

HB0815



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB0815

Introduced 2/10/2021, by Rep. Michelle Mussman

SYNOPSIS AS INTRODUCED:

105 ILCS 5/2-3.33

from Ch. 122, par. 2-3.33

Amends the School Code. Makes a technical change in a Section concerning recomputation of State aid claims.

LRB102 14826 CMG 20179 b

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 2-3.33 as follows:

6 (105 ILCS 5/2-3.33) (from Ch. 122, par. 2-3.33)

7 Sec. 2-3.33. Recomputation of claims. To recompute within
8 3 years from the ~~the~~ final date for filing of a claim any claim
9 for general State aid reimbursement to any school district and
10 one year from the final date for filing of a claim for
11 evidence-based funding if the claim has been found to be
12 incorrect and to adjust subsequent claims accordingly, and to
13 recompute and adjust any such claims within 6 years from the
14 final date for filing when there has been an adverse court or
15 administrative agency decision on the merits affecting the tax
16 revenues of the school district. However, no such adjustment
17 shall be made regarding equalized assessed valuation unless
18 the district's equalized assessed valuation is changed by
19 greater than \$250,000 or 2%. Any adjustments for claims
20 recomputed for the 2016-2017 school year and prior school
21 years shall be applied to the apportionment of evidence-based
22 funding in Section 18-8.15 of this Code beginning in the
23 2017-2018 school year and thereafter. However, the

1 recomputation of a claim for evidence-based funding for a
2 school district shall not require the recomputation of claims
3 for all districts, and the State Board of Education shall only
4 make recomputations of evidence-based funding for those
5 districts where an adjustment is required.

6 Except in the case of an adverse court or administrative
7 agency decision, no recomputation of a State aid claim shall
8 be made pursuant to this Section as a result of a reduction in
9 the assessed valuation of a school district from the assessed
10 valuation of the district reported to the State Board of
11 Education by the Department of Revenue under Section 18-8.05
12 or 18-8.15 of this Code unless the requirements of Section
13 16-15 of the Property Tax Code and Section 2-3.84 of this Code
14 are complied with in all respects.

15 This paragraph applies to all requests for recomputation
16 of a general State aid or evidence-based funding claim
17 received after June 30, 2003. In recomputing a general State
18 aid or evidence-based funding claim that was originally
19 calculated using an extension limitation equalized assessed
20 valuation under paragraph (3) of subsection (G) of Section
21 18-8.05 of this Code or Section 18-8.15 of this Code, a
22 qualifying reduction in equalized assessed valuation shall be
23 deducted from the extension limitation equalized assessed
24 valuation that was used in calculating the original claim.

25 From the total amount of general State aid or
26 evidence-based funding to be provided to districts,

1 adjustments as a result of recomputation under this Section
2 together with adjustments under Section 2-3.84 must not exceed
3 \$25 million, in the aggregate for all districts under both
4 Sections combined, of the general State aid or evidence-based
5 funding appropriation in any fiscal year; if necessary,
6 amounts shall be prorated among districts. If it is necessary
7 to prorate claims under this paragraph, then that portion of
8 each prorated claim that is approved but not paid in the
9 current fiscal year may be resubmitted as a valid claim in the
10 following fiscal year.

11 (Source: P.A. 100-465, eff. 8-31-17.)