



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB5835

by Rep. John M. Cabello

SYNOPSIS AS INTRODUCED:

110 ILCS 805/6-2

from Ch. 122, par. 106-2

Amends the Public Community College Act. Provides that if a student enrolled in a community college is not a resident of the community college district but he or she is a resident of a county in this State that has a 10% or higher unemployment rate, then the student is eligible for the in-district tuition rate even though he or she is not a district resident.

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FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

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 Public Community College Act is amended by
5 changing Section 6-2 as follows:

6 (110 ILCS 805/6-2) (from Ch. 122, par. 106-2)

7 Sec. 6-2. (a) Any graduate of a recognized high school or
8 student otherwise qualified to attend a public community
9 college and residing outside a community college district who
10 notifies the board of education of his district may, subject to
11 Section 3-17, attend any recognized public community college in
12 the State which he chooses, and the board of education of that
13 district shall pay his tuition, as defined herein, for any
14 semester, quarter or term of that academic year and the
15 following summer term from the educational fund or the proceeds
16 of a levy made under Section 6-1. In addition, any graduate of
17 a recognized high school or student otherwise qualified to
18 attend a public community college and residing in a new
19 community college district formed pursuant to Section 6-6.1 who
20 notifies the board of education of his district may, subject to
21 the provisions of Section 3-17, attend any recognized public
22 community college in the State, and the board of education of
23 that district shall pay his tuition until January 1, 1991. If a

1 resident is not eligible for tuition for a summer term because
2 he did not notify his board of education by the previous
3 September 15, he may become eligible for that tuition for a
4 summer term by giving notice to the board of education by May
5 15 preceding his enrollment for the summer term. Such tuition
6 may not exceed the per capita cost of the community college
7 attended for the previous year, or in the case of the first
8 year of operation the estimated per capita cost, less certain
9 deductions to be computed in the manner set forth below. The
10 community college per capita cost shall be computed, in a
11 manner consistent with any accounting system prescribed by the
12 State Board, by adding all of the non-capital expenditures,
13 including interest, to the depreciation on capital outlay
14 expenditures paid from sources other than State and Federal
15 funds and then dividing by the number of full-time equivalent
16 students for the fiscal year as defined in this Section. The
17 community college tuition to be charged to the district of the
18 student's residence shall be computed, in a manner consistent
19 with any accounting system prescribed by the State Board, by
20 adding all of the non-capital expenditures for the previous
21 year, including interest, to the depreciation on capital outlay
22 expenditures paid from sources other than State and Federal
23 funds less any payments toward non-capital expenditures
24 received from State and Federal sources for the previous year
25 except grants through the State Board, as authorized in Section
26 2-16 or 2-16.02, as the case may be, and then dividing by the

1 number of full-time equivalent students for that fiscal year as
2 defined in this Section; this average per student computation
3 shall be converted to a semester hour or quarter hour base and
4 further reduced by the combined rate of State grants other than
5 equalization grants for the current year as provided for in
6 Section 2-16.02 and any rate of tuition and fees assessed all
7 students for the current year as authorized in Section 6-4.

8 Any person who has notified the board of education of his
9 or her district as provided above and who is a resident of that
10 district at the time of such notification shall have his or her
11 tuition paid by that district for that academic year and the
12 following summer term so long as he or she resides in Illinois
13 outside a community college district. If he or she becomes a
14 resident of a community college district, he or she shall be
15 classified as a resident of that district at the beginning of
16 any semester, quarter or term following that change of
17 residence.

18 (b) If a resident of a community college district wishes to
19 attend the community college maintained by the district of his
20 or her residence but the program in which the student wishes to
21 enroll is not offered by that community college, and the
22 community college maintained by the district of his residence
23 does not have a contractual agreement under Section 3-40 of
24 this Act for such program, the student may attend any
25 recognized public community college in some other district,
26 subject to the provisions of Section 3-17, and have his or her

1 tuition, as defined herein, paid by the community college
2 district of his or her residence while enrolled in a program at
3 that college which is not offered by his or her home community
4 college if he or she makes application to his or her home board
5 at least 30 days prior to the beginning of any semester,
6 quarter or term in accordance with rules, regulations and
7 procedures established and published by his or her home board.
8 The payment of tuition by his or her district of residence may
9 not exceed the per capita cost of the community college
10 attended for the previous year, or in the case of the first
11 year of operation the estimated per capita cost, less certain
12 deductions to be computed in the manner set forth above for the
13 community college tuition to be charged to the district of the
14 student's residence.

15 Payment shall be made hereunder to the community college
16 district of attendance immediately upon receipt, by the
17 district liable for the payment, of a statement from that
18 community college district of the amount due it. Before sending
19 such a statement requesting payment, however, the community
20 college district of attendance shall make all calculations and
21 deductions required under this Section so that the amount
22 requested for payment is the exact amount required under this
23 Section to be paid by the district liable for payment.

24 If the moneys in the educational fund or the proceeds from
25 a levy made under Section 6-1 of a district liable for payments
26 under this Section are insufficient to meet such payments, the

1 district liable for such payments may issue tax anticipation
2 warrants as provided in Section 3-20.10.

3 (c) If a student enrolled in a community college is not a
4 resident of the community college district but he or she is a
5 resident of a county in this State that has a 10% or higher
6 unemployment rate, as determined by the Department of
7 Employment Security, then the student is eligible for the
8 in-district tuition rate even though he or she is not a
9 district resident.

10 (d) A full-time equivalent student for a semester, quarter
11 or term is defined as a student doing 15 semester hours of work
12 per semester or 15 quarter hours of work per quarter or the
13 equivalent thereof, and the number of full-time equivalent
14 students enrolled per term shall be determined by dividing by
15 15 the total number of semester hours or quarter hours of work
16 for which State Board grants are received, or the equivalent
17 thereof, carried by all students of the college through the
18 mid-term of each semester, quarter or term. The number of
19 full-time equivalent students for a fiscal year shall be
20 computed by adding the total number of semester hours or
21 quarter hours of work or the equivalent thereof carried by all
22 students of the college through the mid-term of each semester,
23 quarter or term during that fiscal year and dividing that sum
24 by 30 semester hours or 45 quarter hours or the equivalent
25 thereof depending upon the credit hour system utilized by the
26 college. Tuition of students carrying more or less than 15

1 semester hours of work per semester or 15 quarter hours of work
2 per quarter or the equivalent thereof shall be computed in the
3 proportion which the number of hours so carried bears to 15
4 semester hours or 15 quarter hours or the equivalent thereof.

5 (e) If the United States Government, the State of Illinois,
6 or any agency pays tuition for any community college student,
7 neither the district of residence of the student nor the
8 student may be required to pay that tuition or such part
9 thereof as is otherwise paid. No part of the State's financial
10 responsibility provided for in Section 2-16 may be transferred
11 to a student's district of residence under this Section.

12 (Source: P.A. 86-469; 86-1246; 87-1018.)