



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
HB0423

Introduced 1/26/2005, by Rep. Shane Cultra

SYNOPSIS AS INTRODUCED:

105 ILCS 5/18-8.2	from Ch. 122, par. 18-8.2
105 ILCS 5/18-8.5	from Ch. 122, par. 18-8.5

Amends the School Code. Allows cooperative high schools to receive some of the same supplementary State aid that new districts receive. Effective immediately.

LRB094 06636 RAS 36730 b

FISCAL NOTE ACT
MAY APPLY

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by changing Sections
5 18-8.2 and 18-8.5 as follows:

6 (105 ILCS 5/18-8.2) (from Ch. 122, par. 18-8.2)

7 Sec. 18-8.2. Supplementary State aid for new and for
8 certain annexing districts and for cooperative high schools.

9 (a) After the formation of a new district, a computation
10 shall be made to determine the difference between the salaries
11 effective in each of the previously existing districts on June
12 30, prior to the creation of the new district. For the first 4
13 years after the formation of the new district or if the new
14 district was formed after October 31, 1982 and prior to the
15 effective date of this amendatory Act of 1985, for the 3 years
16 immediately following such effective date, a supplementary
17 State aid reimbursement shall be paid to the new district equal
18 to the difference between the sum of the salaries earned by
19 each of the certificated members of the new district while
20 employed in one of the previously existing districts during the
21 year immediately preceding the formation of the new district
22 and the sum of the salaries those certificated members would
23 have been paid during the year immediately prior to the
24 formation of the new district if placed on the salary schedule
25 of the previously existing district with the highest salary
26 schedule.

27 (b) After the territory of one or more school districts is
28 annexed by one or more other school districts, or after the
29 division (pursuant to petition under Section 11A-2) of a unit
30 school district or districts into 2 or more parts which all are
31 included in 2 or more other community unit districts resulting
32 upon that division, a computation shall be made to determine

1 the difference between the salaries effective in each such
2 annexed or divided district and in the annexing or resulting
3 district or districts as they each were constituted on June 30
4 preceding the date when the change of boundaries attributable
5 to such annexation or division became effective for all
6 purposes as determined under Section 7-9, 7A-8 or 11A-10. For
7 the first 4 years after any such annexation or division, a
8 supplementary State aid reimbursement shall be paid to each
9 annexing or resulting district as constituted after the
10 annexation or division equal to the difference between the sum
11 of the salaries earned by each of the certificated members of
12 such annexing or resulting district as constituted after the
13 annexation or division while employed in an annexed or annexing
14 district, or in a divided or resulting district, during the
15 year immediately preceding the annexation or division, and the
16 sum of the salaries those certificated members would have been
17 paid during such immediately preceding year if placed on the
18 salary schedule of whichever of such annexing or annexed
19 districts, or resulting or divided districts, had the highest
20 salary schedule during such immediately preceding year.

21 (b-5) After the formation of a cooperative high school by 2
22 or more school districts under Section 10-22.22c of this Code,
23 a computation shall be made to determine the difference between
24 the salaries effective in each of the previously existing high
25 schools on June 30 prior to the formation of the cooperative
26 high school. For the first 4 years after the formation of the
27 cooperative high school, a supplementary State aid
28 reimbursement shall be paid to the cooperative high school
29 equal to the difference between the sum of the salaries earned
30 by each of the certificated members of the cooperative high
31 school while employed in one of the previously existing high
32 schools during the year immediately preceding the formation of
33 the cooperative high school and the sum of the salaries those
34 certificated members would have been paid during the year
35 immediately prior to the formation of the cooperative high
36 school if placed on the salary schedule of the previously

1 existing high school with the highest salary schedule.

2 (c) Such supplementary State aid reimbursement shall be
3 treated as separate from all other payments made pursuant to
4 Section ~~18-8~~ or 18-8.05. In the case of the formation of a new
5 district or cooperative high school, reimbursement shall begin
6 during the first year of operation of the new district or
7 cooperative high school; and in the case of an annexation of
8 the territory of one or more school districts by one or more
9 other school districts, or the division (pursuant to petition
10 under Section 11A-2) of a unit school district or districts
11 into 2 or more parts which all are included in 2 or more other
12 community unit districts resulting upon that division,
13 reimbursement shall begin during the first year when the change
14 in boundaries attributable to such annexation or division
15 becomes effective for all purposes as determined pursuant to
16 Section 7-9, 7A-8 or 11A-10. Each year any such new, annexing
17 or resulting district or cooperative high school, as the case
18 may be, is entitled to receive reimbursement, the number of
19 eligible certified members who are employed on October 1 in any
20 such district or cooperative high school shall be certified to
21 the State Board of Education on prescribed forms by October 15
22 and payment shall be made on or before November 15 of that
23 year.

24 (d) If a unit school district annexes all the territory of
25 another unit school district effective for all purposes
26 pursuant to Section 7-9 on July 1, 1988, and if part of the
27 annexed territory is detached within 90 days after July 1,
28 1988, then the detachment shall be disregarded in computing the
29 supplementary State aid reimbursements under this Section for
30 the entire 3 year period and the supplementary State aid
31 reimbursements shall not be diminished because of the
32 detachment.

33 (e) The changes made by this amendatory Act of 1989 are
34 intended to be retroactive and applicable to any annexation
35 taking effect after August 1, 1987.

36 (Source: P.A. 90-548, eff. 1-1-98.)

1 (105 ILCS 5/18-8.5) (from Ch. 122, par. 18-8.5)

2 Sec. 18-8.5. Supplementary State aid for new, annexing or
3 resulting districts and for cooperative high schools.

4 (a) Following the formation of a new school district
5 pursuant to Article 11A or 11B, or of a new elementary school
6 district pursuant to Article 7A, or the annexation of all of
7 the territory of one or more entire school districts by one or
8 more other school districts, or the division pursuant to
9 petition under Section 11A-2 of a unit school district or
10 districts into 2 or more parts which all are included in 2 or
11 more other community unit districts resulting upon that
12 division, a supplementary State aid reimbursement shall be paid
13 for the number of school years determined under the following
14 table to each new, annexing or resulting district equal to the
15 sum of \$4,000 for each certified employee who is employed by
16 such district on a full-time basis for the regular term of any
17 such school year:

18	Reorganized District's Rank	Reorganized District's Rank		
19	by type of district (unit,	in Average Daily Attendance		
20	high school, elementary)	By Quintile		
21	in Equalized Assessed Value			
22	Per Pupil by Quintile			
23				3rd, 4th
24		1st	2nd	or 5th
25		Quintile	Quintile	Quintile
26	1st Quintile	1 year	1 year	1 year
27	2nd Quintile	1 year	2 years	2 years
28	3rd Quintile	2 years	3 years	3 years
29	4th Quintile	2 years	3 years	3 years
30	5th Quintile	2 years	3 years	3 years

31 The State Board of Education shall make a one-time calculation
32 of a reorganized district's quintile ranks. The average daily
33 attendance used in this calculation shall be the best 3 months'
34 average daily attendance for the district's first year. The
35 equalized assessed value per pupil shall be the district's real

1 property equalized assessed value used in calculating the
2 district's first-year general State aid claim divided by the
3 best 3 months' average daily attendance.

4 No annexing or resulting school district shall be entitled
5 to supplementary State aid under this Section unless such
6 district acquires at least 30% of the average daily attendance
7 of the district from which the territory is being detached or
8 divided.

9 If a district results from multiple reorganizations that
10 would otherwise qualify the district for multiple payments
11 under this Section in any year, the district shall receive a
12 single payment only for that year based solely on the most
13 recent reorganization.

14 (a-5) Following the formation of a cooperative high school
15 by 2 or more school districts under Section 10-22.22c of this
16 Code, a supplementary State aid reimbursement shall be paid for
17 3 school years to the cooperative high school equal to the sum
18 of \$4,000 for each certified employee who is employed by the
19 cooperative high school on a full-time basis for the regular
20 term of any such school year. If a cooperative high school
21 results from multiple agreements that would otherwise qualify
22 the cooperative high school for multiple payments under this
23 Section in any year, the cooperative high school shall receive
24 a single payment for that year based solely on the most recent
25 agreement.

26 (b) The supplementary State aid reimbursement payable
27 under this Section shall be separate from and in addition to
28 all other payments made to the district pursuant to any other
29 Section of this Article.

30 (c) During May of each school year for which a
31 supplementary State aid reimbursement is to be paid to a new,
32 annexing or resulting school district or cooperative high
33 school pursuant to this Section, the school board or governing
34 board shall certify to the State Board of Education, on forms
35 furnished to the school board or governing board by the State
36 Board of Education for purposes of this Section, the number of

1 certified employees for which the district or cooperative high
2 school is entitled to reimbursement under this Section,
3 together with the names, certificate numbers and positions held
4 by such certified employees.

5 (d) Upon certification by the State Board of Education to
6 the State Comptroller of the amount of the supplementary State
7 aid reimbursement to which a school district or cooperative
8 high school is entitled by this Section, the State Comptroller
9 shall draw his warrant upon the State Treasurer for the payment
10 thereof to the school district or cooperative high school and
11 shall promptly transmit the payment to the school district or
12 cooperative high school through the appropriate school
13 treasurer.

14 (e) The changes to this Section made by P.A. 88-555 shall
15 apply to all reorganizations for which the petitions are filed
16 with the regional board of school trustees or the regional
17 superintendent, as the case may be, on or after January 1,
18 1995.

19 (Source: P.A. 87-10; 87-435; 87-1210; 88-555, eff. 7-27-94;
20 88-686, eff. 1-24-95.)

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