

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 adding Section  
5 34-222 as follows:

6 (105 ILCS 5/34-222 new)

7 Sec. 34-222. School attendance boundaries.

8 (a) At least once every 5 years, the Department of School  
9 Demographics and Planning ("DSP") shall evaluate the  
10 enrollment at existing schools in the school district to  
11 determine if there is a need to revise existing boundaries.

12 (1) In reviewing the enrollment at existing schools to  
13 determine if there is a need to revise existing  
14 boundaries, DSP shall consider a range of factors,  
15 including the following:

16 (A) capacities of the school being reviewed and  
17 schools with contiguous boundaries to the school being  
18 reviewed;

19 (B) current and projected racial and ethnic  
20 composition of the school being reviewed and any  
21 schools with contiguous boundaries to the school being  
22 reviewed;

23 (C) current and projected income level composition

1 of the school being reviewed and any schools with  
2 contiguous boundaries to the school being reviewed;

3 (D) geographic barriers;

4 (E) travel time and distance to the school; and

5 (F) program considerations of the school being  
6 reviewed and any schools with contiguous boundaries to  
7 the school being reviewed.

8 (2) DSP shall submit a written report of its findings,  
9 conclusions, and recommendations to the chief executive  
10 officer and the Board. The report shall document the  
11 evaluation of the factors of the school being reviewed.  
12 The report shall be made public on the district's website  
13 within 30 days after its completion.

14 (b) If it is determined that there is a need to revise any  
15 existing boundaries, DSP shall develop and recommend any  
16 proposed changes to the chief executive officer prior to the  
17 beginning of the school year in which the changes are to take  
18 effect. In addition, DSP shall develop and recommend proposed  
19 boundaries for new schools to the chief executive officer  
20 prior to the beginning of the school year in which the new  
21 school boundaries are to take effect.

22 (1) In developing proposed changes to boundaries for  
23 existing schools and proposing attendance boundaries for  
24 new schools, DSP shall consider a range of factors,  
25 including the following:

26 (A) DSP shall consider the capacities of each of

1 the schools involved in the proposed boundary  
2 revisions, including the extent to which a school is  
3 overcrowded or underutilized. Where feasible, the goal  
4 is for elementary schools to be utilized at not more  
5 than 80% of design capacity and for high schools at not  
6 more than 100% of program capacity. Schools shall be  
7 considered severely overcrowded if they are operating  
8 in excess of 100% utilization and significantly  
9 underutilized if they are operating at less than 30%  
10 utilization. DSP shall consider these utilization  
11 rates when proposing revisions to attendance  
12 boundaries for existing schools and when proposing  
13 attendance boundaries for new schools.

14 (B) DSP shall consider the current and projected  
15 racial and ethnic composition of the schools affected.  
16 Where feasible, DSP shall propose establishing or  
17 revising attendance boundaries to maintain or promote  
18 stably desegregated enrollments in each of the  
19 affected schools and to avoid the creation of one-race  
20 schools.

21 (C) DSP shall consider geographic barriers so as  
22 to promote safety and minimize transportation burdens,  
23 to the extent feasible.

24 (D) DSP shall consider travel time and distance  
25 and, to the extent feasible, seek to minimize travel  
26 time and distance.

1           (E) DSP shall consider the placement of programs  
2           in each of the schools involved, such as programs for  
3           English learners and for special education students.  
4           In addition, DSP shall consider the impact of magnet  
5           schools and programs and the requirements of the  
6           federal Every Student Succeeds Act and the Illinois  
7           Balanced Accountability Measures.

8           (2) For each proposed attendance boundary, DSP shall  
9           develop at least 2 alternatives. For each alternative, DSP  
10           shall prepare a report showing 3-year enrollment  
11           projections by racial and ethnic groups for all schools  
12           affected by the proposed change pursuant to each  
13           alternative. The report shall document for each  
14           alternative the impact on the affected schools for the  
15           factors of capacity, geographic barriers, travel time and  
16           distance, and program considerations. In developing  
17           alternatives, DSP shall consider whether any feasible  
18           alternatives would better maintain or promote stably  
19           desegregated enrollments in each of the affected schools  
20           or better avoid the creation of one-race schools. The  
21           report shall be made public on the district's website  
22           within 30 days after its completion.

23           (c) The chief executive officer shall review the report  
24           from DSP and may suggest additional alternatives. The chief  
25           executive officer shall report to the Board if he or she  
26           recommends any changes to existing boundaries or establishing

1 boundaries for new schools. If the chief executive officer is  
2 recommending any changes to existing boundaries or  
3 establishing any boundaries for new schools, the chief  
4 executive officer shall provide the Board with a report of the  
5 alternatives considered, including data on the factors of  
6 capacity, current and projected racial and ethnic  
7 considerations, geographic barriers, travel time and distance,  
8 and program considerations. The chief executive officer shall  
9 inform the Board of the alternative that is being recommended.  
10 The report shall be made public on the district's website  
11 within 30 days after its completion.

12 (d) Prior to taking action on the establishment or  
13 revision of any attendance boundaries, the Board shall conduct  
14 public hearings on the proposed establishment or revision of  
15 attendance boundaries and the chief executive officer's  
16 recommendation. Prior to the public hearing, the Board shall  
17 make available reports and data on the factors of capacity,  
18 current and projected racial and ethnic considerations,  
19 geographic barriers, travel time and distance, and program  
20 considerations. In making its decision, the Board shall  
21 consider the factors of capacity, current and projected racial  
22 and ethnic considerations, geographic barriers, travel time  
23 and distance, and program considerations.