

SB0391



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
SB0391

Introduced 2/15/2005, by Sen. James A. DeLeo

SYNOPSIS AS INTRODUCED:

105 ILCS 5/1A-1

from Ch. 122, par. 1A-1

Amends the School Code. Makes a technical change in a Section concerning the members of the State Board of Education.

LRB094 08734 RAS 38947 b

A BILL FOR

1 AN ACT concerning education.

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

4 Section 5. The School Code is amended by changing Section
5 1A-1 as follows:

6 (105 ILCS 5/1A-1) (from Ch. 122, par. 1A-1)

7 Sec. 1A-1. Members and terms.

8 (a) (Blank).

9 (b) The ~~The~~ State Board of Education shall consist of 8
10 members and a chairperson, who shall be appointed by the
11 Governor with the advice and consent of the Senate from a
12 pattern of regional representation as follows: 2 appointees
13 shall be selected from among those counties of the State other
14 than Cook County and the 5 counties contiguous to Cook County;
15 2 appointees shall be selected from Cook County, one of whom
16 shall be a resident of the City of Chicago and one of whom
17 shall be a resident of that part of Cook County which lies
18 outside the city limits of Chicago; 2 appointees shall be
19 selected from among the 5 counties of the State that are
20 contiguous to Cook County; and 3 members shall be selected as
21 members-at-large (one of which shall be the chairperson). The
22 Governor who takes office on the second Monday of January after
23 his or her election shall be the person who nominates members
24 to fill vacancies whose terms begin after that date and before
25 the term of the next Governor begins.

26 The term of each member of the State Board of Education
27 whose term expires on January 12, 2005 shall instead terminate
28 on the effective date of this amendatory Act of the 93rd
29 General Assembly. Of these 3 seats, (i) the member initially
30 appointed pursuant to this amendatory Act of the 93rd General
31 Assembly whose seat was vacant on April 27, 2004 shall serve
32 until the second Wednesday of January, 2009 and (ii) the other

1 2 members initially appointed pursuant to this amendatory Act
2 of the 93rd General Assembly shall serve until the second
3 Wednesday of January, 2007.

4 The term of the member of the State Board of Education
5 whose seat was vacant on April 27, 2004 and whose term expires
6 on January 10, 2007 shall instead terminate on the effective
7 date of this amendatory Act of the 93rd General Assembly. The
8 member initially appointed pursuant to this amendatory Act of
9 the 93rd General Assembly to fill this seat shall be the
10 chairperson and shall serve until the second Wednesday of
11 January, 2007.

12 The term of the member of the State Board of Education
13 whose seat was vacant on May 28, 2004 but after April 27, 2004
14 and whose term expires on January 10, 2007 shall instead
15 terminate on the effective date of this amendatory Act of the
16 93rd General Assembly. The member initially appointed pursuant
17 to this amendatory Act of the 93rd General Assembly to fill
18 this seat shall serve until the second Wednesday of January,
19 2007.

20 The term of the other member of the State Board of
21 Education whose term expires on January 10, 2007 shall instead
22 terminate on the effective date of this amendatory Act of the
23 93rd General Assembly. The member initially appointed pursuant
24 to this amendatory Act of the 93rd General Assembly to fill
25 this seat shall serve until the second Wednesday of January,
26 2007.

27 The term of the member of the State Board of Education
28 whose term expires on January 14, 2009 and who was selected
29 from among the 5 counties of the State that are contiguous to
30 Cook County and is a resident of Lake County shall instead
31 terminate on the effective date of this amendatory Act of the
32 93rd General Assembly. The member initially appointed pursuant
33 to this amendatory Act of the 93rd General Assembly to fill
34 this seat shall serve until the second Wednesday of January,
35 2009.

36 Upon expiration of the terms of the members initially

1 appointed under this amendatory Act of the 93rd General
2 Assembly and members whose terms were not terminated by this
3 amendatory Act of the 93rd General Assembly, their respective
4 successors shall be appointed for terms of 4 years, from the
5 second Wednesday in January of each odd numbered year and until
6 their respective successors are appointed and qualified.

7 (c) Of the 4 members, excluding the chairperson, whose
8 terms expire on the second Wednesday of January, 2007 and every
9 4 years thereafter, one of those members must be an at-large
10 member and at no time may more than 2 of those members be from
11 one political party. Of the 4 members whose terms expire on the
12 second Wednesday of January, 2009 and every 4 years thereafter,
13 one of those members must be an at-large member and at no time
14 may more than 2 of those members be from one political party.
15 Party membership is defined as having voted in the primary of
16 the party in the last primary before appointment.

17 (d) Vacancies in terms shall be filled by appointment by
18 the Governor with the advice and consent of the Senate for the
19 extent of the unexpired term. If a vacancy in membership occurs
20 at a time when the Senate is not in session, the Governor shall
21 make a temporary appointment until the next meeting of the
22 Senate, when the Governor shall appoint a person to fill that
23 membership for the remainder of its term. If the Senate is not
24 in session when appointments for a full term are made, the
25 appointments shall be made as in the case of vacancies.

26 (Source: P.A. 93-1036, eff. 9-14-04.)