

1 AN ACT concerning 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 7-2a as follows:

6 (105 ILCS 5/7-2a) (from Ch. 122, par. 7-2a)

7 Sec. 7-2a. (a) Except as provided in subsection (b) of
8 this Section, any petition for dissolution filed under this
9 Article must specify the school district or districts to
10 which all of the territory of the district proposed to be
11 dissolved will be annexed. Any petition for dissolution may
12 be made by the board of education of the district or a
13 majority of the legal voters residing in the district
14 proposed to be dissolved. No petition from any other
15 district affected by the proposed dissolution shall be
16 required.

17 (b) Any school district with a population of less than
18 5,000 residents shall be dissolved and its territory annexed
19 as provided in Section 7-11 by the regional board of school
20 trustees upon the filing with the regional board of school
21 trustees of a petition adopted by resolution of the board of
22 education ~~or--a--petition--signed--by--a--majority--of---the~~
23 ~~registered--voters~~ of the district seeking such dissolution.
24 If a petition is initiated by two-thirds of the registered
25 voters in a school district seeking to annex the district in
26 its entirety to another school district or districts and the
27 board of education of the annexing district or districts has
28 not adopted a resolution agreeing to the annexation, then the
29 annexation, if approved by the regional board of school
30 trustees, is not effective until it is approved by the voters
31 in each affected school district at an election held for the

1 purpose of voting on the question. No petition shall be
2 adopted or signed under this subsection until the board of
3 education or the petitioners, as the case may be, shall have
4 given at least 10 days' notice to be published once in a
5 newspaper having general circulation in the district and
6 shall have conducted a public informational meeting to inform
7 the residents of the district of the proposed dissolution and
8 to answer questions concerning the proposed dissolution. The
9 petition shall be filed with and decided solely by the
10 regional board of school trustees of the region in which the
11 regional superintendent of schools has supervision of the
12 school district being dissolved. The regional board of
13 school trustees shall not act on a petition filed by a board
14 of education if within 45 days after giving notice of the
15 hearing required under Section 7-11 a petition in opposition
16 to the petition of the board to dissolve, signed by a
17 majority of the registered voters of the district, is filed
18 with the regional board of school trustees. The regional
19 board of school trustees shall have no authority to deny
20 dissolution requested in a proper petition for dissolution
21 filed under this subsection (b), but shall conduct a hearing
22 to determine the validity of the petition ~~exercise--its~~
23 ~~discretion--in--accordance--with--Section--7--11--on--the--issue--of~~
24 ~~annexing--the--territory--of--a--district--being--dissolved,--giving~~
25 ~~consideration--to--but--not--being--bound--by--the--wishes--expressed~~
26 ~~by--the--residents--of--the--various--school--districts--that--may--be~~
27 ~~affected--by--such--annexation.~~

28 When dissolution and annexation become effective for
29 purposes of administration and attendance as determined
30 pursuant to Section 7-11, the positions of teachers in
31 contractual continued service in the district being dissolved
32 are transferred to an annexing district or to annexing
33 districts pursuant to the provisions of Section 24-12
34 relative to teachers having contractual continued service

1 status whose positions are transferred from one board to the
2 control of a different board, and those said provisions of
3 Section 24-12 shall apply to said transferred teachers. In
4 the event that the territory is added to 2 or more districts,
5 the decision on which positions shall be transferred to which
6 annexing districts shall be made giving consideration to the
7 proportionate percent of pupils transferred and the annexing
8 districts' staffing needs, and the transfer of specific
9 individuals into such positions shall be based upon the
10 request of those teachers in order of seniority in the
11 dissolving district. The contractual continued service
12 status of any teacher thereby transferred to an annexing
13 district is not lost and the different board is subject to
14 this Act with respect to such transferred teacher in the same
15 manner as if such teacher was that district's employee and
16 had been its employee during the time such teacher was
17 actually employed by the board of the dissolving district
18 from which the position was transferred.

19 (Source: P.A. 86-13; 87-1215.)