

1 AN ACT respecting schools.

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  
5 Section 3A-6 as follows:

6 (105 ILCS 5/3A-6) (from Ch. 122, par. 3A-6)

7 Sec. 3A-6. Election of Superintendent for consolidated  
8 region - Bond - Vacancies in any educational service region.  
9 The regional superintendent to be elected under Section 3A-5  
10 shall be elected at the time provided in the general election  
11 law and must possess the qualifications described in Section  
12 3-1 of this Act.

13 The bond required under Section 3-2 shall be filed in the  
14 office of the county clerk in the county where the regional  
15 office is situated, and a certified copy of that bond shall  
16 be filed in the office of the county clerk in each of the  
17 other counties in the region.

18 When a vacancy occurs in the office of regional  
19 superintendent of schools of any educational service region  
20 which is not located in a county which is a home rule unit,  
21 such vacancy shall be filled within 60 days (i) by  
22 appointment of the chairman of the county board, with the  
23 advice and consent of the county board, when such vacancy  
24 occurs in a single county educational service region; or (ii)  
25 by appointment of a committee composed of the chairmen of the  
26 county boards of those counties comprising the affected  
27 educational service region when such vacancy occurs in a  
28 multicounty educational service region, each committeeman to  
29 be entitled to one vote for each vote that was received in  
30 the county represented by such committeeman on the committee  
31 by the regional superintendent of schools whose office is

1 vacant at the last election at which a regional  
 2 superintendent was elected to such office, and the person  
 3 receiving the highest number of affirmative votes from the  
 4 committeemen for such vacant office to be deemed the person  
 5 appointed by such committee to fill the vacancy. The  
 6 appointee shall be a member of the same political party as  
 7 the regional superintendent of schools the appointee succeeds  
 8 was at the time such regional superintendent of schools last  
 9 was elected. The appointee shall serve until the next  
 10 general election when a successor shall be elected in  
 11 accordance with the general election law for the unexpired  
 12 term or for a full term, as the case may require.

13 Except as otherwise provided by applicable county  
 14 ordinance or by law, if a vacancy occurs in the office of  
 15 regional superintendent of schools of an educational service  
 16 region that is located in a county that is a home rule unit  
 17 and that has a population of less than 2,000,000 inhabitants,  
 18 that vacancy shall be filled by the county board of such home  
 19 rule county.

20 On or after August 7, 1995, if a vacancy occurs in the  
 21 office of regional superintendent of schools of an  
 22 educational service region that is located in a county that  
 23 is a home rule unit and that has a population of 2,000,000 or  
 24 more inhabitants, then that vacancy shall be filled by the  
 25 first assistant superintendent/deputy superintendent until  
 26 the end of the term to which the regional superintendent was  
 27 elected. ~~Until July 17, 1994, if a vacancy occurs in the~~  
 28 ~~office of regional superintendent of schools of an~~  
 29 ~~educational service region that is located in a county that~~  
 30 ~~is a home rule unit and that has a population of 2,000,000 or~~  
 31 ~~more inhabitants, that vacancy shall be filled by the county~~  
 32 ~~board of that home rule county unless otherwise provided by~~  
 33 ~~applicable county ordinance or by law. On and after July 17,~~  
 34 ~~1994, the provisions of this Section shall have no~~

1 application-in-any-educational-service-region-that-is-located  
2 in--any--county,-including-a-county-that-is-a-home-rule-unit,  
3 if-that--educational--service--region--has--a--population--of  
4 2,000,000-or-more-inhabitants.

5 Any person appointed to fill a vacancy in the office of  
6 regional superintendent of schools of any educational service  
7 region must possess the qualifications required to be elected  
8 to the position of regional superintendent of schools, and  
9 shall obtain a certificate of eligibility from the State  
10 Superintendent of Education and file same with the county  
11 clerk of the county in which the regional superintendent's  
12 office is located.

13 If the regional superintendent of schools is called into  
14 the active military service of the United States, his office  
15 shall not be deemed to be vacant, but a temporary appointment  
16 shall be made as in the case of a vacancy. The appointee  
17 shall perform all the duties of the regional superintendent  
18 of schools during the time the regional superintendent of  
19 schools is in the active military service of the United  
20 States, and shall be paid the same compensation apportioned  
21 as to the time of service, and such appointment and all  
22 authority thereunder shall cease upon the discharge of the  
23 regional superintendent of schools from such active military  
24 service. The appointee shall give the same bond as is  
25 required of a regularly elected regional superintendent of  
26 schools.

27 (Source: P.A. 87-654; 87-1251.)

28 Section 99. Effective date. This Act takes effect upon  
29 becoming law.