

HB2954



97TH GENERAL ASSEMBLY

State of Illinois

2011 and 2012

HB2954

Introduced 2/23/2011, by Rep. Elaine Nekritz

SYNOPSIS AS INTRODUCED:

105 ILCS 5/2-3.33

from Ch. 122, par. 2-3.33

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

LRB097 08018 NHT 48139 b

A BILL FOR

1 AN ACT concerning education.

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

4 Section 5. The School Code is amended by changing Section
5 2-3.33 as follows:

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

7 Sec. 2-3.33. Recomputation of claims. To recompute within
8 3 years from the ~~the~~ final date for filing of a claim any claim
9 for reimbursement to any school district if the claim has been
10 found to be incorrect and to adjust subsequent claims
11 accordingly, and to recompute and adjust any such claims within
12 6 years from the final date for filing when there has been an
13 adverse court or administrative agency decision on the merits
14 affecting the tax revenues of the school district. However, no
15 such adjustment shall be made regarding equalized assessed
16 valuation unless the district's equalized assessed valuation
17 is changed by greater than \$250,000 or 2%.

18 Except in the case of an adverse court or administrative
19 agency decision no recomputation of a State aid claim shall be
20 made pursuant to this Section as a result of a reduction in the
21 assessed valuation of a school district from the assessed
22 valuation of the district reported to the State Board of
23 Education by the Department of Revenue under Section 18-8.05

1 unless the requirements of Section 16-15 of the Property Tax
2 Code and Section 2-3.84 of this Code are complied with in all
3 respects.

4 This paragraph applies to all requests for recomputation of
5 a general State aid claim received after June 30, 2003. In
6 recomputing a general State aid claim that was originally
7 calculated using an extension limitation equalized assessed
8 valuation under paragraph (3) of subsection (G) of Section
9 18-8.05 of this Code, a qualifying reduction in equalized
10 assessed valuation shall be deducted from the extension
11 limitation equalized assessed valuation that was used in
12 calculating the original claim.

13 From the total amount of general State aid to be provided
14 to districts, adjustments as a result of recomputation under
15 this Section together with adjustments under Section 2-3.84
16 must not exceed \$25 million, in the aggregate for all districts
17 under both Sections combined, of the general State aid
18 appropriation in any fiscal year; if necessary, amounts shall
19 be prorated among districts. If it is necessary to prorate
20 claims under this paragraph, then that portion of each prorated
21 claim that is approved but not paid in the current fiscal year
22 may be resubmitted as a valid claim in the following fiscal
23 year.

24 (Source: P.A. 93-845, eff. 7-30-04.)