the neighborhood in which the
26 school building is located and how it may impact enrollment

1 of schools in that community area.

2 (d) On or before May 1, 2013, the chief executive officer
3 or his or her designee shall prepare and distribute for comment
4 a preliminary draft of the Educational Facility Master Plan.
5 The draft plan shall be distributed to the City of Chicago, the
6 County of Cook, the Chicago Park District, the Chicago Housing
7 Authority, the Chicago Transit Authority, attendance centers
8 operated by the district, and charter schools operating within
9 the district. Each attendance center shall make the draft plan
10 available to the local school council at the annual
11 organizational meeting or to an alternative advisory body and
12 to the parents, guardians, and staff of the school. The draft
13 plan also shall be distributed to each State Senator and State
14 Representative with a district in the City of Chicago, to the
15 Mayor of the City of Chicago, and to each alderman of the City.

16 (e) The chief executive or his or her designee shall
17 publish a procedure for conducting regional public hearings and
18 submitting public comments on the draft plan and an annual
19 capital improvement hearing that shall discuss the district's
20 annual capital budget and that is not in conjunction with
21 operating budget hearings.

22 (f) After consideration of public input on the draft plan,
23 the chief executive officer or his or her designee shall
24 prepare and publish a report describing the public input
25 gathered and the process used to incorporate public input in
26 the development of the final plan to be recommended to the

1 Board.

2 (g) The chief executive officer shall present the final
3 plan and report to the Board for final consideration and
4 approval.

5 (h) The final approved Educational Facility Master Plan
6 shall be published on the district's website.

7 (i) No later than July 1, 2016, and every 5 years
8 thereafter, the chief executive officer or his or her designee
9 shall prepare and submit for public comment a draft revised
10 Educational Facility Master Plan following the procedures
11 required for development of the original plan.

12 (j) This proposed revised plan shall reflect the progress
13 achieved during the first 2 1/2 years of the Educational
14 Facility Master Plan.

15 (k) On or before December 1, 2018, the Board shall adopt a
16 policy to address under-enrolled schools. The policy must
17 contain a list of potential interventions to address schools
18 with declining enrollment, including, but not limited to,
19 action by the district to: (i) create a request for proposals
20 for joint use of the school with an intergovernmental rental or
21 other outside entity rental, (ii) except for a charter school,
22 cease any potential plans for school expansion that may
23 negatively impact enrollment at the under-enrolled school,
24 (iii) redraft attendance boundaries to maximize enrollment of
25 additional students, or (iv) work with under-enrolled schools
26 to identify opportunities to increase enrollment and lower the

1 costs of occupancy through joint use agreements.

2 (Source: P.A. 99-531, eff. 7-8-16.)

3 (105 ILCS 5/34-215)

4 (Text of Section from P.A. 97-473)

5 Sec. 34-215. Capital improvement plans.

6 (a) The district shall develop a capital needs review
7 process and one-year and 5-year capital improvement plans.

8 (b) By January 1, 2012, the chief executive officer or his
9 or her designee shall establish a capital needs review process
10 that includes a comprehensive bi-annual assessment of the
11 capital needs at each facility owned, leased, or operated by
12 the district. The review process shall include development of
13 an assessment form to be used by attendance centers to provide
14 a school-based capital, maintenance, utility, and repair needs
15 assessment report and recommendations aligned with the
16 educational program and goals of the attendance center.

17 (c) Beginning with fiscal year 2013 and for each year
18 thereafter, the chief executive officer shall publish a
19 proposed one-year capital improvement plan at least 60 days
20 prior to the end of the prior fiscal year. The proposed
21 one-year capital improvement plan shall be posted on the
22 district's Internet website and shall be subject to public
23 review and comment and at least 3 public hearings. The one-year
24 capital improvement plan shall include the following
25 information for all capital projects for which funds are to be

1 appropriated:

2 (1) description of the scope of the project;

3 (2) justification for the project;

4 (3) status of the project, including, if appropriate,
5 percentage funded, percentage complete, and approved start
6 and end dates;

7 (4) original approved cost and current approved cost
8 for each project;

9 (5) the impact of the project on the district's
10 operating budget;

11 (6) the name of each school and facility affected by a
12 project;

13 (7) all funding sources for the project;

14 (8) any relationship of the project to the needs
15 assessment submitted by the attendance center; ~~and~~

16 (9) any relationship to the district's 10-year
17 Educational Facilities Master Plan; ~~and~~

18 (10) a description of the scope of work to be done,
19 schedule of achieved and projected major milestones, and an
20 explanation for any delay in meeting projected milestones;
21 and

22 (11) a detailed summary of all modernization, new
23 construction, or other capital improvements, and a process
24 for making recommendations for modernization of existing
25 school facilities, new school facility construction, and
26 other school facility capital improvements planned for the

1 next fiscal year.

2 (d) The chief executive officer shall present a final
3 proposed one-year capital improvement plan to the Board for
4 consideration.

5 (e) The Board shall adopt a final one-year capital
6 improvement plan no more than 45 days after adopting the annual
7 budget.

8 (f) Beginning with fiscal year 2013, the chief executive
9 officer shall publish a proposed 5-year capital improvement
10 plan with the proposed one-year capital improvement plan. The
11 5-year capital improvement plan shall include proposed capital
12 improvements for the next 4 years and, to the extent
13 practicable, the same information for each proposed project
14 that is required for the one-year capital improvement plan.

15 (g) The 5-year capital improvement plan shall be assessed
16 annually. An annual report shall be published explaining the
17 differences between projected capital projects in the 5-year
18 capital improvement plan and the capital projects authorized in
19 the proposed one-year capital improvement plan for the
20 following fiscal year. The 5-year plan shall be published on
21 the district's Internet website and distributed to all
22 principals.

23 (Source: P.A. 97-473, eff. 1-1-12.)

24 (Text of Section from P.A. 97-474)

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21 appropriated:

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23 (2) justification for the project;

24 (3) status of the project, including, if appropriate,
25 percentage funded, percentage complete, and approved start
26 and end dates;

1 (4) original approved cost and current approved cost
2 for each project;

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4 operating budget;

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6 project;

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13 the proposed one-year capital improvement plan for the
14 following fiscal year. The 5-year plan shall be published on
15 the district's Internet website and distributed to all
16 principals.

17 (Source: P.A. 97-474, eff. 8-22-11.)

18 (105 ILCS 5/34-225)

19 Sec. 34-225. School transition plans.

20 (a) If the Board approves a school action, the chief
21 executive officer or his or her designee shall work
22 collaboratively with local school educators and families of
23 students attending a school that is the subject of a school
24 action to ensure successful integration of affected students
25 into new learning environments.

1 (b) The chief executive officer or his or her designee
2 shall prepare and implement a school transition plan to support
3 students attending a school that is the subject of a school
4 action that accomplishes the goals of this Section. The chief
5 executive must identify and commit specific resources for
6 implementation of the school transition plan for a minimum of
7 the full first academic year after the board approves a school
8 action.

9 (c) The school transition plan shall include the following:

10 (1) services to support the academic, social, and
11 emotional needs of students; supports for students with
12 disabilities, homeless students, and English language
13 learners; and support to address security and safety
14 issues;

15 (2) options to enroll in higher performing schools;

16 (3) informational briefings regarding the choice of
17 schools that include all pertinent information to enable
18 the parent or guardian and child to make an informed
19 choice, including the option to visit the schools of choice
20 prior to making a decision; ~~and~~

21 (4) the provision of appropriate transportation where
22 practicable; ~~and~~

23 (5) the departments that are responsible for the
24 oversight;

25 (6) specific programs to be offered; and

26 (7) support to implement plans at receiving schools,

1 specifying the funding source.

2 (d) When implementing a school action, the Board must make
3 reasonable and demonstrated efforts to ensure that:

4 (1) affected students receive a comparable level of
5 social support services provided by Chicago Public Schools
6 that were available at the previous school, provided that
7 the need for such social support services continue to
8 exist; and

9 (2) class sizes of any receiving school do not exceed
10 those established under the Chicago Public Schools policy
11 regarding class size, subject to principal discretion.

12 (Source: P.A. 97-473, eff. 1-1-12; 97-474, eff. 8-22-11;
13 97-813, eff. 7-13-12; 97-1133, eff. 11-30-12.)

14 Section 99. Effective date. This Act takes effect upon
15 becoming law.