

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 18-8.15 as follows:

6 (105 ILCS 5/18-8.15)

7 Sec. 18-8.15. Evidence-Based Funding for student success  
8 for the 2017-2018 and subsequent school years.

9 (a) General provisions.

10 (1) The purpose of this Section is to ensure that, by  
11 June 30, 2027 and beyond, this State has a kindergarten  
12 through grade 12 public education system with the capacity  
13 to ensure the educational development of all persons to  
14 the limits of their capacities in accordance with Section  
15 1 of Article X of the Constitution of the State of  
16 Illinois. To accomplish that objective, this Section  
17 creates a method of funding public education that is  
18 evidence-based; is sufficient to ensure every student  
19 receives a meaningful opportunity to learn irrespective of  
20 race, ethnicity, sexual orientation, gender, or  
21 community-income level; and is sustainable and  
22 predictable. When fully funded under this Section, every  
23 school shall have the resources, based on what the

1 evidence indicates is needed, to:

2 (A) provide all students with a high quality  
3 education that offers the academic, enrichment, social  
4 and emotional support, technical, and career-focused  
5 programs that will allow them to become competitive  
6 workers, responsible parents, productive citizens of  
7 this State, and active members of our national  
8 democracy;

9 (B) ensure all students receive the education they  
10 need to graduate from high school with the skills  
11 required to pursue post-secondary education and  
12 training for a rewarding career;

13 (C) reduce, with a goal of eliminating, the  
14 achievement gap between at-risk and non-at-risk  
15 students by raising the performance of at-risk  
16 students and not by reducing standards; and

17 (D) ensure this State satisfies its obligation to  
18 assume the primary responsibility to fund public  
19 education and simultaneously relieve the  
20 disproportionate burden placed on local property taxes  
21 to fund schools.

22 (2) The Evidence-Based Funding formula under this  
23 Section shall be applied to all Organizational Units in  
24 this State. The Evidence-Based Funding formula outlined in  
25 this Act is based on the formula outlined in Senate Bill 1  
26 of the 100th General Assembly, as passed by both

1 legislative chambers. As further defined and described in  
2 this Section, there are 4 major components of the  
3 Evidence-Based Funding model:

4 (A) First, the model calculates a unique Adequacy  
5 Target for each Organizational Unit in this State that  
6 considers the costs to implement research-based  
7 activities, the unit's student demographics, and  
8 regional wage differences.

9 (B) Second, the model calculates each  
10 Organizational Unit's Local Capacity, or the amount  
11 each Organizational Unit is assumed to contribute  
12 toward its Adequacy Target from local resources.

13 (C) Third, the model calculates how much funding  
14 the State currently contributes to the Organizational  
15 Unit and adds that to the unit's Local Capacity to  
16 determine the unit's overall current adequacy of  
17 funding.

18 (D) Finally, the model's distribution method  
19 allocates new State funding to those Organizational  
20 Units that are least well-funded, considering both  
21 Local Capacity and State funding, in relation to their  
22 Adequacy Target.

23 (3) An Organizational Unit receiving any funding under  
24 this Section may apply those funds to any fund so received  
25 for which that Organizational Unit is authorized to make  
26 expenditures by law.

1           (4) As used in this Section, the following terms shall  
2 have the meanings ascribed in this paragraph (4):

3           "Adequacy Target" is defined in paragraph (1) of  
4 subsection (b) of this Section.

5           "Adjusted EAV" is defined in paragraph (4) of  
6 subsection (d) of this Section.

7           "Adjusted Local Capacity Target" is defined in  
8 paragraph (3) of subsection (c) of this Section.

9           "Adjusted Operating Tax Rate" means a tax rate for all  
10 Organizational Units, for which the State Superintendent  
11 shall calculate and subtract for the Operating Tax Rate a  
12 transportation rate based on total expenses for  
13 transportation services under this Code, as reported on  
14 the most recent Annual Financial Report in Pupil  
15 Transportation Services, function 2550 in both the  
16 Education and Transportation funds and functions 4110 and  
17 4120 in the Transportation fund, less any corresponding  
18 fiscal year State of Illinois scheduled payments excluding  
19 net adjustments for prior years for regular, vocational,  
20 or special education transportation reimbursement pursuant  
21 to Section 29-5 or subsection (b) of Section 14-13.01 of  
22 this Code divided by the Adjusted EAV. If an  
23 Organizational Unit's corresponding fiscal year State of  
24 Illinois scheduled payments excluding net adjustments for  
25 prior years for regular, vocational, or special education  
26 transportation reimbursement pursuant to Section 29-5 or

1 subsection (b) of Section 14-13.01 of this Code exceed the  
2 total transportation expenses, as defined in this  
3 paragraph, no transportation rate shall be subtracted from  
4 the Operating Tax Rate.

5 "Allocation Rate" is defined in paragraph (3) of  
6 subsection (g) of this Section.

7 "Alternative School" means a public school that is  
8 created and operated by a regional superintendent of  
9 schools and approved by the State Board.

10 "Applicable Tax Rate" is defined in paragraph (1) of  
11 subsection (d) of this Section.

12 "Assessment" means any of those benchmark, progress  
13 monitoring, formative, diagnostic, and other assessments,  
14 in addition to the State accountability assessment, that  
15 assist teachers' needs in understanding the skills and  
16 meeting the needs of the students they serve.

17 "Assistant principal" means a school administrator  
18 duly endorsed to be employed as an assistant principal in  
19 this State.

20 "At-risk student" means a student who is at risk of  
21 not meeting the Illinois Learning Standards or not  
22 graduating from elementary or high school and who  
23 demonstrates a need for vocational support or social  
24 services beyond that provided by the regular school  
25 program. All students included in an Organizational Unit's  
26 Low-Income Count, as well as all English learner and

1 disabled students attending the Organizational Unit, shall  
2 be considered at-risk students under this Section.

3 "Average Student Enrollment" or "ASE" for fiscal year  
4 2018 means, for an Organizational Unit, the greater of the  
5 average number of students (grades K through 12) reported  
6 to the State Board as enrolled in the Organizational Unit  
7 on October 1 in the immediately preceding school year,  
8 plus the pre-kindergarten students who receive special  
9 education services of 2 or more hours a day as reported to  
10 the State Board on December 1 in the immediately preceding  
11 school year, or the average number of students (grades K  
12 through 12) reported to the State Board as enrolled in the  
13 Organizational Unit on October 1, plus the  
14 pre-kindergarten students who receive special education  
15 services of 2 or more hours a day as reported to the State  
16 Board on December 1, for each of the immediately preceding  
17 3 school years. For fiscal year 2019 and each subsequent  
18 fiscal year, "Average Student Enrollment" or "ASE" means,  
19 for an Organizational Unit, the greater of the average  
20 number of students (grades K through 12) reported to the  
21 State Board as enrolled in the Organizational Unit on  
22 October 1 and March 1 in the immediately preceding school  
23 year, plus the pre-kindergarten students who receive  
24 special education services as reported to the State Board  
25 on October 1 and March 1 in the immediately preceding  
26 school year, or the average number of students (grades K

1 through 12) reported to the State Board as enrolled in the  
2 Organizational Unit on October 1 and March 1, plus the  
3 pre-kindergarten students who receive special education  
4 services as reported to the State Board on October 1 and  
5 March 1, for each of the immediately preceding 3 school  
6 years. For the purposes of this definition, "enrolled in  
7 the Organizational Unit" means the number of students  
8 reported to the State Board who are enrolled in schools  
9 within the Organizational Unit that the student attends or  
10 would attend if not placed or transferred to another  
11 school or program to receive needed services. For the  
12 purposes of calculating "ASE", all students, grades K  
13 through 12, excluding those attending kindergarten for a  
14 half day and students attending an alternative education  
15 program operated by a regional office of education or  
16 intermediate service center, shall be counted as 1.0. All  
17 students attending kindergarten for a half day shall be  
18 counted as 0.5, unless in 2017 by June 15 or by March 1 in  
19 subsequent years, the school district reports to the State  
20 Board of Education the intent to implement full-day  
21 kindergarten district-wide for all students, then all  
22 students attending kindergarten shall be counted as 1.0.  
23 Special education pre-kindergarten students shall be  
24 counted as 0.5 each. If the State Board does not collect or  
25 has not collected both an October 1 and March 1 enrollment  
26 count by grade or a December 1 collection of special

1 education pre-kindergarten students as of August 31, 2017  
2 (the effective date of Public Act 100-465), it shall  
3 establish such collection for all future years. For any  
4 year in which a count by grade level was collected only  
5 once, that count shall be used as the single count  
6 available for computing a 3-year average ASE. Funding for  
7 programs operated by a regional office of education or an  
8 intermediate service center must be calculated using the  
9 Evidence-Based Funding formula under this Section for the  
10 2019-2020 school year and each subsequent school year  
11 until separate adequacy formulas are developed and adopted  
12 for each type of program. ASE for a program operated by a  
13 regional office of education or an intermediate service  
14 center must be determined by the March 1 enrollment for  
15 the program. For the 2019-2020 school year, the ASE used  
16 in the calculation must be the first-year ASE and, in that  
17 year only, the assignment of students served by a regional  
18 office of education or intermediate service center shall  
19 not result in a reduction of the March enrollment for any  
20 school district. For the 2020-2021 school year, the ASE  
21 must be the greater of the current-year ASE or the 2-year  
22 average ASE. Beginning with the 2021-2022 school year, the  
23 ASE must be the greater of the current-year ASE or the  
24 3-year average ASE. School districts shall submit the data  
25 for the ASE calculation to the State Board within 45 days  
26 of the dates required in this Section for submission of



1 enrollment data in order for it to be included in the ASE  
2 calculation. For fiscal year 2018 only, the ASE  
3 calculation shall include only enrollment taken on October  
4 1. In recognition of the impact of COVID-19, the  
5 definition of "Average Student Enrollment" or "ASE" shall  
6 be adjusted for calculations under this Section for fiscal  
7 years 2022 through 2024. For fiscal years 2022 through  
8 2024, the enrollment used in the calculation of ASE  
9 representing the 2020-2021 school year shall be the  
10 greater of the enrollment for the 2020-2021 school year or  
11 the 2019-2020 school year.

12 "Base Funding Guarantee" is defined in paragraph (10)  
13 of subsection (g) of this Section.

14 "Base Funding Minimum" is defined in subsection (e) of  
15 this Section.

16 "Base Tax Year" means the property tax levy year used  
17 to calculate the Budget Year allocation of primary State  
18 aid.

19 "Base Tax Year's Extension" means the product of the  
20 equalized assessed valuation utilized by the county clerk  
21 in the Base Tax Year multiplied by the limiting rate as  
22 calculated by the county clerk and defined in PTELL.

23 "Bilingual Education Allocation" means the amount of  
24 an Organizational Unit's final Adequacy Target  
25 attributable to bilingual education divided by the  
26 Organizational Unit's final Adequacy Target, the product

1 of which shall be multiplied by the amount of new funding  
2 received pursuant to this Section. An Organizational  
3 Unit's final Adequacy Target attributable to bilingual  
4 education shall include all additional investments in  
5 English learner students' adequacy elements.

6 "Budget Year" means the school year for which primary  
7 State aid is calculated and awarded under this Section.

8 "Central office" means individual administrators and  
9 support service personnel charged with managing the  
10 instructional programs, business and operations, and  
11 security of the Organizational Unit.

12 "Comparable Wage Index" or "CWI" means a regional cost  
13 differentiation metric that measures systemic, regional  
14 variations in the salaries of college graduates who are  
15 not educators. The CWI utilized for this Section shall,  
16 for the first 3 years of Evidence-Based Funding  
17 implementation, be the CWI initially developed by the  
18 National Center for Education Statistics, as most recently  
19 updated by Texas A & M University. In the fourth and  
20 subsequent years of Evidence-Based Funding implementation,  
21 the State Superintendent shall re-determine the CWI using  
22 a similar methodology to that identified in the Texas A & M  
23 University study, with adjustments made no less frequently  
24 than once every 5 years.

25 "Computer technology and equipment" means computers  
26 servers, notebooks, network equipment, copiers, printers,

1 instructional software, security software, curriculum  
2 management courseware, and other similar materials and  
3 equipment.

4 "Computer technology and equipment investment  
5 allocation" means the final Adequacy Target amount of an  
6 Organizational Unit assigned to Tier 1 or Tier 2 in the  
7 prior school year attributable to the additional \$285.50  
8 per student computer technology and equipment investment  
9 grant divided by the Organizational Unit's final Adequacy  
10 Target, the result of which shall be multiplied by the  
11 amount of new funding received pursuant to this Section.  
12 An Organizational Unit assigned to a Tier 1 or Tier 2 final  
13 Adequacy Target attributable to the received computer  
14 technology and equipment investment grant shall include  
15 all additional investments in computer technology and  
16 equipment adequacy elements.

17 "Core subject" means mathematics; science; reading,  
18 English, writing, and language arts; history and social  
19 studies; world languages; and subjects taught as Advanced  
20 Placement in high schools.

21 "Core teacher" means a regular classroom teacher in  
22 elementary schools and teachers of a core subject in  
23 middle and high schools.

24 "Core Intervention teacher (tutor)" means a licensed  
25 teacher providing one-on-one or small group tutoring to  
26 students struggling to meet proficiency in core subjects.

1 "CPPRT" means corporate personal property replacement  
2 tax funds paid to an Organizational Unit during the  
3 calendar year one year before the calendar year in which a  
4 school year begins, pursuant to "An Act in relation to the  
5 abolition of ad valorem personal property tax and the  
6 replacement of revenues lost thereby, and amending and  
7 repealing certain Acts and parts of Acts in connection  
8 therewith", certified August 14, 1979, as amended (Public  
9 Act 81-1st S.S.-1).

10 "EAV" means equalized assessed valuation as defined in  
11 paragraph (2) of subsection (d) of this Section and  
12 calculated in accordance with paragraph (3) of subsection  
13 (d) of this Section.

14 "ECI" means the Bureau of Labor Statistics' national  
15 employment cost index for civilian workers in educational  
16 services in elementary and secondary schools on a  
17 cumulative basis for the 12-month calendar year preceding  
18 the fiscal year of the Evidence-Based Funding calculation.

19 "EIS Data" means the employment information system  
20 data maintained by the State Board on educators within  
21 Organizational Units.

22 "Employee benefits" means health, dental, and vision  
23 insurance offered to employees of an Organizational Unit,  
24 the costs associated with the statutorily required payment  
25 of the normal cost of the Organizational Unit's teacher  
26 pensions, Social Security employer contributions, and

1 Illinois Municipal Retirement Fund employer contributions.

2 "English learner" or "EL" means a child included in  
3 the definition of "English learners" under Section 14C-2  
4 of this Code participating in a program of transitional  
5 bilingual education or a transitional program of  
6 instruction meeting the requirements and program  
7 application procedures of Article 14C of this Code. For  
8 the purposes of collecting the number of EL students  
9 enrolled, the same collection and calculation methodology  
10 as defined above for "ASE" shall apply to English  
11 learners, with the exception that EL student enrollment  
12 shall include students in grades pre-kindergarten through  
13 12.

14 "Essential Elements" means those elements, resources,  
15 and educational programs that have been identified through  
16 academic research as necessary to improve student success,  
17 improve academic performance, close achievement gaps, and  
18 provide for other per student costs related to the  
19 delivery and leadership of the Organizational Unit, as  
20 well as the maintenance and operations of the unit, and  
21 which are specified in paragraph (2) of subsection (b) of  
22 this Section.

23 "Evidence-Based Funding" means State funding provided  
24 to an Organizational Unit pursuant to this Section.

25 "Extended day" means academic and enrichment programs  
26 provided to students outside the regular school day before

1 and after school or during non-instructional times during  
2 the school day.

3 "Extension Limitation Ratio" means a numerical ratio  
4 in which the numerator is the Base Tax Year's Extension  
5 and the denominator is the Preceding Tax Year's Extension.

6 "Final Percent of Adequacy" is defined in paragraph  
7 (4) of subsection (f) of this Section.

8 "Final Resources" is defined in paragraph (3) of  
9 subsection (f) of this Section.

10 "Full-time equivalent" or "FTE" means the full-time  
11 equivalency compensation for staffing the relevant  
12 position at an Organizational Unit.

13 "Funding Gap" is defined in paragraph (1) of  
14 subsection (g).

15 "Hybrid District" means a partial elementary unit  
16 district created pursuant to Article 11E of this Code.

17 "Instructional assistant" means a core or special  
18 education, non-licensed employee who assists a teacher in  
19 the classroom and provides academic support to students.

20 "Instructional facilitator" means a qualified teacher  
21 or licensed teacher leader who facilitates and coaches  
22 continuous improvement in classroom instruction; provides  
23 instructional support to teachers in the elements of  
24 research-based instruction or demonstrates the alignment  
25 of instruction with curriculum standards and assessment  
26 tools; develops or coordinates instructional programs or

1 strategies; develops and implements training; chooses  
2 standards-based instructional materials; provides  
3 teachers with an understanding of current research; serves  
4 as a mentor, site coach, curriculum specialist, or lead  
5 teacher; or otherwise works with fellow teachers, in  
6 collaboration, to use data to improve instructional  
7 practice or develop model lessons.

8 "Instructional materials" means relevant  
9 instructional materials for student instruction,  
10 including, but not limited to, textbooks, consumable  
11 workbooks, laboratory equipment, library books, and other  
12 similar materials.

13 "Laboratory School" means a public school that is  
14 created and operated by a public university and approved  
15 by the State Board.

16 "Librarian" means a teacher with an endorsement as a  
17 library information specialist or another individual whose  
18 primary responsibility is overseeing library resources  
19 within an Organizational Unit.

20 "Limiting rate for Hybrid Districts" means the  
21 combined elementary school and high school limiting rates.

22 "Local Capacity" is defined in paragraph (1) of  
23 subsection (c) of this Section.

24 "Local Capacity Percentage" is defined in subparagraph  
25 (A) of paragraph (2) of subsection (c) of this Section.

26 "Local Capacity Ratio" is defined in subparagraph (B)

1 of paragraph (2) of subsection (c) of this Section.

2 "Local Capacity Target" is defined in paragraph (2) of  
3 subsection (c) of this Section.

4 "Low-Income Count" means, for an Organizational Unit  
5 in a fiscal year, the higher of the average number of  
6 students for the prior school year or the immediately  
7 preceding 3 school years who, as of July 1 of the  
8 immediately preceding fiscal year (as determined by the  
9 Department of Human Services), are eligible for at least  
10 one of the following low-income programs: Medicaid, the  
11 Children's Health Insurance Program, Temporary Assistance  
12 for Needy Families (TANF), or the Supplemental Nutrition  
13 Assistance Program, excluding pupils who are eligible for  
14 services provided by the Department of Children and Family  
15 Services. Until such time that grade level low-income  
16 populations become available, grade level low-income  
17 populations shall be determined by applying the low-income  
18 percentage to total student enrollments by grade level.  
19 The low-income percentage is determined by dividing the  
20 Low-Income Count by the Average Student Enrollment. The  
21 low-income percentage for programs operated by a regional  
22 office of education or an intermediate service center must  
23 be set to the weighted average of the low-income  
24 percentages of all of the school districts in the service  
25 region. The weighted low-income percentage is the result  
26 of multiplying the low-income percentage of each school



1 district served by the regional office of education or  
2 intermediate service center by each school district's  
3 Average Student Enrollment, summarizing those products and  
4 dividing the total by the total Average Student Enrollment  
5 for the service region.

6 "Maintenance and operations" means custodial services,  
7 facility and ground maintenance, facility operations,  
8 facility security, routine facility repairs, and other  
9 similar services and functions.

10 "Minimum Funding Level" is defined in paragraph (9) of  
11 subsection (g) of this Section.

12 "New Property Tax Relief Pool Funds" means, for any  
13 given fiscal year, all State funds appropriated under  
14 Section 2-3.170 of this Code.

15 "New State Funds" means, for a given school year, all  
16 State funds appropriated for Evidence-Based Funding in  
17 excess of the amount needed to fund the Base Funding  
18 Minimum for all Organizational Units in that school year.

19 "Nurse" means an individual licensed as a certified  
20 school nurse, in accordance with the rules established for  
21 nursing services by the State Board, who is an employee of  
22 and is available to provide health care-related services  
23 for students of an Organizational Unit.

24 "Operating Tax Rate" means the rate utilized in the  
25 previous year to extend property taxes for all purposes,  
26 except Bond and Interest, Summer School, Rent, Capital

1 Improvement, and Vocational Education Building purposes.  
2 For Hybrid Districts, the Operating Tax Rate shall be the  
3 combined elementary and high school rates utilized in the  
4 previous year to extend property taxes for all purposes,  
5 except Bond and Interest, Summer School, Rent, Capital  
6 Improvement, and Vocational Education Building purposes.

7 "Organizational Unit" means a Laboratory School or any  
8 public school district that is recognized as such by the  
9 State Board and that contains elementary schools typically  
10 serving kindergarten through 5th grades, middle schools  
11 typically serving 6th through 8th grades, high schools  
12 typically serving 9th through 12th grades, a program  
13 established under Section 2-3.66 or 2-3.41, or a program  
14 operated by a regional office of education or an  
15 intermediate service center under Article 13A or 13B. The  
16 General Assembly acknowledges that the actual grade levels  
17 served by a particular Organizational Unit may vary  
18 slightly from what is typical.

19 "Organizational Unit CWI" is determined by calculating  
20 the CWI in the region and original county in which an  
21 Organizational Unit's primary administrative office is  
22 located as set forth in this paragraph, provided that if  
23 the Organizational Unit CWI as calculated in accordance  
24 with this paragraph is less than 0.9, the Organizational  
25 Unit CWI shall be increased to 0.9. Each county's current  
26 CWI value shall be adjusted based on the CWI value of that

1 county's neighboring Illinois counties, to create a  
2 "weighted adjusted index value". This shall be calculated  
3 by summing the CWI values of all of a county's adjacent  
4 Illinois counties and dividing by the number of adjacent  
5 Illinois counties, then taking the weighted value of the  
6 original county's CWI value and the adjacent Illinois  
7 county average. To calculate this weighted value, if the  
8 number of adjacent Illinois counties is greater than 2,  
9 the original county's CWI value will be weighted at 0.25  
10 and the adjacent Illinois county average will be weighted  
11 at 0.75. If the number of adjacent Illinois counties is 2,  
12 the original county's CWI value will be weighted at 0.33  
13 and the adjacent Illinois county average will be weighted  
14 at 0.66. The greater of the county's current CWI value and  
15 its weighted adjusted index value shall be used as the  
16 Organizational Unit CWI.

17 "Preceding Tax Year" means the property tax levy year  
18 immediately preceding the Base Tax Year.

19 "Preceding Tax Year's Extension" means the product of  
20 the equalized assessed valuation utilized by the county  
21 clerk in the Preceding Tax Year multiplied by the  
22 Operating Tax Rate.

23 "Preliminary Percent of Adequacy" is defined in  
24 paragraph (2) of subsection (f) of this Section.

25 "Preliminary Resources" is defined in paragraph (2) of  
26 subsection (f) of this Section.

1           "Principal" means a school administrator duly endorsed  
2 to be employed as a principal in this State.

3           "Professional development" means training programs for  
4 licensed staff in schools, including, but not limited to,  
5 programs that assist in implementing new curriculum  
6 programs, provide data focused or academic assessment data  
7 training to help staff identify a student's weaknesses and  
8 strengths, target interventions, improve instruction,  
9 encompass instructional strategies for English learner,  
10 gifted, or at-risk students, address inclusivity, cultural  
11 sensitivity, or implicit bias, or otherwise provide  
12 professional support for licensed staff.

13           "Prototypical" means 450 special education  
14 pre-kindergarten and kindergarten through grade 5 students  
15 for an elementary school, 450 grade 6 through 8 students  
16 for a middle school, and 600 grade 9 through 12 students  
17 for a high school.

18           "PTELL" means the Property Tax Extension Limitation  
19 Law.

20           "PTELL EAV" is defined in paragraph (4) of subsection  
21 (d) of this Section.

22           "Pupil support staff" means a nurse, psychologist,  
23 social worker, family liaison personnel, or other staff  
24 member who provides support to at-risk or struggling  
25 students.

26           "Real Receipts" is defined in paragraph (1) of

1 subsection (d) of this Section.

2 "Regionalization Factor" means, for a particular  
3 Organizational Unit, the figure derived by dividing the  
4 Organizational Unit CWI by the Statewide Weighted CWI.

5 "School counselor" means a licensed school counselor  
6 who provides guidance and counseling support for students  
7 within an Organizational Unit.

8 "School site staff" means the primary school secretary  
9 and any additional clerical personnel assigned to a  
10 school.

11 "Special education" means special educational  
12 facilities and services, as defined in Section 14-1.08 of  
13 this Code.

14 "Special Education Allocation" means the amount of an  
15 Organizational Unit's final Adequacy Target attributable  
16 to special education divided by the Organizational Unit's  
17 final Adequacy Target, the product of which shall be  
18 multiplied by the amount of new funding received pursuant  
19 to this Section. An Organizational Unit's final Adequacy  
20 Target attributable to special education shall include all  
21 special education investment adequacy elements.

22 "Specialist teacher" means a teacher who provides  
23 instruction in subject areas not included in core  
24 subjects, including, but not limited to, art, music,  
25 physical education, health, driver education,  
26 career-technical education, and such other subject areas

1 as may be mandated by State law or provided by an  
2 Organizational Unit.

3 "Specially Funded Unit" means an Alternative School,  
4 safe school, Department of Juvenile Justice school,  
5 special education cooperative or entity recognized by the  
6 State Board as a special education cooperative,  
7 State-approved charter school, or alternative learning  
8 opportunities program that received direct funding from  
9 the State Board during the 2016-2017 school year through  
10 any of the funding sources included within the calculation  
11 of the Base Funding Minimum or Glenwood Academy.

12 "Supplemental Grant Funding" means supplemental  
13 general State aid funding received by an Organizational  
14 Unit during the 2016-2017 school year pursuant to  
15 subsection (H) of Section 18-8.05 of this Code (now  
16 repealed).

17 "State Adequacy Level" is the sum of the Adequacy  
18 Targets of all Organizational Units.

19 "State Board" means the State Board of Education.

20 "State Superintendent" means the State Superintendent  
21 of Education.

22 "Statewide Weighted CWI" means a figure determined by  
23 multiplying each Organizational Unit CWI times the ASE for  
24 that Organizational Unit creating a weighted value,  
25 summing all Organizational Units' weighted values, and  
26 dividing by the total ASE of all Organizational Units,

1           thereby creating an average weighted index.

2           "Student activities" means non-credit producing  
3           after-school programs, including, but not limited to,  
4           clubs, bands, sports, and other activities authorized by  
5           the school board of the Organizational Unit.

6           "Substitute teacher" means an individual teacher or  
7           teaching assistant who is employed by an Organizational  
8           Unit and is temporarily serving the Organizational Unit on  
9           a per diem or per period-assignment basis to replace  
10          another staff member.

11          "Summer school" means academic and enrichment programs  
12          provided to students during the summer months outside of  
13          the regular school year.

14          "Supervisory aide" means a non-licensed staff member  
15          who helps in supervising students of an Organizational  
16          Unit, but does so outside of the classroom, in situations  
17          such as, but not limited to, monitoring hallways and  
18          playgrounds, supervising lunchrooms, or supervising  
19          students when being transported in buses serving the  
20          Organizational Unit.

21          "Target Ratio" is defined in paragraph (4) of  
22          subsection (g).

23          "Tier 1", "Tier 2", "Tier 3", and "Tier 4" are defined  
24          in paragraph (3) of subsection (g).

25          "Tier 1 Aggregate Funding", "Tier 2 Aggregate  
26          Funding", "Tier 3 Aggregate Funding", and "Tier 4

1 Aggregate Funding" are defined in paragraph (1) of  
2 subsection (g).

3 (b) Adequacy Target calculation.

4 (1) Each Organizational Unit's Adequacy Target is the  
5 sum of the Organizational Unit's cost of providing  
6 Essential Elements, as calculated in accordance with this  
7 subsection (b), with the salary amounts in the Essential  
8 Elements multiplied by a Regionalization Factor calculated  
9 pursuant to paragraph (3) of this subsection (b).

10 (2) The Essential Elements are attributable on a pro  
11 rata basis related to defined subgroups of the ASE of each  
12 Organizational Unit as specified in this paragraph (2),  
13 with investments and FTE positions pro rata funded based  
14 on ASE counts in excess of or less than the thresholds set  
15 forth in this paragraph (2). The method for calculating  
16 attributable pro rata costs and the defined subgroups  
17 thereto are as follows:

18 (A) Core class size investments. Each  
19 Organizational Unit shall receive the funding required  
20 to support that number of FTE core teacher positions  
21 as is needed to keep the respective class sizes of the  
22 Organizational Unit to the following maximum numbers:

23 (i) For grades kindergarten through 3, the  
24 Organizational Unit shall receive funding required  
25 to support one FTE core teacher position for every  
26 15 Low-Income Count students in those grades and



1           one FTE core teacher position for every 20  
2           non-Low-Income Count students in those grades.

3           (ii) For grades 4 through 12, the  
4           Organizational Unit shall receive funding required  
5           to support one FTE core teacher position for every  
6           20 Low-Income Count students in those grades and  
7           one FTE core teacher position for every 25  
8           non-Low-Income Count students in those grades.

9           The number of non-Low-Income Count students in a  
10          grade shall be determined by subtracting the  
11          Low-Income students in that grade from the ASE of the  
12          Organizational Unit for that grade.

13          (B) Specialist teacher investments. Each  
14          Organizational Unit shall receive the funding needed  
15          to cover that number of FTE specialist teacher  
16          positions that correspond to the following  
17          percentages:

18               (i) if the Organizational Unit operates an  
19               elementary or middle school, then 20.00% of the  
20               number of the Organizational Unit's core teachers,  
21               as determined under subparagraph (A) of this  
22               paragraph (2); and

23               (ii) if such Organizational Unit operates a  
24               high school, then 33.33% of the number of the  
25               Organizational Unit's core teachers.

26          (C) Instructional facilitator investments. Each

1 Organizational Unit shall receive the funding needed  
2 to cover one FTE instructional facilitator position  
3 for every 200 combined ASE of pre-kindergarten  
4 children with disabilities and all kindergarten  
5 through grade 12 students of the Organizational Unit.

6 (D) Core intervention teacher (tutor) investments.  
7 Each Organizational Unit shall receive the funding  
8 needed to cover one FTE teacher position for each  
9 prototypical elementary, middle, and high school.

10 (E) Substitute teacher investments. Each  
11 Organizational Unit shall receive the funding needed  
12 to cover substitute teacher costs that is equal to  
13 5.70% of the minimum pupil attendance days required  
14 under Section 10-19 of this Code for all full-time  
15 equivalent core, specialist, and intervention  
16 teachers, school nurses, special education teachers  
17 and instructional assistants, instructional  
18 facilitators, and summer school and extended day  
19 teacher positions, as determined under this paragraph  
20 (2), at a salary rate of 33.33% of the average salary  
21 for grade K through 12 teachers and 33.33% of the  
22 average salary of each instructional assistant  
23 position.

24 (F) Core school counselor investments. Each  
25 Organizational Unit shall receive the funding needed  
26 to cover one FTE school counselor for each 450

1 combined ASE of pre-kindergarten children with  
2 disabilities and all kindergarten through grade 5  
3 students, plus one FTE school counselor for each 250  
4 grades 6 through 8 ASE middle school students, plus  
5 one FTE school counselor for each 250 grades 9 through  
6 12 ASE high school students.

7 (G) Nurse investments. Each Organizational Unit  
8 shall receive the funding needed to cover one FTE  
9 nurse for each 750 combined ASE of pre-kindergarten  
10 children with disabilities and all kindergarten  
11 through grade 12 students across all grade levels it  
12 serves.

13 (H) Supervisory aide investments. Each  
14 Organizational Unit shall receive the funding needed  
15 to cover one FTE for each 225 combined ASE of  
16 pre-kindergarten children with disabilities and all  
17 kindergarten through grade 5 students, plus one FTE  
18 for each 225 ASE middle school students, plus one FTE  
19 for each 200 ASE high school students.

20 (I) Librarian investments. Each Organizational  
21 Unit shall receive the funding needed to cover one FTE  
22 librarian for each prototypical elementary school,  
23 middle school, and high school and one FTE aide or  
24 media technician for every 300 combined ASE of  
25 pre-kindergarten children with disabilities and all  
26 kindergarten through grade 12 students.

1           (J) Principal investments. Each Organizational  
2 Unit shall receive the funding needed to cover one FTE  
3 principal position for each prototypical elementary  
4 school, plus one FTE principal position for each  
5 prototypical middle school, plus one FTE principal  
6 position for each prototypical high school.

7           (K) Assistant principal investments. Each  
8 Organizational Unit shall receive the funding needed  
9 to cover one FTE assistant principal position for each  
10 prototypical elementary school, plus one FTE assistant  
11 principal position for each prototypical middle  
12 school, plus one FTE assistant principal position for  
13 each prototypical high school.

14           (L) School site staff investments. Each  
15 Organizational Unit shall receive the funding needed  
16 for one FTE position for each 225 ASE of  
17 pre-kindergarten children with disabilities and all  
18 kindergarten through grade 5 students, plus one FTE  
19 position for each 225 ASE middle school students, plus  
20 one FTE position for each 200 ASE high school  
21 students.

22           (M) Gifted investments. Each Organizational Unit  
23 shall receive \$40 per kindergarten through grade 12  
24 ASE.

25           (N) Professional development investments. Each  
26 Organizational Unit shall receive \$125 per student of

1           the combined ASE of pre-kindergarten children with  
2           disabilities and all kindergarten through grade 12  
3           students for trainers and other professional  
4           development-related expenses for supplies and  
5           materials.

6           (O) Instructional material investments. Each  
7           Organizational Unit shall receive \$190 per student of  
8           the combined ASE of pre-kindergarten children with  
9           disabilities and all kindergarten through grade 12  
10          students to cover instructional material costs.

11          (P) Assessment investments. Each Organizational  
12          Unit shall receive \$25 per student of the combined ASE  
13          of pre-kindergarten children with disabilities and all  
14          kindergarten through grade 12 students to cover  
15          assessment costs.

16          (Q) Computer technology and equipment investments.  
17          Each Organizational Unit shall receive \$285.50 per  
18          student of the combined ASE of pre-kindergarten  
19          children with disabilities and all kindergarten  
20          through grade 12 students to cover computer technology  
21          and equipment costs. For the 2018-2019 school year and  
22          subsequent school years, Organizational Units assigned  
23          to Tier 1 and Tier 2 in the prior school year shall  
24          receive an additional \$285.50 per student of the  
25          combined ASE of pre-kindergarten children with  
26          disabilities and all kindergarten through grade 12

1 students to cover computer technology and equipment  
2 costs in the Organizational Unit's Adequacy Target.  
3 The State Board may establish additional requirements  
4 for Organizational Unit expenditures of funds received  
5 pursuant to this subparagraph (Q), including a  
6 requirement that funds received pursuant to this  
7 subparagraph (Q) may be used only for serving the  
8 technology needs of the district. It is the intent of  
9 Public Act 100-465 that all Tier 1 and Tier 2 districts  
10 receive the addition to their Adequacy Target in the  
11 following year, subject to compliance with the  
12 requirements of the State Board.

13 (R) Student activities investments. Each  
14 Organizational Unit shall receive the following  
15 funding amounts to cover student activities: \$100 per  
16 kindergarten through grade 5 ASE student in elementary  
17 school, plus \$200 per ASE student in middle school,  
18 plus \$675 per ASE student in high school.

19 (S) Maintenance and operations investments. Each  
20 Organizational Unit shall receive \$1,038 per student  
21 of the combined ASE of pre-kindergarten children with  
22 disabilities and all kindergarten through grade 12  
23 students for day-to-day maintenance and operations  
24 expenditures, including salary, supplies, and  
25 materials, as well as purchased services, but  
26 excluding employee benefits. The proportion of salary

1 for the application of a Regionalization Factor and  
2 the calculation of benefits is equal to \$352.92.

3 (T) Central office investments. Each  
4 Organizational Unit shall receive \$742 per student of  
5 the combined ASE of pre-kindergarten children with  
6 disabilities and all kindergarten through grade 12  
7 students to cover central office operations, including  
8 administrators and classified personnel charged with  
9 managing the instructional programs, business and  
10 operations of the school district, and security  
11 personnel. The proportion of salary for the  
12 application of a Regionalization Factor and the  
13 calculation of benefits is equal to \$368.48.

14 (U) Employee benefit investments. Each  
15 Organizational Unit shall receive 30% of the total of  
16 all salary-calculated elements of the Adequacy Target,  
17 excluding substitute teachers and student activities  
18 investments, to cover benefit costs. For central  
19 office and maintenance and operations investments, the  
20 benefit calculation shall be based upon the salary  
21 proportion of each investment. If at any time the  
22 responsibility for funding the employer normal cost of  
23 teacher pensions is assigned to school districts, then  
24 that amount certified by the Teachers' Retirement  
25 System of the State of Illinois to be paid by the  
26 Organizational Unit for the preceding school year

1 shall be added to the benefit investment. For any  
2 fiscal year in which a school district organized under  
3 Article 34 of this Code is responsible for paying the  
4 employer normal cost of teacher pensions, then that  
5 amount of its employer normal cost plus the amount for  
6 retiree health insurance as certified by the Public  
7 School Teachers' Pension and Retirement Fund of  
8 Chicago to be paid by the school district for the  
9 preceding school year that is statutorily required to  
10 cover employer normal costs and the amount for retiree  
11 health insurance shall be added to the 30% specified  
12 in this subparagraph (U). The Teachers' Retirement  
13 System of the State of Illinois and the Public School  
14 Teachers' Pension and Retirement Fund of Chicago shall  
15 submit such information as the State Superintendent  
16 may require for the calculations set forth in this  
17 subparagraph (U).

18 (V) Additional investments in low-income students.  
19 In addition to and not in lieu of all other funding  
20 under this paragraph (2), each Organizational Unit  
21 shall receive funding based on the average teacher  
22 salary for grades K through 12 to cover the costs of:

23 (i) one FTE intervention teacher (tutor)  
24 position for every 125 Low-Income Count students;

25 (ii) one FTE pupil support staff position for  
26 every 125 Low-Income Count students;



1 (iii) one FTE extended day teacher position  
2 for every 120 Low-Income Count students; and

3 (iv) one FTE summer school teacher position  
4 for every 120 Low-Income Count students.

5 (W) Additional investments in English learner  
6 students. In addition to and not in lieu of all other  
7 funding under this paragraph (2), each Organizational  
8 Unit shall receive funding based on the average  
9 teacher salary for grades K through 12 to cover the  
10 costs of:

11 (i) one FTE intervention teacher (tutor)  
12 position for every 125 English learner students;

13 (ii) one FTE pupil support staff position for  
14 every 125 English learner students;

15 (iii) one FTE extended day teacher position  
16 for every 120 English learner students;

17 (iv) one FTE summer school teacher position  
18 for every 120 English learner students; and

19 (v) one FTE core teacher position for every  
20 100 English learner students.

21 (X) Special education investments. Each  
22 Organizational Unit shall receive funding based on the  
23 average teacher salary for grades K through 12 to  
24 cover special education as follows:

25 (i) one FTE teacher position for every 141  
26 combined ASE of pre-kindergarten children with

1 disabilities and all kindergarten through grade 12  
2 students;

3 (ii) one FTE instructional assistant for every  
4 141 combined ASE of pre-kindergarten children with  
5 disabilities and all kindergarten through grade 12  
6 students; and

7 (iii) one FTE psychologist position for every  
8 1,000 combined ASE of pre-kindergarten children  
9 with disabilities and all kindergarten through  
10 grade 12 students.

11 (3) For calculating the salaries included within the  
12 Essential Elements, the State Superintendent shall  
13 annually calculate average salaries to the nearest dollar  
14 using the employment information system data maintained by  
15 the State Board, limited to public schools only and  
16 excluding special education and vocational cooperatives,  
17 schools operated by the Department of Juvenile Justice,  
18 and charter schools, for the following positions:

19 (A) Teacher for grades K through 8.

20 (B) Teacher for grades 9 through 12.

21 (C) Teacher for grades K through 12.

22 (D) School counselor for grades K through 8.

23 (E) School counselor for grades 9 through 12.

24 (F) School counselor for grades K through 12.

25 (G) Social worker.

26 (H) Psychologist.

1 (I) Librarian.

2 (J) Nurse.

3 (K) Principal.

4 (L) Assistant principal.

5 For the purposes of this paragraph (3), "teacher"  
6 includes core teachers, specialist and elective teachers,  
7 instructional facilitators, tutors, special education  
8 teachers, pupil support staff teachers, English learner  
9 teachers, extended day teachers, and summer school  
10 teachers. Where specific grade data is not required for  
11 the Essential Elements, the average salary for  
12 corresponding positions shall apply. For substitute  
13 teachers, the average teacher salary for grades K through  
14 12 shall apply.

15 For calculating the salaries included within the  
16 Essential Elements for positions not included within EIS  
17 Data, the following salaries shall be used in the first  
18 year of implementation of Evidence-Based Funding:

19 (i) school site staff, \$30,000; and

20 (ii) non-instructional assistant, instructional  
21 assistant, library aide, library media tech, or  
22 supervisory aide: \$25,000.

23 In the second and subsequent years of implementation  
24 of Evidence-Based Funding, the amounts in items (i) and  
25 (ii) of this paragraph (3) shall annually increase by the  
26 ECI.

1           The salary amounts for the Essential Elements  
2 determined pursuant to subparagraphs (A) through (L), (S)  
3 and (T), and (V) through (X) of paragraph (2) of  
4 subsection (b) of this Section shall be multiplied by a  
5 Regionalization Factor.

6           (c) Local Capacity calculation.

7           (1) Each Organizational Unit's Local Capacity  
8 represents an amount of funding it is assumed to  
9 contribute toward its Adequacy Target for purposes of the  
10 Evidence-Based Funding formula calculation. "Local  
11 Capacity" means either (i) the Organizational Unit's Local  
12 Capacity Target as calculated in accordance with paragraph  
13 (2) of this subsection (c) if its Real Receipts are equal  
14 to or less than its Local Capacity Target or (ii) the  
15 Organizational Unit's Adjusted Local Capacity, as  
16 calculated in accordance with paragraph (3) of this  
17 subsection (c) if Real Receipts are more than its Local  
18 Capacity Target.

19           (2) "Local Capacity Target" means, for an  
20 Organizational Unit, that dollar amount that is obtained  
21 by multiplying its Adequacy Target by its Local Capacity  
22 Ratio.

23           (A) An Organizational Unit's Local Capacity  
24 Percentage is the conversion of the Organizational  
25 Unit's Local Capacity Ratio, as such ratio is  
26 determined in accordance with subparagraph (B) of this

1 paragraph (2), into a cumulative distribution  
2 resulting in a percentile ranking to determine each  
3 Organizational Unit's relative position to all other  
4 Organizational Units in this State. The calculation of  
5 Local Capacity Percentage is described in subparagraph  
6 (C) of this paragraph (2).

7 (B) An Organizational Unit's Local Capacity Ratio  
8 in a given year is the percentage obtained by dividing  
9 its Adjusted EAV or PTELL EAV, whichever is less, by  
10 its Adequacy Target, with the resulting ratio further  
11 adjusted as follows:

12 (i) for Organizational Units serving grades  
13 kindergarten through 12 and Hybrid Districts, no  
14 further adjustments shall be made;

15 (ii) for Organizational Units serving grades  
16 kindergarten through 8, the ratio shall be  
17 multiplied by 9/13;

18 (iii) for Organizational Units serving grades  
19 9 through 12, the Local Capacity Ratio shall be  
20 multiplied by 4/13; and

21 (iv) for an Organizational Unit with a  
22 different grade configuration than those specified  
23 in items (i) through (iii) of this subparagraph  
24 (B), the State Superintendent shall determine a  
25 comparable adjustment based on the grades served.

26 (C) The Local Capacity Percentage is equal to the

1 percentile ranking of the district. Local Capacity  
2 Percentage converts each Organizational Unit's Local  
3 Capacity Ratio to a cumulative distribution resulting  
4 in a percentile ranking to determine each  
5 Organizational Unit's relative position to all other  
6 Organizational Units in this State. The Local Capacity  
7 Percentage cumulative distribution resulting in a  
8 percentile ranking for each Organizational Unit shall  
9 be calculated using the standard normal distribution  
10 of the score in relation to the weighted mean and  
11 weighted standard deviation and Local Capacity Ratios  
12 of all Organizational Units. If the value assigned to  
13 any Organizational Unit is in excess of 90%, the value  
14 shall be adjusted to 90%. For Laboratory Schools, the  
15 Local Capacity Percentage shall be set at 10% in  
16 recognition of the absence of EAV and resources from  
17 the public university that are allocated to the  
18 Laboratory School. For programs operated by a regional  
19 office of education or an intermediate service center,  
20 the Local Capacity Percentage must be set at 10% in  
21 recognition of the absence of EAV and resources from  
22 school districts that are allocated to the regional  
23 office of education or intermediate service center.  
24 The weighted mean for the Local Capacity Percentage  
25 shall be determined by multiplying each Organizational  
26 Unit's Local Capacity Ratio times the ASE for the unit

1 creating a weighted value, summing the weighted values  
2 of all Organizational Units, and dividing by the total  
3 ASE of all Organizational Units. The weighted standard  
4 deviation shall be determined by taking the square  
5 root of the weighted variance of all Organizational  
6 Units' Local Capacity Ratio, where the variance is  
7 calculated by squaring the difference between each  
8 unit's Local Capacity Ratio and the weighted mean,  
9 then multiplying the variance for each unit times the  
10 ASE for the unit to create a weighted variance for each  
11 unit, then summing all units' weighted variance and  
12 dividing by the total ASE of all units.

13 (D) For any Organizational Unit, the  
14 Organizational Unit's Adjusted Local Capacity Target  
15 shall be reduced by either (i) the school board's  
16 remaining contribution pursuant to paragraph (ii) of  
17 subsection (b-4) of Section 16-158 of the Illinois  
18 Pension Code in a given year or (ii) the board of  
19 education's remaining contribution pursuant to  
20 paragraph (iv) of subsection (b) of Section 17-129 of  
21 the Illinois Pension Code absent the employer normal  
22 cost portion of the required contribution and amount  
23 allowed pursuant to subdivision (3) of Section  
24 17-142.1 of the Illinois Pension Code in a given year.  
25 In the preceding sentence, item (i) shall be certified  
26 to the State Board of Education by the Teachers'

1 Retirement System of the State of Illinois and item  
2 (ii) shall be certified to the State Board of  
3 Education by the Public School Teachers' Pension and  
4 Retirement Fund of the City of Chicago.

5 (3) If an Organizational Unit's Real Receipts are more  
6 than its Local Capacity Target, then its Local Capacity  
7 shall equal an Adjusted Local Capacity Target as  
8 calculated in accordance with this paragraph (3). The  
9 Adjusted Local Capacity Target is calculated as the sum of  
10 the Organizational Unit's Local Capacity Target and its  
11 Real Receipts Adjustment. The Real Receipts Adjustment  
12 equals the Organizational Unit's Real Receipts less its  
13 Local Capacity Target, with the resulting figure  
14 multiplied by the Local Capacity Percentage.

15 As used in this paragraph (3), "Real Percent of  
16 Adequacy" means the sum of an Organizational Unit's Real  
17 Receipts, CPPRT, and Base Funding Minimum, with the  
18 resulting figure divided by the Organizational Unit's  
19 Adequacy Target.

20 (d) Calculation of Real Receipts, EAV, and Adjusted EAV  
21 for purposes of the Local Capacity calculation.

22 (1) An Organizational Unit's Real Receipts are the  
23 product of its Applicable Tax Rate and its Adjusted EAV.  
24 An Organizational Unit's Applicable Tax Rate is its  
25 Adjusted Operating Tax Rate for property within the  
26 Organizational Unit.



1           (2) The State Superintendent shall calculate the  
2 equalized assessed valuation, or EAV, of all taxable  
3 property of each Organizational Unit as of September 30 of  
4 the previous year in accordance with paragraph (3) of this  
5 subsection (d). The State Superintendent shall then  
6 determine the Adjusted EAV of each Organizational Unit in  
7 accordance with paragraph (4) of this subsection (d),  
8 which Adjusted EAV figure shall be used for the purposes  
9 of calculating Local Capacity.

10           (3) To calculate Real Receipts and EAV, the Department  
11 of Revenue shall supply to the State Superintendent the  
12 value as equalized or assessed by the Department of  
13 Revenue of all taxable property of every Organizational  
14 Unit, together with (i) the applicable tax rate used in  
15 extending taxes for the funds of the Organizational Unit  
16 as of September 30 of the previous year and (ii) the  
17 limiting rate for all Organizational Units subject to  
18 property tax extension limitations as imposed under PTELL.

19           (A) The Department of Revenue shall add to the  
20 equalized assessed value of all taxable property of  
21 each Organizational Unit situated entirely or  
22 partially within a county that is or was subject to the  
23 provisions of Section 15-176 or 15-177 of the Property  
24 Tax Code (i) an amount equal to the total amount by  
25 which the homestead exemption allowed under Section  
26 15-176 or 15-177 of the Property Tax Code for real

1 property situated in that Organizational Unit exceeds  
2 the total amount that would have been allowed in that  
3 Organizational Unit if the maximum reduction under  
4 Section 15-176 was (I) \$4,500 in Cook County or \$3,500  
5 in all other counties in tax year 2003 or (II) \$5,000  
6 in all counties in tax year 2004 and thereafter and  
7 (ii) an amount equal to the aggregate amount for the  
8 taxable year of all additional exemptions under  
9 Section 15-175 of the Property Tax Code for owners  
10 with a household income of \$30,000 or less. The county  
11 clerk of any county that is or was subject to the  
12 provisions of Section 15-176 or 15-177 of the Property  
13 Tax Code shall annually calculate and certify to the  
14 Department of Revenue for each Organizational Unit all  
15 homestead exemption amounts under Section 15-176 or  
16 15-177 of the Property Tax Code and all amounts of  
17 additional exemptions under Section 15-175 of the  
18 Property Tax Code for owners with a household income  
19 of \$30,000 or less. It is the intent of this  
20 subparagraph (A) that if the general homestead  
21 exemption for a parcel of property is determined under  
22 Section 15-176 or 15-177 of the Property Tax Code  
23 rather than Section 15-175, then the calculation of  
24 EAV shall not be affected by the difference, if any,  
25 between the amount of the general homestead exemption  
26 allowed for that parcel of property under Section

1           15-176 or 15-177 of the Property Tax Code and the  
2           amount that would have been allowed had the general  
3           homestead exemption for that parcel of property been  
4           determined under Section 15-175 of the Property Tax  
5           Code. It is further the intent of this subparagraph  
6           (A) that if additional exemptions are allowed under  
7           Section 15-175 of the Property Tax Code for owners  
8           with a household income of less than \$30,000, then the  
9           calculation of EAV shall not be affected by the  
10          difference, if any, because of those additional  
11          exemptions.

12           (B) With respect to any part of an Organizational  
13          Unit within a redevelopment project area in respect to  
14          which a municipality has adopted tax increment  
15          allocation financing pursuant to the Tax Increment  
16          Allocation Redevelopment Act, Division 74.4 of Article  
17          11 of the Illinois Municipal Code, or the Industrial  
18          Jobs Recovery Law, Division 74.6 of Article 11 of the  
19          Illinois Municipal Code, no part of the current EAV of  
20          real property located in any such project area that is  
21          attributable to an increase above the total initial  
22          EAV of such property shall be used as part of the EAV  
23          of the Organizational Unit, until such time as all  
24          redevelopment project costs have been paid, as  
25          provided in Section 11-74.4-8 of the Tax Increment  
26          Allocation Redevelopment Act or in Section 11-74.6-35

1 of the Industrial Jobs Recovery Law. For the purpose  
2 of the EAV of the Organizational Unit, the total  
3 initial EAV or the current EAV, whichever is lower,  
4 shall be used until such time as all redevelopment  
5 project costs have been paid.

6 (B-5) The real property equalized assessed  
7 valuation for a school district shall be adjusted by  
8 subtracting from the real property value, as equalized  
9 or assessed by the Department of Revenue, for the  
10 district an amount computed by dividing the amount of  
11 any abatement of taxes under Section 18-170 of the  
12 Property Tax Code by 3.00% for a district maintaining  
13 grades kindergarten through 12, by 2.30% for a  
14 district maintaining grades kindergarten through 8, or  
15 by 1.05% for a district maintaining grades 9 through  
16 12 and adjusted by an amount computed by dividing the  
17 amount of any abatement of taxes under subsection (a)  
18 of Section 18-165 of the Property Tax Code by the same  
19 percentage rates for district type as specified in  
20 this subparagraph (B-5).

21 (C) For Organizational Units that are Hybrid  
22 Districts, the State Superintendent shall use the  
23 lesser of the adjusted equalized assessed valuation  
24 for property within the partial elementary unit  
25 district for elementary purposes, as defined in  
26 Article 11E of this Code, or the adjusted equalized

1           assessed valuation for property within the partial  
2           elementary unit district for high school purposes, as  
3           defined in Article 11E of this Code.

4           (D) If a school district's boundaries span  
5           multiple counties, then the Department of Revenue  
6           shall send to the State Board, for the purposes of  
7           calculating Evidence-Based Funding, the limiting rate  
8           and individual rates by purpose for the county that  
9           contains the majority of the school district's  
10          equalized assessed valuation.

11          (4) An Organizational Unit's Adjusted EAV shall be the  
12          average of its EAV over the immediately preceding 3 years  
13          or the lesser of its EAV in the immediately preceding year  
14          or the average of its EAV over the immediately preceding 3  
15          years if the EAV in the immediately preceding year has  
16          declined by 10% or more when comparing the 2 most recent  
17          years. In the event of Organizational Unit reorganization,  
18          consolidation, or annexation, the Organizational Unit's  
19          Adjusted EAV for the first 3 years after such change shall  
20          be as follows: the most current EAV shall be used in the  
21          first year, the average of a 2-year EAV or its EAV in the  
22          immediately preceding year if the EAV declines by 10% or  
23          more when comparing the 2 most recent years for the second  
24          year, and the lesser of a 3-year average EAV or its EAV in  
25          the immediately preceding year if the Adjusted EAV  
26          declines by 10% or more when comparing the 2 most recent

1 years for the third year. For any school district whose  
2 EAV in the immediately preceding year is used in  
3 calculations, in the following year, the Adjusted EAV  
4 shall be the average of its EAV over the immediately  
5 preceding 2 years or the immediately preceding year if  
6 that year represents a decline of 10% or more when  
7 comparing the 2 most recent years.

8 "PTELL EAV" means a figure calculated by the State  
9 Board for Organizational Units subject to PTELL as  
10 described in this paragraph (4) for the purposes of  
11 calculating an Organizational Unit's Local Capacity Ratio.  
12 Except as otherwise provided in this paragraph (4), the  
13 PTELL EAV of an Organizational Unit shall be equal to the  
14 product of the equalized assessed valuation last used in  
15 the calculation of general State aid under Section 18-8.05  
16 of this Code (now repealed) or Evidence-Based Funding  
17 under this Section and the Organizational Unit's Extension  
18 Limitation Ratio. If an Organizational Unit has approved  
19 or does approve an increase in its limiting rate, pursuant  
20 to Section 18-190 of the Property Tax Code, affecting the  
21 Base Tax Year, the PTELL EAV shall be equal to the product  
22 of the equalized assessed valuation last used in the  
23 calculation of general State aid under Section 18-8.05 of  
24 this Code (now repealed) or Evidence-Based Funding under  
25 this Section multiplied by an amount equal to one plus the  
26 percentage increase, if any, in the Consumer Price Index

1 for All Urban Consumers for all items published by the  
2 United States Department of Labor for the 12-month  
3 calendar year preceding the Base Tax Year, plus the  
4 equalized assessed valuation of new property, annexed  
5 property, and recovered tax increment value and minus the  
6 equalized assessed valuation of disconnected property.

7 As used in this paragraph (4), "new property" and  
8 "recovered tax increment value" shall have the meanings  
9 set forth in the Property Tax Extension Limitation Law.

10 (e) Base Funding Minimum calculation.

11 (1) For the 2017-2018 school year, the Base Funding  
12 Minimum of an Organizational Unit or a Specially Funded  
13 Unit shall be the amount of State funds distributed to the  
14 Organizational Unit or Specially Funded Unit during the  
15 2016-2017 school year prior to any adjustments and  
16 specified appropriation amounts described in this  
17 paragraph (1) from the following Sections, as calculated  
18 by the State Superintendent: Section 18-8.05 of this Code  
19 (now repealed); Section 5 of Article 224 of Public Act  
20 99-524 (equity grants); Section 14-7.02b of this Code  
21 (funding for children requiring special education  
22 services); Section 14-13.01 of this Code (special  
23 education facilities and staffing), except for  
24 reimbursement of the cost of transportation pursuant to  
25 Section 14-13.01; Section 14C-12 of this Code (English  
26 learners); and Section 18-4.3 of this Code (summer

1 school), based on an appropriation level of \$13,121,600.  
2 For a school district organized under Article 34 of this  
3 Code, the Base Funding Minimum also includes (i) the funds  
4 allocated to the school district pursuant to Section 1D-1  
5 of this Code attributable to funding programs authorized  
6 by the Sections of this Code listed in the preceding  
7 sentence and (ii) the difference between (I) the funds  
8 allocated to the school district pursuant to Section 1D-1  
9 of this Code attributable to the funding programs  
10 authorized by Section 14-7.02 (non-public special  
11 education reimbursement), subsection (b) of Section  
12 14-13.01 (special education transportation), Section 29-5  
13 (transportation), Section 2-3.80 (agricultural  
14 education), Section 2-3.66 (truants' alternative  
15 education), Section 2-3.62 (educational service centers),  
16 and Section 14-7.03 (special education - orphanage) of  
17 this Code and Section 15 of the Childhood Hunger Relief  
18 Act (free breakfast program) and (II) the school  
19 district's actual expenditures for its non-public special  
20 education, special education transportation,  
21 transportation programs, agricultural education, truants'  
22 alternative education, services that would otherwise be  
23 performed by a regional office of education, special  
24 education orphanage expenditures, and free breakfast, as  
25 most recently calculated and reported pursuant to  
26 subsection (f) of Section 1D-1 of this Code. The Base



1 Funding Minimum for Glenwood Academy shall be \$952,014.  
2 For programs operated by a regional office of education or  
3 an intermediate service center, the Base Funding Minimum  
4 must be the total amount of State funds allocated to those  
5 programs in the 2018-2019 school year and amounts provided  
6 pursuant to Article 34 of Public Act 100-586 and Section  
7 3-16 of this Code. All programs established after June 5,  
8 2019 (the effective date of Public Act 101-10) and  
9 administered by a regional office of education or an  
10 intermediate service center must have an initial Base  
11 Funding Minimum set to an amount equal to the first-year  
12 ASE multiplied by the amount of per pupil funding received  
13 in the previous school year by the lowest funded similar  
14 existing program type. If the enrollment for a program  
15 operated by a regional office of education or an  
16 intermediate service center is zero, then it may not  
17 receive Base Funding Minimum funds for that program in the  
18 next fiscal year, and those funds must be distributed to  
19 Organizational Units under subsection (g).

20 (2) For the 2018-2019 and subsequent school years, the  
21 Base Funding Minimum of Organizational Units and Specially  
22 Funded Units shall be the sum of (i) the amount of  
23 Evidence-Based Funding for the prior school year, (ii) the  
24 Base Funding Minimum for the prior school year, and (iii)  
25 any amount received by a school district pursuant to  
26 Section 7 of Article 97 of Public Act 100-21.

1           For the 2022-2023 school year, the Base Funding  
2           Minimum of Organizational Units shall be the amounts  
3           recalculated by the State Board of Education for Fiscal  
4           Year 2019 through Fiscal Year 2022 that were necessary due  
5           to average student enrollment errors for districts  
6           organized under Article 34 of this Code, plus the Fiscal  
7           Year 2022 property tax relief grants provided under  
8           Section 2-3.170 of this Code, ensuring each Organizational  
9           Unit has the correct amount of resources for Fiscal Year  
10          2023 Evidence-Based Funding calculations and that Fiscal  
11          Year 2023 Evidence-Based Funding Distributions are made in  
12          accordance with this Section.

13           (3) Subject to approval by the General Assembly as  
14          provided in this paragraph (3), an Organizational Unit  
15          that meets all of the following criteria, as determined by  
16          the State Board, shall have District Intervention Money  
17          added to its Base Funding Minimum at the time the Base  
18          Funding Minimum is calculated by the State Board:

19           (A) The Organizational Unit is operating under an  
20          Independent Authority under Section 2-3.25f-5 of this  
21          Code for a minimum of 4 school years or is subject to  
22          the control of the State Board pursuant to a court  
23          order for a minimum of 4 school years.

24           (B) The Organizational Unit was designated as a  
25          Tier 1 or Tier 2 Organizational Unit in the previous  
26          school year under paragraph (3) of subsection (g) of

1           this Section.

2           (C)    The    Organizational    Unit    demonstrates  
3           sustainability    through    a    5-year    financial    and  
4           strategic plan.

5           (D)    The    Organizational    Unit    has    made    sufficient  
6           progress    and    achieved    sufficient    stability    in    the  
7           areas of governance, academic growth, and finances.

8           As part of its determination under this paragraph (3),  
9           the State Board may consider the Organizational Unit's  
10          summative designation, any accreditations of the  
11          Organizational Unit, or the Organizational Unit's  
12          financial profile, as calculated by the State Board.

13          If the State Board determines that an Organizational  
14          Unit has met the criteria set forth in this paragraph (3),  
15          it must submit a report to the General Assembly, no later  
16          than January 2 of the fiscal year in which the State Board  
17          makes its determination, on the amount of District  
18          Intervention Money to add to the Organizational Unit's  
19          Base Funding Minimum. The General Assembly must review the  
20          State Board's report and may approve or disapprove, by  
21          joint resolution, the addition of District Intervention  
22          Money. If the General Assembly fails to act on the report  
23          within 40 calendar days from the receipt of the report,  
24          the addition of District Intervention Money is deemed  
25          approved. If the General Assembly approves the amount of  
26          District Intervention Money to be added to the

1 Organizational Unit's Base Funding Minimum, the District  
2 Intervention Money must be added to the Base Funding  
3 Minimum annually thereafter.

4 For the first 4 years following the initial year that  
5 the State Board determines that an Organizational Unit has  
6 met the criteria set forth in this paragraph (3) and has  
7 received funding under this Section, the Organizational  
8 Unit must annually submit to the State Board, on or before  
9 November 30, a progress report regarding its financial and  
10 strategic plan under subparagraph (C) of this paragraph  
11 (3). The plan shall include the financial data from the  
12 past 4 annual financial reports or financial audits that  
13 must be presented to the State Board by November 15 of each  
14 year and the approved budget financial data for the  
15 current year. The plan shall be developed according to the  
16 guidelines presented to the Organizational Unit by the  
17 State Board. The plan shall further include financial  
18 projections for the next 3 fiscal years and include a  
19 discussion and financial summary of the Organizational  
20 Unit's facility needs. If the Organizational Unit does not  
21 demonstrate sufficient progress toward its 5-year plan or  
22 if it has failed to file an annual financial report, an  
23 annual budget, a financial plan, a deficit reduction plan,  
24 or other financial information as required by law, the  
25 State Board may establish a Financial Oversight Panel  
26 under Article 1H of this Code. However, if the

1 Organizational Unit already has a Financial Oversight  
2 Panel, the State Board may extend the duration of the  
3 Panel.

4 (f) Percent of Adequacy and Final Resources calculation.

5 (1) The Evidence-Based Funding formula establishes a  
6 Percent of Adequacy for each Organizational Unit in order  
7 to place such units into tiers for the purposes of the  
8 funding distribution system described in subsection (g) of  
9 this Section. Initially, an Organizational Unit's  
10 Preliminary Resources and Preliminary Percent of Adequacy  
11 are calculated pursuant to paragraph (2) of this  
12 subsection (f). Then, an Organizational Unit's Final  
13 Resources and Final Percent of Adequacy are calculated to  
14 account for the Organizational Unit's poverty  
15 concentration levels pursuant to paragraphs (3) and (4) of  
16 this subsection (f).

17 (2) An Organizational Unit's Preliminary Resources are  
18 equal to the sum of its Local Capacity Target, CPPRT, and  
19 Base Funding Minimum. An Organizational Unit's Preliminary  
20 Percent of Adequacy is the lesser of (i) its Preliminary  
21 Resources divided by its Adequacy Target or (ii) 100%.

22 (3) Except for Specially Funded Units, an  
23 Organizational Unit's Final Resources are equal to the sum  
24 of its Local Capacity, CPPRT, and Adjusted Base Funding  
25 Minimum. The Base Funding Minimum of each Specially Funded  
26 Unit shall serve as its Final Resources, except that the

1 Base Funding Minimum for State-approved charter schools  
2 shall not include any portion of general State aid  
3 allocated in the prior year based on the per capita  
4 tuition charge times the charter school enrollment.

5 (4) An Organizational Unit's Final Percent of Adequacy  
6 is its Final Resources divided by its Adequacy Target. An  
7 Organizational Unit's Adjusted Base Funding Minimum is  
8 equal to its Base Funding Minimum less its Supplemental  
9 Grant Funding, with the resulting figure added to the  
10 product of its Supplemental Grant Funding and Preliminary  
11 Percent of Adequacy.

12 (g) Evidence-Based Funding formula distribution system.

13 (1) In each school year under the Evidence-Based  
14 Funding formula, each Organizational Unit receives funding  
15 equal to the sum of its Base Funding Minimum and the unit's  
16 allocation of New State Funds determined pursuant to this  
17 subsection (g). To allocate New State Funds, the  
18 Evidence-Based Funding formula distribution system first  
19 places all Organizational Units into one of 4 tiers in  
20 accordance with paragraph (3) of this subsection (g),  
21 based on the Organizational Unit's Final Percent of  
22 Adequacy. New State Funds are allocated to each of the 4  
23 tiers as follows: Tier 1 Aggregate Funding equals 50% of  
24 all New State Funds, Tier 2 Aggregate Funding equals 49%  
25 of all New State Funds, Tier 3 Aggregate Funding equals  
26 0.9% of all New State Funds, and Tier 4 Aggregate Funding

1 equals 0.1% of all New State Funds. Each Organizational  
2 Unit within Tier 1 or Tier 2 receives an allocation of New  
3 State Funds equal to its tier Funding Gap, as defined in  
4 the following sentence, multiplied by the tier's  
5 Allocation Rate determined pursuant to paragraph (4) of  
6 this subsection (g). For Tier 1, an Organizational Unit's  
7 Funding Gap equals the tier's Target Ratio, as specified  
8 in paragraph (5) of this subsection (g), multiplied by the  
9 Organizational Unit's Adequacy Target, with the resulting  
10 amount reduced by the Organizational Unit's Final  
11 Resources. For Tier 2, an Organizational Unit's Funding  
12 Gap equals the tier's Target Ratio, as described in  
13 paragraph (5) of this subsection (g), multiplied by the  
14 Organizational Unit's Adequacy Target, with the resulting  
15 amount reduced by the Organizational Unit's Final  
16 Resources and its Tier 1 funding allocation. To determine  
17 the Organizational Unit's Funding Gap, the resulting  
18 amount is then multiplied by a factor equal to one minus  
19 the Organizational Unit's Local Capacity Target  
20 percentage. Each Organizational Unit within Tier 3 or Tier  
21 4 receives an allocation of New State Funds equal to the  
22 product of its Adequacy Target and the tier's Allocation  
23 Rate, as specified in paragraph (4) of this subsection  
24 (g).

25 (2) To ensure equitable distribution of dollars for  
26 all Tier 2 Organizational Units, no Tier 2 Organizational

1 Unit shall receive fewer dollars per ASE than any Tier 3  
2 Organizational Unit. Each Tier 2 and Tier 3 Organizational  
3 Unit shall have its funding allocation divided by its ASE.  
4 Any Tier 2 Organizational Unit with a funding allocation  
5 per ASE below the greatest Tier 3 allocation per ASE shall  
6 get a funding allocation equal to the greatest Tier 3  
7 funding allocation per ASE multiplied by the  
8 Organizational Unit's ASE. Each Tier 2 Organizational  
9 Unit's Tier 2 funding allocation shall be multiplied by  
10 the percentage calculated by dividing the original Tier 2  
11 Aggregate Funding by the sum of all Tier 2 Organizational  
12 Units' Tier 2 funding allocation after adjusting  
13 districts' funding below Tier 3 levels.

14 (3) Organizational Units are placed into one of 4  
15 tiers as follows:

16 (A) Tier 1 consists of all Organizational Units,  
17 except for Specially Funded Units, with a Percent of  
18 Adequacy less than the Tier 1 Target Ratio. The Tier 1  
19 Target Ratio is the ratio level that allows for Tier 1  
20 Aggregate Funding to be distributed, with the Tier 1  
21 Allocation Rate determined pursuant to paragraph (4)  
22 of this subsection (g).

23 (B) Tier 2 consists of all Tier 1 Units and all  
24 other Organizational Units, except for Specially  
25 Funded Units, with a Percent of Adequacy of less than  
26 0.90.



1 (C) Tier 3 consists of all Organizational Units,  
2 except for Specially Funded Units, with a Percent of  
3 Adequacy of at least 0.90 and less than 1.0.

4 (D) Tier 4 consists of all Organizational Units  
5 with a Percent of Adequacy of at least 1.0.

6 (4) The Allocation Rates for Tiers 1 through 4 are  
7 determined as follows:

8 (A) The Tier 1 Allocation Rate is 30%.

9 (B) The Tier 2 Allocation Rate is the result of the  
10 following equation: Tier 2 Aggregate Funding, divided  
11 by the sum of the Funding Gaps for all Tier 2  
12 Organizational Units, unless the result of such  
13 equation is higher than 1.0. If the result of such  
14 equation is higher than 1.0, then the Tier 2  
15 Allocation Rate is 1.0.

16 (C) The Tier 3 Allocation Rate is the result of the  
17 following equation: Tier 3 Aggregate Funding, divided  
18 by the sum of the Adequacy Targets of all Tier 3  
19 Organizational Units.

20 (D) The Tier 4 Allocation Rate is the result of the  
21 following equation: Tier 4 Aggregate Funding, divided  
22 by the sum of the Adequacy Targets of all Tier 4  
23 Organizational Units.

24 (5) A tier's Target Ratio is determined as follows:

25 (A) The Tier 1 Target Ratio is the ratio level that  
26 allows for Tier 1 Aggregate Funding to be distributed

1 with the Tier 1 Allocation Rate.

2 (B) The Tier 2 Target Ratio is 0.90.

3 (C) The Tier 3 Target Ratio is 1.0.

4 (6) If, at any point, the Tier 1 Target Ratio is  
5 greater than 90%, then all Tier 1 funding shall be  
6 allocated to Tier 2 and no Tier 1 Organizational Unit's  
7 funding may be identified.

8 (7) In the event that all Tier 2 Organizational Units  
9 receive funding at the Tier 2 Target Ratio level, any  
10 remaining New State Funds shall be allocated to Tier 3 and  
11 Tier 4 Organizational Units.

12 (8) If any Specially Funded Units, excluding Glenwood  
13 Academy, recognized by the State Board do not qualify for  
14 direct funding following the implementation of Public Act  
15 100-465 from any of the funding sources included within  
16 the definition of Base Funding Minimum, the unqualified  
17 portion of the Base Funding Minimum shall be transferred  
18 to one or more appropriate Organizational Units as  
19 determined by the State Superintendent based on the prior  
20 year ASE of the Organizational Units.

21 (8.5) If a school district withdraws from a special  
22 education cooperative, the portion of the Base Funding  
23 Minimum that is attributable to the school district may be  
24 redistributed to the school district upon withdrawal. The  
25 school district and the cooperative must include the  
26 amount of the Base Funding Minimum that is to be

1 reappropriated in their withdrawal agreement and notify the  
2 State Board of the change with a copy of the agreement upon  
3 withdrawal.

4 (9) The Minimum Funding Level is intended to establish  
5 a target for State funding that will keep pace with  
6 inflation and continue to advance equity through the  
7 Evidence-Based Funding formula. The target for State  
8 funding of New Property Tax Relief Pool Funds is  
9 \$50,000,000 for State fiscal year 2019 and subsequent  
10 State fiscal years. The Minimum Funding Level is equal to  
11 \$350,000,000. In addition to any New State Funds, no more  
12 than \$50,000,000 New Property Tax Relief Pool Funds may be  
13 counted toward the Minimum Funding Level. If the sum of  
14 New State Funds and applicable New Property Tax Relief  
15 Pool Funds are less than the Minimum Funding Level, then  
16 funding for tiers shall be reduced in the following  
17 manner:

18 (A) First, Tier 4 funding shall be reduced by an  
19 amount equal to the difference between the Minimum  
20 Funding Level and New State Funds until such time as  
21 Tier 4 funding is exhausted.

22 (B) Next, Tier 3 funding shall be reduced by an  
23 amount equal to the difference between the Minimum  
24 Funding Level and New State Funds and the reduction in  
25 Tier 4 funding until such time as Tier 3 funding is  
26 exhausted.

1           (C) Next, Tier 2 funding shall be reduced by an  
2 amount equal to the difference between the Minimum  
3 Funding Level and New State Funds and the reduction in  
4 Tier 4 and Tier 3.

5           (D) Finally, Tier 1 funding shall be reduced by an  
6 amount equal to the difference between the Minimum  
7 Funding level and New State Funds and the reduction in  
8 Tier 2, 3, and 4 funding. In addition, the Allocation  
9 Rate for Tier 1 shall be reduced to a percentage equal  
10 to the Tier 1 Allocation Rate set by paragraph (4) of  
11 this subsection (g), multiplied by the result of New  
12 State Funds divided by the Minimum Funding Level.

13           (9.5) For State fiscal year 2019 and subsequent State  
14 fiscal years, if New State Funds exceed \$300,000,000, then  
15 any amount in excess of \$300,000,000 shall be dedicated  
16 for purposes of Section 2-3.170 of this Code up to a  
17 maximum of \$50,000,000.

18           (10) In the event of a decrease in the amount of the  
19 appropriation for this Section in any fiscal year after  
20 implementation of this Section, the Organizational Units  
21 receiving Tier 1 and Tier 2 funding, as determined under  
22 paragraph (3) of this subsection (g), shall be held  
23 harmless by establishing a Base Funding Guarantee equal to  
24 the per pupil kindergarten through grade 12 funding  
25 received in accordance with this Section in the prior  
26 fiscal year. Reductions shall be made to the Base Funding

1 Minimum of Organizational Units in Tier 3 and Tier 4 on a  
2 per pupil basis equivalent to the total number of the ASE  
3 in Tier 3-funded and Tier 4-funded Organizational Units  
4 divided by the total reduction in State funding. The Base  
5 Funding Minimum as reduced shall continue to be applied to  
6 Tier 3 and Tier 4 Organizational Units and adjusted by the  
7 relative formula when increases in appropriations for this  
8 Section resume. In no event may State funding reductions  
9 to Organizational Units in Tier 3 or Tier 4 exceed an  
10 amount that would be less than the Base Funding Minimum  
11 established in the first year of implementation of this  
12 Section. If additional reductions are required, all school  
13 districts shall receive a reduction by a per pupil amount  
14 equal to the aggregate additional appropriation reduction  
15 divided by the total ASE of all Organizational Units.

16 (11) The State Superintendent shall make minor  
17 adjustments to the distribution formula set forth in this  
18 subsection (g) to account for the rounding of percentages  
19 to the nearest tenth of a percentage and dollar amounts to  
20 the nearest whole dollar.

21 (h) State Superintendent administration of funding and  
22 district submission requirements.

23 (1) The State Superintendent shall, in accordance with  
24 appropriations made by the General Assembly, meet the  
25 funding obligations created under this Section.

26 (2) The State Superintendent shall calculate the

1 Adequacy Target for each Organizational Unit under this  
2 Section. No Evidence-Based Funding shall be distributed  
3 within an Organizational Unit without the approval of the  
4 unit's school board.

5 (3) Annually, the State Superintendent shall calculate  
6 and report to each Organizational Unit the unit's  
7 aggregate financial adequacy amount, which shall be the  
8 sum of the Adequacy Target for each Organizational Unit.  
9 The State Superintendent shall calculate and report  
10 separately for each Organizational Unit the unit's total  
11 State funds allocated for its students with disabilities.  
12 The State Superintendent shall calculate and report  
13 separately for each Organizational Unit the amount of  
14 funding and applicable FTE calculated for each Essential  
15 Element of the unit's Adequacy Target.

16 (4) Annually, the State Superintendent shall calculate  
17 and report to each Organizational Unit the amount the unit  
18 must expend on special education and bilingual education  
19 and computer technology and equipment for Organizational  
20 Units assigned to Tier 1 or Tier 2 that received an  
21 additional \$285.50 per student computer technology and  
22 equipment investment grant to their Adequacy Target  
23 pursuant to the unit's Base Funding Minimum, Special  
24 Education Allocation, Bilingual Education Allocation, and  
25 computer technology and equipment investment allocation.

26 (5) Moneys distributed under this Section shall be

1           calculated on a school year basis, but paid on a fiscal  
2           year basis, with payments beginning in August and  
3           extending through June. Unless otherwise provided, the  
4           moneys appropriated for each fiscal year shall be  
5           distributed in 22 equal payments at least 2 times monthly  
6           to each Organizational Unit. If moneys appropriated for  
7           any fiscal year are distributed other than monthly, the  
8           distribution shall be on the same basis for each  
9           Organizational Unit.

10           (6) Any school district that fails, for any given  
11           school year, to maintain school as required by law or to  
12           maintain a recognized school is not eligible to receive  
13           Evidence-Based Funding. In case of non-recognition of one  
14           or more attendance centers in a school district otherwise  
15           operating recognized schools, the claim of the district  
16           shall be reduced in the proportion that the enrollment in  
17           the attendance center or centers bears to the enrollment  
18           of the school district. "Recognized school" means any  
19           public school that meets the standards for recognition by  
20           the State Board. A school district or attendance center  
21           not having recognition status at the end of a school term  
22           is entitled to receive State aid payments due upon a legal  
23           claim that was filed while it was recognized.

24           (7) School district claims filed under this Section  
25           are subject to Sections 18-9 and 18-12 of this Code,  
26           except as otherwise provided in this Section.

1           (8) Each fiscal year, the State Superintendent shall  
2           calculate for each Organizational Unit an amount of its  
3           Base Funding Minimum and Evidence-Based Funding that shall  
4           be deemed attributable to the provision of special  
5           educational facilities and services, as defined in Section  
6           14-1.08 of this Code, in a manner that ensures compliance  
7           with maintenance of State financial support requirements  
8           under the federal Individuals with Disabilities Education  
9           Act. An Organizational Unit must use such funds only for  
10          the provision of special educational facilities and  
11          services, as defined in Section 14-1.08 of this Code, and  
12          must comply with any expenditure verification procedures  
13          adopted by the State Board.

14          (9) All Organizational Units in this State must submit  
15          annual spending plans, as part of the budget submission  
16          process, no later than October 31 of each year to the State  
17          Board. The spending plan shall describe how each  
18          Organizational Unit will utilize the Base Funding Minimum  
19          and Evidence-Based Funding it receives from this State  
20          under this Section with specific identification of the  
21          intended utilization of Low-Income, English learner, and  
22          special education resources. Additionally, the annual  
23          spending plans of each Organizational Unit shall describe  
24          how the Organizational Unit expects to achieve student  
25          growth and how the Organizational Unit will achieve State  
26          education goals, as defined by the State Board, and shall



1 indicate which stakeholder groups the Organizational Unit  
2 engaged with to inform its annual spending plans. The  
3 State Superintendent may, from time to time, identify  
4 additional requisites for Organizational Units to satisfy  
5 when compiling the annual spending plans required under  
6 this subsection (h). The format and scope of annual  
7 spending plans shall be developed by the State  
8 Superintendent and the State Board of Education. School  
9 districts that serve students under Article 14C of this  
10 Code shall continue to submit information as required  
11 under Section 14C-12 of this Code. Annual spending plans  
12 required under this subsection (h) shall be integrated  
13 into annual school district budgets completed pursuant to  
14 Section 17-1 or Section 34-43. Organizational Units that  
15 do not submit a budget to the State Board shall be provided  
16 with a separate planning template developed by the State  
17 Board. The State Board shall create an Evidence-Based  
18 Funding spending plan tool to make Evidence-Based Funding  
19 spending plan data for each Organizational Unit available  
20 on the State Board's website no later than December 31,  
21 2025, with annual updates thereafter. The tool shall allow  
22 for the selection and review of each Organizational Unit's  
23 planned use of Evidence-Based Funding.

24 (10) No later than January 1, 2018, the State  
25 Superintendent shall develop a 5-year strategic plan for  
26 all Organizational Units to help in planning for adequacy

1 funding under this Section. The State Superintendent shall  
2 submit the plan to the Governor and the General Assembly,  
3 as provided in Section 3.1 of the General Assembly  
4 Organization Act. The plan shall include recommendations  
5 for:

6 (A) a framework for collaborative, professional,  
7 innovative, and 21st century learning environments  
8 using the Evidence-Based Funding model;

9 (B) ways to prepare and support this State's  
10 educators for successful instructional careers;

11 (C) application and enhancement of the current  
12 financial accountability measures, the approved State  
13 plan to comply with the federal Every Student Succeeds  
14 Act, and the Illinois Balanced Accountability Measures  
15 in relation to student growth and elements of the  
16 Evidence-Based Funding model; and

17 (D) implementation of an effective school adequacy  
18 funding system based on projected and recommended  
19 funding levels from the General Assembly.

20 (11) On an annual basis, the State Superintendent must  
21 recalibrate all of the following per pupil elements of the  
22 Adequacy Target and applied to the formulas, based on the  
23 study of average expenses and as reported in the most  
24 recent annual financial report:

25 (A) Gifted under subparagraph (M) of paragraph (2)  
26 of subsection (b).

1 (B) Instructional materials under subparagraph (O)  
2 of paragraph (2) of subsection (b).

3 (C) Assessment under subparagraph (P) of paragraph  
4 (2) of subsection (b).

5 (D) Student activities under subparagraph (R) of  
6 paragraph (2) of subsection (b).

7 (E) Maintenance and operations under subparagraph  
8 (S) of paragraph (2) of subsection (b).

9 (F) Central office under subparagraph (T) of  
10 paragraph (2) of subsection (b).

11 (i) Professional Review Panel.

12 (1) A Professional Review Panel is created to study  
13 and review topics related to the implementation and effect  
14 of Evidence-Based Funding, as assigned by a joint  
15 resolution or Public Act of the General Assembly or a  
16 motion passed by the State Board of Education. The Panel  
17 must provide recommendations to and serve the Governor,  
18 the General Assembly, and the State Board. The State  
19 Superintendent or his or her designee must serve as a  
20 voting member and chairperson of the Panel. The State  
21 Superintendent must appoint a vice chairperson from the  
22 membership of the Panel. The Panel must advance  
23 recommendations based on a three-fifths majority vote of  
24 Panel members present and voting. A minority opinion may  
25 also accompany any recommendation of the Panel. The Panel  
26 shall be appointed by the State Superintendent, except as

1 otherwise provided in paragraph (2) of this subsection (i)  
2 and include the following members:

3 (A) Two appointees that represent district  
4 superintendents, recommended by a statewide  
5 organization that represents district superintendents.

6 (B) Two appointees that represent school boards,  
7 recommended by a statewide organization that  
8 represents school boards.

9 (C) Two appointees from districts that represent  
10 school business officials, recommended by a statewide  
11 organization that represents school business  
12 officials.

13 (D) Two appointees that represent school  
14 principals, recommended by a statewide organization  
15 that represents school principals.

16 (E) Two appointees that represent teachers,  
17 recommended by a statewide organization that  
18 represents teachers.

19 (F) Two appointees that represent teachers,  
20 recommended by another statewide organization that  
21 represents teachers.

22 (G) Two appointees that represent regional  
23 superintendents of schools, recommended by  
24 organizations that represent regional superintendents.

25 (H) Two independent experts selected solely by the  
26 State Superintendent.

1 (I) Two independent experts recommended by public  
2 universities in this State.

3 (J) One member recommended by a statewide  
4 organization that represents parents.

5 (K) Two representatives recommended by collective  
6 impact organizations that represent major metropolitan  
7 areas or geographic areas in Illinois.

8 (L) One member from a statewide organization  
9 focused on research-based education policy to support  
10 a school system that prepares all students for  
11 college, a career, and democratic citizenship.

12 (M) One representative from a school district  
13 organized under Article 34 of this Code.

14 The State Superintendent shall ensure that the  
15 membership of the Panel includes representatives from  
16 school districts and communities reflecting the  
17 geographic, socio-economic, racial, and ethnic diversity  
18 of this State. The State Superintendent shall additionally  
19 ensure that the membership of the Panel includes  
20 representatives with expertise in bilingual education and  
21 special education. Staff from the State Board shall staff  
22 the Panel.

23 (2) In addition to those Panel members appointed by  
24 the State Superintendent, 4 members of the General  
25 Assembly shall be appointed as follows: one member of the  
26 House of Representatives appointed by the Speaker of the

1 House of Representatives, one member of the Senate  
2 appointed by the President of the Senate, one member of  
3 the House of Representatives appointed by the Minority  
4 Leader of the House of Representatives, and one member of  
5 the Senate appointed by the Minority Leader of the Senate.  
6 There shall be one additional member appointed by the  
7 Governor. All members appointed by legislative leaders or  
8 the Governor shall be non-voting, ex officio members.

9 (3) The Panel must study topics at the direction of  
10 the General Assembly or State Board of Education, as  
11 provided under paragraph (1). The Panel may also study the  
12 following topics at the direction of the chairperson:

13 (A) The format and scope of annual spending plans  
14 referenced in paragraph (9) of subsection (h) of this  
15 Section.

16 (B) The Comparable Wage Index under this Section.

17 (C) Maintenance and operations, including capital  
18 maintenance and construction costs.

19 (D) "At-risk student" definition.

20 (E) Benefits.

21 (F) Technology.

22 (G) Local Capacity Target.

23 (H) Funding for Alternative Schools, Laboratory  
24 Schools, safe schools, and alternative learning  
25 opportunities programs.

26 (I) Funding for college and career acceleration

1 strategies.

2 (J) Special education investments.

3 (K) Early childhood investments, in collaboration  
4 with the Illinois Early Learning Council.

5 (4) (Blank).

6 (5) Within 5 years after the implementation of this  
7 Section, and every 5 years thereafter, the Panel shall  
8 complete an evaluative study of the entire Evidence-Based  
9 Funding model, including an assessment of whether or not  
10 the formula is achieving State goals. The Panel shall  
11 report to the State Board, the General Assembly, and the  
12 Governor on the findings of the study.

13 (6) (Blank).

14 (7) To ensure that (i) the Adequacy Target calculation  
15 under subsection (b) accurately reflects the needs of  
16 students living in poverty or attending schools located in  
17 areas of high poverty, (ii) racial equity within the  
18 Evidence-Based Funding formula is explicitly explored and  
19 advanced, and (iii) the funding goals of the formula  
20 distribution system established under this Section are  
21 sufficient to provide adequate funding for every student  
22 and to fully fund every school in this State, the Panel  
23 shall review the Essential Elements under paragraph (2) of  
24 subsection (b). The Panel shall consider all of the  
25 following in its review:

26 (A) The financial ability of school districts to

1 provide instruction in a foreign language to every  
2 student and whether an additional Essential Element  
3 should be added to the formula to ensure that every  
4 student has access to instruction in a foreign  
5 language.

6 (B) The adult-to-student ratio for each Essential  
7 Element in which a ratio is identified. The Panel  
8 shall consider whether the ratio accurately reflects  
9 the staffing needed to support students living in  
10 poverty or who have traumatic backgrounds.

11 (C) Changes to the Essential Elements that may be  
12 required to better promote racial equity and eliminate  
13 structural racism within schools.

14 (D) The impact of investing \$350,000,000 in  
15 additional funds each year under this Section and an  
16 estimate of when the school system will become fully  
17 funded under this level of appropriation.

18 (E) Provide an overview of alternative funding  
19 structures that would enable the State to become fully  
20 funded at an earlier date.

21 (F) The potential to increase efficiency and to  
22 find cost savings within the school system to expedite  
23 the journey to a fully funded system.

24 (G) The appropriate levels for reenrolling and  
25 graduating high-risk high school students who have  
26 been previously out of school. These outcomes shall



1 include enrollment, attendance, skill gains, credit  
2 gains, graduation or promotion to the next grade  
3 level, and the transition to college, training, or  
4 employment, with an emphasis on progressively  
5 increasing the overall attendance.

6 (H) The evidence-based or research-based practices  
7 that are shown to reduce the gaps and disparities  
8 experienced by African American students in academic  
9 achievement and educational performance, including  
10 practices that have been shown to reduce disparities  
11 in disciplinary rates, drop-out rates, graduation  
12 rates, college matriculation rates, and college  
13 completion rates.

14 On or before December 31, 2021, the Panel shall report  
15 to the State Board, the General Assembly, and the Governor  
16 on the findings of its review. This paragraph (7) is  
17 inoperative on and after July 1, 2022.

18 (8) On or before April 1, 2024, the Panel must submit a  
19 report to the General Assembly on annual adjustments to  
20 Glenwood Academy's base-funding minimum in a similar  
21 fashion to school districts under this Section.

22 (j) References. Beginning July 1, 2017, references in  
23 other laws to general State aid funds or calculations under  
24 Section 18-8.05 of this Code (now repealed) shall be deemed to  
25 be references to evidence-based model formula funds or  
26 calculations under this Section.

1 (Source: P.A. 102-33, eff. 6-25-21; 102-197, eff. 7-30-21;  
2 102-558, eff. 8-20-21; 102-699, eff. 4-19-22; 102-782, eff.  
3 1-1-23; 102-813, eff. 5-13-22; 102-894, eff. 5-20-22; 103-8,  
4 eff. 6-7-23; 103-154, eff. 6-30-23; 103-175, eff. 6-30-23;  
5 revised 8-30-23.)