



Sen. Michael Noland

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1 AMENDMENT TO SENATE BILL 242

2 AMENDMENT NO. _____. Amend Senate Bill 242 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Sections
5 10-21.4 and 10-23.8 as follows:

6 (105 ILCS 5/10-21.4) (from Ch. 122, par. 10-21.4)

7 Sec. 10-21.4. Superintendent - Duties. Except in districts
8 in which there is only one school with fewer ~~less~~ than four
9 teachers, to employ a superintendent or a chief executive
10 officer who shall have charge of the administration of the
11 schools under the direction of the board of education. In
12 addition to the administrative duties, the superintendent
13 shall make recommendations to the board concerning the budget,
14 building plans, the locations of sites, the selection,
15 retention and dismissal of teachers and all other employees,
16 the selection of textbooks, instructional material and courses

1 of study. However, in districts under a Financial Oversight
2 Panel pursuant to Section 1A-8 for violating a financial plan,
3 the duties and responsibilities of the superintendent in
4 relation to the financial and business operations of the
5 district shall be approved by the Panel. In the event the Board
6 refuses or fails to follow a directive or comply with an
7 information request of the Panel, the performance of those
8 duties shall be subject to the direction of the Panel. The
9 superintendent shall also notify the State Board of Education,
10 the board and the chief administrative official, other than the
11 alleged perpetrator himself, in the school where the alleged
12 perpetrator serves, that any person who is employed in a school
13 or otherwise comes into frequent contact with children in the
14 school has been named as a perpetrator in an indicated report
15 filed pursuant to the Abused and Neglected Child Reporting Act,
16 approved June 26, 1975, as amended. The superintendent shall
17 keep or cause to be kept the records and accounts as directed
18 and required by the board, aid in making reports required by
19 the board, and perform such other duties as the board may
20 delegate to him.

21 In addition, each year at a time designated by the State
22 Superintendent of Education, each superintendent shall report
23 to the State Board of Education the number of high school
24 students in the district who are enrolled in accredited courses
25 (for which high school credit will be awarded upon successful
26 completion of the courses) at any community college, together

1 with the name and number of the course or courses which each
2 such student is taking.

3 The provisions of this section shall also apply to board of
4 director districts.

5 In school districts with boundaries that lie in 3 counties,
6 one county of which has a population exceeding 1,000,000
7 inhabitants, the school board may, by a vote of a majority of
8 its full membership, appoint a chief executive officer to serve
9 as its superintendent, who shall be a person of recognized
10 administrative ability and management experience, be
11 responsible for the management of the district, and have all
12 other powers and duties of the superintendent as set forth in
13 this Code, but who shall be exempt from the provisions and
14 requirements of Section 21B-15 of this Code.

15 Notice of intent not to renew a contract must be given in
16 writing stating the specific reason therefor by April 1 of the
17 contract year unless the contract specifically provides
18 otherwise. Failure to do so will automatically extend the
19 contract for an additional year. Within 10 days after receipt
20 of notice of intent not to renew a contract, the superintendent
21 may request a closed session hearing on the dismissal. At the
22 hearing the superintendent has the privilege of presenting
23 evidence, witnesses and defenses on the grounds for dismissal.
24 The provisions of this paragraph shall not apply to a district
25 under a Financial Oversight Panel pursuant to Section 1A-8 for
26 violating a financial plan.

1 (Source: P.A. 97-256, eff. 1-1-12.)

2 (105 ILCS 5/10-23.8) (from Ch. 122, par. 10-23.8)

3 Sec. 10-23.8. Superintendent contracts. After the
4 effective date of this amendatory Act of 1997 and the
5 expiration of contracts in effect on the effective date of this
6 amendatory Act, school districts may only employ a
7 superintendent or chief executive officer under either a
8 contract for a period not exceeding one year or a
9 performance-based contract for a period not exceeding 5 years.

10 Performance-based contracts shall be linked to student
11 performance and academic improvement within the schools of the
12 districts. No performance-based contract shall be extended or
13 rolled-over prior to its scheduled expiration unless all the
14 performance and improvement goals contained in the contract
15 have been met. Each performance-based contract shall include
16 the goals and indicators of student performance and academic
17 improvement determined and used by the local school board to
18 measure the performance and effectiveness of the
19 superintendent and such other information as the local school
20 board may determine.

21 By accepting the terms of a multi-year contract, the
22 superintendent or chief executive officer waives all rights
23 granted him or her under Sections 24-11 through 24-16 of this
24 Act only for the term of the multi-year contract. Upon
25 acceptance of a multi-year contract, the superintendent or

1 chief executive officer shall not lose any previously acquired
2 tenure credit with the district.

3 (Source: P.A. 90-548, eff. 1-1-98; 91-314, eff. 1-1-00.)".