



## 104TH GENERAL ASSEMBLY

### State of Illinois

2025 and 2026

HB5093

Introduced 2/10/2026, by Rep. Barbara Hernandez

#### SYNOPSIS AS INTRODUCED:

110 ILCS 305/7e-5  
110 ILCS 520/8d-5  
110 ILCS 660/5-88  
110 ILCS 665/10-88  
110 ILCS 670/15-88  
110 ILCS 675/20-88  
110 ILCS 680/25-88  
110 ILCS 685/30-88  
110 ILCS 690/35-88  
110 ILCS 805/6-4a

Amends various Acts relating to the governance of public universities in Illinois to make changes concerning in-state tuition to remove a condition concerning attending high school or a community college while residing in this State and not having established residency outside of this State before enrolling in the public university. Amends the Public Community College Act to change specified conditions under which the board of trustees of a community college district is required to deem an individual an Illinois resident. Effective immediately.

LRB104 17927 LNS 31364 b

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 University of Illinois Act is amended by  
5 changing Section 7e-5 as follows:

6 (110 ILCS 305/7e-5)

7 Sec. 7e-5. In-state tuition charge.

8 (a) Notwithstanding any other provision of law to the  
9 contrary, for tuition purposes until July 1, 2026, the Board  
10 of Trustees shall deem an individual an Illinois resident,  
11 until the individual establishes a residence outside of this  
12 State, if all of the following conditions are met:

13 (1) The individual resided with his or her parent or  
14 guardian while attending a public or private high school  
15 in this State.

16 (2) The individual graduated from a public or private  
17 high school or received the equivalent of a high school  
18 diploma in this State.

19 (3) The individual attended school in this State for  
20 at least 3 years as of the date the individual graduated  
21 from high school or received the equivalent of a high  
22 school diploma.

23 (4) The individual registers as an entering student in

1 the University not earlier than the 2003 fall semester.

2 (5) In the case of an individual who is not a citizen  
3 or a permanent resident of the United States, the  
4 individual provides the University with an affidavit  
5 stating that the individual will file an application to  
6 become a permanent resident of the United States at the  
7 earliest opportunity the individual is eligible to do so.

8 This subsection (a) applies only to tuition for a term or  
9 semester that begins on or after May 20, 2003 (the effective  
10 date of Public Act 93-7) but before July 1, 2026. Any revenue  
11 lost by the University in implementing this subsection (a)  
12 shall be absorbed by the University Income Fund.

13 (a-5) Notwithstanding any other provision of law to the  
14 contrary, beginning July 1, 2026, an individual, other than an  
15 individual who has a non-immigrant alien status that precludes  
16 an intent to permanently reside in the United States under  
17 subsection (a) of Section 1101 of Title 8 of the United States  
18 Code, shall be charged tuition by the Board of Trustees at the  
19 same rate as an Illinois resident if the individual meets all  
20 of the requirements of either paragraph (1) or (2):

21 (1) The individual:

22 (A) attended a public or private high school in  
23 this State for at least 2 years before enrolling at the  
24 University;

25 (B) graduated from a public or private high school  
26 in this State or received the equivalent of a high

1 school diploma in this State;

2 (C) (blank) ~~attended high school while residing in~~  
3 ~~this State and has not established residency outside~~  
4 ~~of this State before enrolling at the University;~~ and

5 (D) agrees to swear and affirm to the University  
6 that the individual will file an application to become  
7 a permanent resident of the United States at the  
8 earliest opportunity if the individual is eligible to  
9 do so and is not a citizen or lawful permanent resident  
10 of the United States.

11 (2) The individual:

12 (A) attended any of the following for at least 2  
13 years and attended for a cumulative total of at least 3  
14 years before enrolling at the University:

15 (i) a public or private high school in this  
16 State;

17 (ii) a public community college in a community  
18 college district organized under the Public  
19 Community College Act; or

20 (iii) a combination of those educational  
21 institutions set forth in subdivisions (i) and  
22 (ii) of this subparagraph (A);

23 (B) has at the time of enrollment:

24 (i) graduated from a public or private high  
25 school in this State or received the equivalent of  
26 a high school diploma in this State; and

1 (ii) earned an associate degree from or  
2 completed at least 60 credit hours of graded,  
3 transferable coursework at a public community  
4 college in a community college district organized  
5 under the Public Community College Act;

6 (C) (blank) ~~attended an educational institution~~  
7 ~~set forth in subdivision (i) or (ii) of subparagraph~~  
8 ~~(A) of this paragraph (2) while residing in this State~~  
9 ~~and has not established residency outside of this~~  
10 ~~State before enrolling at the University; and~~

11 (D) agrees to swear and affirm to the University  
12 that the individual will file an application to become  
13 a permanent resident of the United States at the  
14 earliest opportunity if the individual is eligible to  
15 do so and is not a citizen or lawful permanent resident  
16 of the United States.

17 (b) If a person is on active military duty and stationed in  
18 Illinois, then the Board of Trustees shall deem that person  
19 and any of his or her dependents Illinois residents for  
20 tuition purposes. Beginning with the 2009-2010 academic year,  
21 if a person is on active military duty and is stationed out of  
22 State, but he or she was stationed in this State for at least 3  
23 years immediately prior to being reassigned out of State, then  
24 the Board of Trustees shall deem that person and any of his or  
25 her dependents Illinois residents for tuition purposes, as  
26 long as that person or his or her dependent (i) applies for

1 admission to the University within 18 months of the person on  
2 active military duty being reassigned or (ii) remains  
3 continuously enrolled at the University. Beginning with the  
4 2013-2014 academic year, if a person is utilizing benefits  
5 under the federal Post-9/11 Veterans Educational Assistance  
6 Act of 2008 or any subsequent variation of that Act, then the  
7 Board of Trustees shall deem that person an Illinois resident  
8 for tuition purposes. Beginning with the 2015-2016 academic  
9 year, if a person is utilizing benefits under the federal  
10 All-Volunteer Force Educational Assistance Program, then the  
11 Board of Trustees shall deem that person an Illinois resident  
12 for tuition purposes. Beginning with the 2019-2020 academic  
13 year, per the federal requirements for maintaining approval  
14 for veterans' education benefits under 38 U.S.C. 3679(c), if a  
15 person is on active military duty or is receiving veterans'  
16 education benefits, then the Board of Trustees shall deem that  
17 person an Illinois resident for tuition purposes for any  
18 academic quarter, semester, or term, as applicable.

19 (c) The Board of Trustees may adopt a policy to implement  
20 and administer this Section and may adopt a policy for the  
21 classification of in-state residents, for tuition purposes,  
22 based on residency in this State.

23 (d) The General Assembly finds and declares that this  
24 Section is a State law within the meaning of subsection (d) of  
25 Section 1621 of Title 8 of the United States Code.

26 (Source: P.A. 103-876, eff. 1-1-25.)

1 Section 10. The Southern Illinois University Management  
2 Act is amended by changing Section 8d-5 as follows:

3 (110 ILCS 520/8d-5)

4 Sec. 8d-5. In-state tuition charge.

5 (a) Notwithstanding any other provision of law to the  
6 contrary, for tuition purposes until July 1, 2026, the Board  
7 shall deem an individual an Illinois resident, until the  
8 individual establishes a residence outside of this State, if  
9 all of the following conditions are met:

10 (1) The individual resided with his or her parent or  
11 guardian while attending a public or private high school  
12 in this State.

13 (2) The individual graduated from a public or private  
14 high school or received the equivalent of a high school  
15 diploma in this State.

16 (3) The individual attended school in this State for  
17 at least 3 years as of the date the individual graduated  
18 from high school or received the equivalent of a high  
19 school diploma.

20 (4) The individual registers as an entering student in  
21 the University not earlier than the 2003 fall semester.

22 (5) In the case of an individual who is not a citizen  
23 or a permanent resident of the United States, the  
24 individual provides the University with an affidavit

1           stating that the individual will file an application to  
2           become a permanent resident of the United States at the  
3           earliest opportunity the individual is eligible to do so.

4           This subsection (a) applies only to tuition for a term or  
5           semester that begins on or after May 20, 2003 (the effective  
6           date of Public Act 93-7) but before July 1, 2026. Any revenue  
7           lost by the University in implementing this subsection (a)  
8           shall be absorbed by the University Income Fund.

9           (a-5) Notwithstanding any other provision of law to the  
10          contrary, beginning July 1, 2026, an individual, other than an  
11          individual who has a non-immigrant alien status that precludes  
12          an intent to permanently reside in the United States under  
13          subsection (a) of Section 1101 of Title 8 of the United States  
14          Code, shall be charged tuition by the Board at the same rate as  
15          an Illinois resident if the individual meets all of the  
16          requirements of either paragraph (1) or (2):

17               (1) The individual:

18                       (A) attended a public or private high school in  
19                       this State for at least 2 years before enrolling at the  
20                       University;

21                       (B) graduated from a public or private high school  
22                       in this State or received the equivalent of a high  
23                       school diploma in this State;

24                       (C) (blank) ~~attended high school while residing in~~  
25                       ~~this State and has not established residency outside~~  
26                       ~~of this State before enrolling at the University; and~~

1 (D) agrees to swear and affirm to the University  
2 that the individual will file an application to become  
3 a permanent resident of the United States at the  
4 earliest opportunity if the individual is eligible to  
5 do so and is not a citizen or lawful permanent resident  
6 of the United States.

7 (2) The individual:

8 (A) attended any of the following for at least 2  
9 years and attended for a cumulative total of at least 3  
10 years before enrolling at the University:

11 (i) a public or private high school in this  
12 State;

13 (ii) a public community college in a community  
14 college district organized under the Public  
15 Community College Act; or

16 (iii) a combination of those educational  
17 institutions set forth in subdivisions (i) and  
18 (ii) of this subparagraph (A);

19 (B) has at the time of enrollment:

20 (i) graduated from a public or private high  
21 school in this State or received the equivalent of  
22 a high school diploma in this State; and

23 (ii) earned an associate degree from or  
24 completed at least 60 credit hours of graded,  
25 transferable coursework at a public community  
26 college in a community college district organized

1 under the Public Community College Act;

2 (C) (blank) ~~attended an educational institution~~  
3 ~~set forth in subdivision (i) or (ii) of subparagraph~~  
4 ~~(A) of this paragraph (2) while residing in this State~~  
5 ~~and has not established residency outside of this~~  
6 ~~State before enrolling at the University; and~~

7 (D) agrees to swear and affirm to the University  
8 that the individual will file an application to become  
9 a permanent resident of the United States at the  
10 earliest opportunity if the individual is eligible to  
11 do so and is not a citizen or lawful permanent resident  
12 of the United States.

13 (b) If a person is on active military duty and stationed in  
14 Illinois, then the Board shall deem that person and any of his  
15 or her dependents Illinois residents for tuition purposes.  
16 Beginning with the 2009-2010 academic year, if a person is on  
17 active military duty and is stationed out of State, but he or  
18 she was stationed in this State for at least 3 years  
19 immediately prior to being reassigned out of State, then the  
20 Board shall deem that person and any of his or her dependents  
21 Illinois residents for tuition purposes, as long as that  
22 person or his or her dependent (i) applies for admission to the  
23 University within 18 months of the person on active military  
24 duty being reassigned or (ii) remains continuously enrolled at  
25 the University. Beginning with the 2013-2014 academic year, if  
26 a person is utilizing benefits under the federal Post-9/11

1 Veterans Educational Assistance Act of 2008 or any subsequent  
2 variation of that Act, then the Board shall deem that person an  
3 Illinois resident for tuition purposes. Beginning with the  
4 2015-2016 academic year, if a person is utilizing benefits  
5 under the federal All-Volunteer Force Educational Assistance  
6 Program, then the Board shall deem that person an Illinois  
7 resident for tuition purposes. Beginning with the 2019-2020  
8 academic year, per the federal requirements for maintaining  
9 approval for veterans' education benefits under 38 U.S.C.  
10 3679(c), if a person is on active military duty or is receiving  
11 veterans' education benefits, then the Board of Trustees shall  
12 deem that person an Illinois resident for tuition purposes for  
13 any academic quarter, semester, or term, as applicable.

14 (c) The Board may adopt a policy to implement and  
15 administer this Section and may adopt a policy for the  
16 classification of in-state residents, for tuition purposes,  
17 based on residency in this State.

18 (d) The General Assembly finds and declares that this  
19 Section is a State law within the meaning of subsection (d) of  
20 Section 1621 of Title 8 of the United States Code.

21 (Source: P.A. 103-876, eff. 1-1-25.)

22 Section 15. The Chicago State University Law is amended by  
23 changing Section 5-88 as follows:

24 (110 ILCS 660/5-88)

1           Sec. 5-88. In-state tuition charge.

2           (a) Notwithstanding any other provision of law to the  
3 contrary, for tuition purposes until July 1, 2026, the Board  
4 shall deem an individual an Illinois resident, until the  
5 individual establishes a residence outside of this State, if  
6 all of the following conditions are met:

7           (1) The individual resided with his or her parent or  
8 guardian while attending a public or private high school  
9 in this State.

10          (2) The individual graduated from a public or private  
11 high school or received the equivalent of a high school  
12 diploma in this State.

13          (3) The individual attended school in this State for  
14 at least 3 years as of the date the individual graduated  
15 from high school or received the equivalent of a high  
16 school diploma.

17          (4) The individual registers as an entering student in  
18 the University not earlier than the 2003 fall semester.

19          (5) In the case of an individual who is not a citizen  
20 or a permanent resident of the United States, the  
21 individual provides the University with an affidavit  
22 stating that the individual will file an application to  
23 become a permanent resident of the United States at the  
24 earliest opportunity the individual is eligible to do so.

25          This subsection (a) applies only to tuition for a term or  
26 semester that begins on or after May 20, 2003 (the effective

1 date of Public Act 93-7) but before July 1, 2026. Any revenue  
2 lost by the University in implementing this subsection (a)  
3 shall be absorbed by the University Income Fund.

4 (a-5) Notwithstanding any other provision of law to the  
5 contrary, beginning July 1, 2026, an individual, other than an  
6 individual who has a non-immigrant alien status that precludes  
7 an intent to permanently reside in the United States under  
8 subsection (a) of Section 1101 of Title 8 of the United States  
9 Code, shall be charged tuition by the Board at the same rate as  
10 an Illinois resident if the individual meets all of the  
11 requirements of either paragraph (1) or (2):

12 (1) The individual:

13 (A) attended a public or private high school in  
14 this State for at least 2 years before enrolling at the  
15 University;

16 (B) graduated from a public or private high school  
17 in this State or received the equivalent of a high  
18 school diploma in this State;

19 (C) (blank) ~~attended high school while residing in~~  
20 ~~this State and has not established residency outside~~  
21 ~~of this State before enrolling at the University;~~ and

22 (D) agrees to swear and affirm to the University  
23 that the individual will file an application to become  
24 a permanent resident of the United States at the  
25 earliest opportunity if the individual is eligible to  
26 do so and is not a citizen or lawful permanent resident

1 of the United States.

2 (2) The individual:

3 (A) attended any of the following for at least 2  
4 years and attended for a cumulative total of at least 3  
5 years before enrolling at the University:

6 (i) a public or private high school in this  
7 State;

8 (ii) a public community college in a community  
9 college district organized under the Public  
10 Community College Act; or

11 (iii) a combination of those educational  
12 institutions set forth in subdivisions (i) and  
13 (ii) of this subparagraph (A);

14 (B) has at the time of enrollment:

15 (i) graduated from a public or private high  
16 school in this State or received the equivalent of  
17 a high school diploma in this State; and

18 (ii) earned an associate degree from or  
19 completed at least 60 credit hours of graded,  
20 transferable coursework at a public community  
21 college in a community college district organized  
22 under the Public Community College Act;

23 (C) (blank) ~~attended an educational institution~~  
24 ~~set forth in subdivision (i) or (ii) of subparagraph~~  
25 ~~(A) of this paragraph (2) while residing in this State~~  
26 ~~and has not established residency outside of this~~

1 ~~State before enrolling at the University;~~ and

2 (D) agrees to swear and affirm to the University  
3 that the individual will file an application to become  
4 a permanent resident of the United States at the  
5 earliest opportunity if the individual is eligible to  
6 do so and is not a citizen or lawful permanent resident  
7 of the United States.

8 (b) If a person is on active military duty and stationed in  
9 Illinois, then the Board shall deem that person and any of his  
10 or her dependents Illinois residents for tuition purposes.  
11 Beginning with the 2009-2010 academic year, if a person is on  
12 active military duty and is stationed out of State, but he or  
13 she was stationed in this State for at least 3 years  
14 immediately prior to being reassigned out of State, then the  
15 Board shall deem that person and any of his or her dependents  
16 Illinois residents for tuition purposes, as long as that  
17 person or his or her dependent (i) applies for admission to the  
18 University within 18 months of the person on active military  
19 duty being reassigned or (ii) remains continuously enrolled at  
20 the University. Beginning with the 2013-2014 academic year, if  
21 a person is utilizing benefits under the federal Post-9/11  
22 Veterans Educational Assistance Act of 2008 or any subsequent  
23 variation of that Act, then the Board shall deem that person an  
24 Illinois resident for tuition purposes. Beginning with the  
25 2015-2016 academic year, if a person is utilizing benefits  
26 under the federal All-Volunteer Force Educational Assistance

1 Program, then the Board shall deem that person an Illinois  
2 resident for tuition purposes. Beginning with the 2019-2020  
3 academic year, per the federal requirements for maintaining  
4 approval for veterans' education benefits under 38 U.S.C.  
5 3679(c), if a person is on active military duty or is receiving  
6 veterans' education benefits, then the Board of Trustees shall  
7 deem that person an Illinois resident for tuition purposes for  
8 any academic quarter, semester, or term, as applicable.

9 (c) The Board may adopt a policy to implement and  
10 administer this Section and may adopt a policy for the  
11 classification of in-state residents, for tuition purposes,  
12 based on residency in this State.

13 (d) The General Assembly finds and declares that this  
14 Section is a State law within the meaning of subsection (d) of  
15 Section 1621 of Title 8 of the United States Code.

16 (Source: P.A. 103-876, eff. 1-1-25.)

17 Section 20. The Eastern Illinois University Law is amended  
18 by changing Section 10-88 as follows:

19 (110 ILCS 665/10-88)

20 Sec. 10-88. In-state tuition charge.

21 (a) Notwithstanding any other provision of law to the  
22 contrary, for tuition purposes until July 1, 2026, the Board  
23 shall deem an individual an Illinois resident, until the  
24 individual establishes a residence outside of this State, if

1 all of the following conditions are met:

2 (1) The individual resided with his or her parent or  
3 guardian while attending a public or private high school  
4 in this State.

5 (2) The individual graduated from a public or private  
6 high school or received the equivalent of a high school  
7 diploma in this State.

8 (3) The individual attended school in this State for  
9 at least 3 years as of the date the individual graduated  
10 from high school or received the equivalent of a high  
11 school diploma.

12 (4) The individual registers as an entering student in  
13 the University not earlier than the 2003 fall semester.

14 (5) In the case of an individual who is not a citizen  
15 or a permanent resident of the United States, the  
16 individual provides the University with an affidavit  
17 stating that the individual will file an application to  
18 become a permanent resident of the United States at the  
19 earliest opportunity the individual is eligible to do so.

20 This subsection (a) applies only to tuition for a term or  
21 semester that begins on or after May 20, 2003 (the effective  
22 date of Public Act 93-7) but before July 1, 2026. Any revenue  
23 lost by the University in implementing this subsection (a)  
24 shall be absorbed by the University Income Fund.

25 (a-5) Notwithstanding any other provision of law to the  
26 contrary, beginning July 1, 2026, an individual, other than an

1 individual who has a non-immigrant alien status that precludes  
2 an intent to permanently reside in the United States under  
3 subsection (a) of Section 1101 of Title 8 of the United States  
4 Code, shall be charged tuition by the Board at the same rate as  
5 an Illinois resident if the individual meets all of the  
6 requirements of either paragraph (1) or (2):

7 (1) The individual:

8 (A) attended a public or private high school in  
9 this State for at least 2 years before enrolling at the  
10 University;

11 (B) graduated from a public or private high school  
12 in this State or received the equivalent of a high  
13 school diploma in this State;

14 (C) (blank) ~~attended high school while residing in~~  
15 ~~this State and has not established residency outside~~  
16 ~~of this State before enrolling at the University;~~ and

17 (D) agrees to swear and affirm to the University  
18 that the individual will file an application to become  
19 a permanent resident of the United States at the  
20 earliest opportunity if the individual is eligible to  
21 do so and is not a citizen or lawful permanent resident  
22 of the United States.

23 (2) The individual:

24 (A) attended any of the following for at least 2  
25 years and attended for a cumulative total of at least 3  
26 years before enrolling at the University:

1 (i) a public or private high school in this  
2 State;

3 (ii) a public community college in a community  
4 college district organized under the Public  
5 Community College Act; or

6 (iii) a combination of those educational  
7 institutions set forth in subdivisions (i) and  
8 (ii) of this subparagraph (A);

9 (B) has at the time of enrollment:

10 (i) graduated from a public or private high  
11 school in this State or received the equivalent of  
12 a high school diploma in this State; and

13 (ii) earned an associate degree from or  
14 completed at least 60 credit hours of graded,  
15 transferable coursework at a public community  
16 college in a community college district organized  
17 under the Public Community College Act;

18 (C) (blank) ~~attended an educational institution~~  
19 ~~set forth in subdivision (i) or (ii) of subparagraph~~  
20 ~~(A) of this paragraph (2) while residing in this State~~  
21 ~~and has not established residency outside of this~~  
22 ~~State before enrolling at the University; and~~

23 (D) agrees to swear and affirm to the University  
24 that the individual will file an application to become  
25 a permanent resident of the United States at the  
26 earliest opportunity if the individual is eligible to

1 do so and is not a citizen or lawful permanent resident  
2 of the United States.

3 (b) If a person is on active military duty and stationed in  
4 Illinois, then the Board shall deem that person and any of his  
5 or her dependents Illinois residents for tuition purposes.  
6 Beginning with the 2009-2010 academic year, if a person is on  
7 active military duty and is stationed out of State, but he or  
8 she was stationed in this State for at least 3 years  
9 immediately prior to being reassigned out of State, then the  
10 Board shall deem that person and any of his or her dependents  
11 Illinois residents for tuition purposes, as long as that  
12 person or his or her dependent (i) applies for admission to the  
13 University within 18 months of the person on active military  
14 duty being reassigned or (ii) remains continuously enrolled at  
15 the University. Beginning with the 2013-2014 academic year, if  
16 a person is utilizing benefits under the federal Post-9/11  
17 Veterans Educational Assistance Act of 2008 or any subsequent  
18 variation of that Act, then the Board shall deem that person an  
19 Illinois resident for tuition purposes. Beginning with the  
20 2015-2016 academic year, if a person is utilizing benefits  
21 under the federal All-Volunteer Force Educational Assistance  
22 Program, then the Board shall deem that person an Illinois  
23 resident for tuition purposes. Beginning with the 2019-2020  
24 academic year, per the federal requirements for maintaining  
25 approval for veterans' education benefits under 38 U.S.C.  
26 3679(c), if a person is on active military duty or is receiving

1 veterans' education benefits, then the Board of Trustees shall  
2 deem that person an Illinois resident for tuition purposes for  
3 any academic quarter, semester, or term, as applicable.

4 (c) The Board may adopt a policy to implement and  
5 administer this Section and may adopt a policy for the  
6 classification of in-state residents, for tuition purposes,  
7 based on residency in this State.

8 (d) The General Assembly finds and declares that this  
9 Section is a State law within the meaning of subsection (d) of  
10 Section 1621 of Title 8 of the United States Code.

11 (Source: P.A. 103-876, eff. 1-1-25.)

12 Section 25. The Governors State University Law is amended  
13 by changing Section 15-88 as follows:

14 (110 ILCS 670/15-88)

15 Sec. 15-88. In-state tuition charge.

16 (a) Notwithstanding any other provision of law to the  
17 contrary, for tuition purposes until July 1, 2026, the Board  
18 shall deem an individual an Illinois resident, until the  
19 individual establishes a residence outside of this State, if  
20 all of the following conditions are met:

21 (1) The individual resided with his or her parent or  
22 guardian while attending a public or private high school  
23 in this State.

24 (2) The individual graduated from a public or private

1 high school or received the equivalent of a high school  
2 diploma in this State.

3 (3) The individual attended school in this State for  
4 at least 3 years as of the date the individual graduated  
5 from high school or received the equivalent of a high  
6 school diploma.

7 (4) The individual registers as an entering student in  
8 the University not earlier than the 2003 fall semester.

9 (5) In the case of an individual who is not a citizen  
10 or a permanent resident of the United States, the  
11 individual provides the University with an affidavit  
12 stating that the individual will file an application to  
13 become a permanent resident of the United States at the  
14 earliest opportunity the individual is eligible to do so.

15 This subsection (a) applies only to tuition for a term or  
16 semester that begins on or after May 20, 2003 (the effective  
17 date of Public Act 93-7) but before July 1, 2026. Any revenue  
18 lost by the University in implementing this subsection (a)  
19 shall be absorbed by the University Income Fund.

20 (a-5) Notwithstanding any other provision of law to the  
21 contrary, beginning July 1, 2026, an individual, other than an  
22 individual who has a non-immigrant alien status that precludes  
23 an intent to permanently reside in the United States under  
24 subsection (a) of Section 1101 of Title 8 of the United States  
25 Code, shall be charged tuition by the Board at the same rate as  
26 an Illinois resident if the individual meets all of the

1 requirements of either paragraph (1) or (2):

2 (1) The individual:

3 (A) attended a public or private high school in  
4 this State for at least 2 years before enrolling at the  
5 University;

6 (B) graduated from a public or private high school  
7 in this State or received the equivalent of a high  
8 school diploma in this State;

9 (C) (blank) ~~attended high school while residing in~~  
10 ~~this State and has not established residency outside~~  
11 ~~of this State before enrolling at the University; and~~

12 (D) agrees to swear and affirm to the University  
13 that the individual will file an application to become  
14 a permanent resident of the United States at the  
15 earliest opportunity if the individual is eligible to  
16 do so and is not a citizen or lawful permanent resident  
17 of the United States.

18 (2) The individual:

19 (A) attended any of the following for at least 2  
20 years and attended for a cumulative total of at least 3  
21 years before enrolling at the University:

22 (i) a public or private high school in this  
23 State;

24 (ii) a public community college in a community  
25 college district organized under the Public  
26 Community College Act; or

1 (iii) a combination of those educational  
2 institutions set forth in subdivisions (i) and  
3 (ii) of this subparagraph (A);

4 (B) has at the time of enrollment:

5 (i) graduated from a public or private high  
6 school in this State or received the equivalent of  
7 a high school diploma in this State; and

8 (ii) earned an associate degree from or  
9 completed at least 60 credit hours of graded,  
10 transferable coursework at a public community  
11 college in a community college district organized  
12 under the Public Community College Act;

13 (C) (blank) ~~attended an educational institution~~  
14 ~~set forth in subdivision (i) or (ii) of subparagraph~~  
15 ~~(A) of this paragraph (2) while residing in this State~~  
16 ~~and has not established residency outside of this~~  
17 ~~State before enrolling at the University; and~~

18 (D) agrees to swear and affirm to the University  
19 that the individual will file an application to become  
20 a permanent resident of the United States at the  
21 earliest opportunity if the individual is eligible to  
22 do so and is not a citizen or lawful permanent resident  
23 of the United States.

24 (b) If a person is on active military duty and stationed in  
25 Illinois, then the Board shall deem that person and any of his  
26 or her dependents Illinois residents for tuition purposes.

1 Beginning with the 2009-2010 academic year, if a person is on  
2 active military duty and is stationed out of State, but he or  
3 she was stationed in this State for at least 3 years  
4 immediately prior to being reassigned out of State, then the  
5 Board shall deem that person and any of his or her dependents  
6 Illinois residents for tuition purposes, as long as that  
7 person or his or her dependent (i) applies for admission to the  
8 University within 18 months of the person on active military  
9 duty being reassigned or (ii) remains continuously enrolled at  
10 the University. Beginning with the 2013-2014 academic year, if  
11 a person is utilizing benefits under the federal Post-9/11  
12 Veterans Educational Assistance Act of 2008 or any subsequent  
13 variation of that Act, then the Board shall deem that person an  
14 Illinois resident for tuition purposes. Beginning with the  
15 2015-2016 academic year, if a person is utilizing benefits  
16 under the federal All-Volunteer Force Educational Assistance  
17 Program, then the Board shall deem that person an Illinois  
18 resident for tuition purposes. Beginning with the 2019-2020  
19 academic year, per the federal requirements for maintaining  
20 approval for veterans' education benefits under 38 U.S.C.  
21 3679(c), if a person is on active military duty or is receiving  
22 veterans' education benefits, then the Board of Trustees shall  
23 deem that person an Illinois resident for tuition purposes for  
24 any academic quarter, semester, or term, as applicable.

25 (c) The Board may adopt a policy to implement and  
26 administer this Section and may adopt a policy for the

1 classification of in-state residents, for tuition purposes,  
2 based on residency in this State.

3 (d) The General Assembly finds and declares that this  
4 Section is a State law within the meaning of subsection (d) of  
5 Section 1621 of Title 8 of the United States Code.

6 (Source: P.A. 103-876, eff. 1-1-25.)

7 Section 30. The Illinois State University Law is amended  
8 by changing Section 20-88 as follows:

9 (110 ILCS 675/20-88)

10 Sec. 20-88. In-state tuition charge.

11 (a) Notwithstanding any other provision of law to the  
12 contrary, for tuition purposes until July 1, 2026, the Board  
13 shall deem an individual an Illinois resident, until the  
14 individual establishes a residence outside of this State, if  
15 all of the following conditions are met:

16 (1) The individual resided with his or her parent or  
17 guardian while attending a public or private high school  
18 in this State.

19 (2) The individual graduated from a public or private  
20 high school or received the equivalent of a high school  
21 diploma in this State.

22 (3) The individual attended school in this State for  
23 at least 3 years as of the date the individual graduated  
24 from high school or received the equivalent of a high

1 school diploma.

2 (4) The individual registers as an entering student in  
3 the University not earlier than the 2003 fall semester.

4 (5) In the case of an individual who is not a citizen  
5 or a permanent resident of the United States, the  
6 individual provides the University with an affidavit  
7 stating that the individual will file an application to  
8 become a permanent resident of the United States at the  
9 earliest opportunity the individual is eligible to do so.

10 This subsection (a) applies only to tuition for a term or  
11 semester that begins on or after May 20, 2003 (the effective  
12 date of Public Act 93-7) but before July 1, 2026. Any revenue  
13 lost by the University in implementing this subsection (a)  
14 shall be absorbed by the University Income Fund.

15 (a-5) Notwithstanding any other provision of law to the  
16 contrary, beginning July 1, 2026, an individual, other than an  
17 individual who has a non-immigrant alien status that precludes  
18 an intent to permanently reside in the United States under  
19 subsection (a) of Section 1101 of Title 8 of the United States  
20 Code, shall be charged tuition by the Board at the same rate as  
21 an Illinois resident if the individual meets all of the  
22 requirements of either paragraph (1) or (2):

23 (1) The individual:

24 (A) attended a public or private high school in  
25 this State for at least 2 years before enrolling at the  
26 University;

1 (B) graduated from a public or private high school  
2 in this State or received the equivalent of a high  
3 school diploma in this State;

4 (C) (blank) ~~attended high school while residing in~~  
5 ~~this State and has not established residency outside~~  
6 ~~of this State before enrolling at the University;~~ and

7 (D) agrees to swear and affirm to the University  
8 that the individual will file an application to become  
9 a permanent resident of the United States at the  
10 earliest opportunity if the individual is eligible to  
11 do so and is not a citizen or lawful permanent resident  
12 of the United States.

13 (2) The individual:

14 (A) attended any of the following for at least 2  
15 years and attended for a cumulative total of at least 3  
16 years before enrolling at the University:

17 (i) a public or private high school in this  
18 State;

19 (ii) a public community college in a community  
20 college district organized under the Public  
21 Community College Act; or

22 (iii) a combination of those educational  
23 institutions set forth in subdivisions (i) and  
24 (ii) of this subparagraph (A);

25 (B) has at the time of enrollment:

26 (i) graduated from a public or private high

1 school in this State or received the equivalent of  
2 a high school diploma in this State; and

3 (ii) earned an associate degree from or  
4 completed at least 60 credit hours of graded,  
5 transferable coursework at a public community  
6 college in a community college district organized  
7 under the Public Community College Act;

8 (C) (blank) ~~attended an educational institution~~  
9 ~~set forth in subdivision (i) or (ii) of subparagraph~~  
10 ~~(A) of this paragraph (2) while residing in this State~~  
11 ~~and has not established residency outside of this~~  
12 ~~State before enrolling at the University; and~~

13 (D) agrees to swear and affirm to the University  
14 that the individual will file an application to become  
15 a permanent resident of the United States at the  
16 earliest opportunity if the individual is eligible to  
17 do so and is not a citizen or lawful permanent resident  
18 of the United States.

19 (b) If a person is on active military duty and stationed in  
20 Illinois, then the Board shall deem that person and any of his  
21 or her dependents Illinois residents for tuition purposes.  
22 Beginning with the 2009-2010 academic year, if a person is on  
23 active military duty and is stationed out of State, but he or  
24 she was stationed in this State for at least 3 years  
25 immediately prior to being reassigned out of State, then the  
26 Board shall deem that person and any of his or her dependents

1 Illinois residents for tuition purposes, as long as that  
2 person or his or her dependent (i) applies for admission to the  
3 University within 18 months of the person on active military  
4 duty being reassigned or (ii) remains continuously enrolled at  
5 the University. Beginning with the 2013-2014 academic year, if  
6 a person is utilizing benefits under the federal Post-9/11  
7 Veterans Educational Assistance Act of 2008 or any subsequent  
8 variation of that Act, then the Board shall deem that person an  
9 Illinois resident for tuition purposes. Beginning with the  
10 2015-2016 academic year, if a person is utilizing benefits  
11 under the federal All-Volunteer Force Educational Assistance  
12 Program, then the Board shall deem that person an Illinois  
13 resident for tuition purposes. Beginning with the 2015-2016  
14 academic year, if a person is utilizing benefits under the  
15 federal All-Volunteer Force Educational Assistance Program,  
16 then the Board of Trustees shall deem that person an Illinois  
17 resident for tuition purposes. Beginning with the 2019-2020  
18 academic year, per the federal requirements for maintaining  
19 approval for veterans' education benefits under 38 U.S.C.  
20 3679(c), if a person is on active military duty or is receiving  
21 veterans' education benefits, then the Board of Trustees shall  
22 deem that person an Illinois resident for tuition purposes for  
23 any academic quarter, semester, or term, as applicable.

24 (c) The Board may adopt a policy to implement and  
25 administer this Section and may adopt a policy for the  
26 classification of in-state residents, for tuition purposes,

1 based on residency in this State.

2 (d) The General Assembly finds and declares that this  
3 Section is a State law within the meaning of subsection (d) of  
4 Section 1621 of Title 8 of the United States Code.

5 (Source: P.A. 103-876, eff. 1-1-25.)

6 Section 35. The Northeastern Illinois University Law is  
7 amended by changing Section 25-88 as follows:

8 (110 ILCS 680/25-88)

9 Sec. 25-88. In-state tuition charge.

10 (a) Notwithstanding any other provision of law to the  
11 contrary, for tuition purposes until July 1, 2026, the Board  
12 shall deem an individual an Illinois resident, until the  
13 individual establishes a residence outside of this State, if  
14 all of the following conditions are met:

15 (1) The individual resided with his or her parent or  
16 guardian while attending a public or private high school  
17 in this State.

18 (2) The individual graduated from a public or private  
19 high school or received the equivalent of a high school  
20 diploma in this State.

21 (3) The individual attended school in this State for  
22 at least 3 years as of the date the individual graduated  
23 from high school or received the equivalent of a high  
24 school diploma.

1           (4) The individual registers as an entering student in  
2           the University not earlier than the 2003 fall semester.

3           (5) In the case of an individual who is not a citizen  
4           or a permanent resident of the United States, the  
5           individual provides the University with an affidavit  
6           stating that the individual will file an application to  
7           become a permanent resident of the United States at the  
8           earliest opportunity the individual is eligible to do so.

9           This subsection (a) applies only to tuition for a term or  
10          semester that begins on or after May 20, 2003 (the effective  
11          date of Public Act 93-7) but before July 1, 2026. Any revenue  
12          lost by the University in implementing this subsection (a)  
13          shall be absorbed by the University Income Fund.

14          (a-5) Notwithstanding any other provision of law to the  
15          contrary, beginning July 1, 2026, an individual, other than an  
16          individual who has a non-immigrant alien status that precludes  
17          an intent to permanently reside in the United States under  
18          subsection (a) of Section 1101 of Title 8 of the United States  
19          Code, shall be charged tuition by the Board at the same rate as  
20          an Illinois resident if the individual meets all of the  
21          requirements of either paragraph (1) or (2):

22                 (1) The individual:

23                         (A) attended a public or private high school in  
24                         this State for at least 2 years before enrolling at the  
25                         University;

26                         (B) graduated from a public or private high school

1 in this State or received the equivalent of a high  
2 school diploma in this State;

3 (C) (blank) ~~attended high school while residing in~~  
4 ~~this State and has not established residency outside~~  
5 ~~of this State before enrolling at the University;~~ and

6 (D) agrees to swear and affirm to the University  
7 that the individual will file an application to become  
8 a permanent resident of the United States at the  
9 earliest opportunity if the individual is eligible to  
10 do so and is not a citizen or lawful permanent resident  
11 of the United States.

12 (2) The individual:

13 (A) attended any of the following for at least 2  
14 years and attended for a cumulative total of at least 3  
15 years before enrolling at the University:

16 (i) a public or private high school in this  
17 State;

18 (ii) a public community college in a community  
19 college district organized under the Public  
20 Community College Act; or

21 (iii) a combination of those educational  
22 institutions set forth in subdivisions (i) and  
23 (ii) of this subparagraph (A);

24 (B) has at the time of enrollment:

25 (i) graduated from a public or private high  
26 school in this State or received the equivalent of

1 a high school diploma in this State; and

2 (ii) earned an associate degree from or  
3 completed at least 60 credit hours of graded,  
4 transferable coursework at a public community  
5 college in a community college district organized  
6 under the Public Community College Act;

7 (C) (blank) ~~attended an educational institution~~  
8 ~~set forth in subdivision (i) or (ii) of subparagraph~~  
9 ~~(A) of this paragraph (2) while residing in this State~~  
10 ~~and has not established residency outside of this~~  
11 ~~State before enrolling at the University; and~~

12 (D) agrees to swear and affirm to the University  
13 that the individual will file an application to become  
14 a permanent resident of the United States at the  
15 earliest opportunity if the individual is eligible to  
16 do so and is not a citizen or lawful permanent resident  
17 of the United States.

18 (b) If a person is on active military duty and stationed in  
19 Illinois, then the Board shall deem that person and any of his  
20 or her dependents Illinois residents for tuition purposes.  
21 Beginning with the 2009-2010 academic year, if a person is on  
22 active military duty and is stationed out of State, but he or  
23 she was stationed in this State for at least 3 years  
24 immediately prior to being reassigned out of State, then the  
25 Board shall deem that person and any of his or her dependents  
26 Illinois residents for tuition purposes, as long as that

1 person or his or her dependent (i) applies for admission to the  
2 University within 18 months of the person on active military  
3 duty being reassigned or (ii) remains continuously enrolled at  
4 the University. Beginning with the 2013-2014 academic year, if  
5 a person is utilizing benefits under the federal Post-9/11  
6 Veterans Educational Assistance Act of 2008 or any subsequent  
7 variation of that Act, then the Board shall deem that person an  
8 Illinois resident for tuition purposes. Beginning with the  
9 2015-2016 academic year, if a person is utilizing benefits  
10 under the federal All-Volunteer Force Educational Assistance  
11 Program, then the Board shall deem that person an Illinois  
12 resident for tuition purposes. Beginning with the 2019-2020  
13 academic year, per the federal requirements for maintaining  
14 approval for veterans' education benefits under 38 U.S.C.  
15 3679(c), if a person is on active military duty or is receiving  
16 veterans' education benefits, then the Board of Trustees shall  
17 deem that person an Illinois resident for tuition purposes for  
18 any academic quarter, semester, or term, as applicable.

19 (c) The Board may adopt a policy to implement and  
20 administer this Section and may adopt a policy for the  
21 classification of in-state residents, for tuition purposes,  
22 based on residency in this State.

23 (d) The General Assembly finds and declares that this  
24 Section is a State law within the meaning of subsection (d) of  
25 Section 1621 of Title 8 of the United States Code.

26 (Source: P.A. 103-876, eff. 1-1-25.)

1           Section 40. The Northern Illinois University Law is  
2 amended by changing Section 30-88 as follows:

3           (110 ILCS 685/30-88)

4           Sec. 30-88. In-state tuition charge.

5           (a) Notwithstanding any other provision of law to the  
6 contrary, for tuition purposes until July 1, 2026, the Board  
7 shall deem an individual an Illinois resident, until the  
8 individual establishes a residence outside of this State, if  
9 all of the following conditions are met:

10           (1) The individual resided with his or her parent or  
11 guardian while attending a public or private high school  
12 in this State.

13           (2) The individual graduated from a public or private  
14 high school or received the equivalent of a high school  
15 diploma in this State.

16           (3) The individual attended school in this State for  
17 at least 3 years as of the date the individual graduated  
18 from high school or received the equivalent of a high  
19 school diploma.

20           (4) The individual registers as an entering student in  
21 the University not earlier than the 2003 fall semester.

22           (5) In the case of an individual who is not a citizen  
23 or a permanent resident of the United States, the  
24 individual provides the University with an affidavit

1           stating that the individual will file an application to  
2           become a permanent resident of the United States at the  
3           earliest opportunity the individual is eligible to do so.

4           This subsection (a) applies only to tuition for a term or  
5           semester that begins on or after May 20, 2003 (the effective  
6           date of Public Act 93-7) but before July 1, 2026. Any revenue  
7           lost by the University in implementing this subsection (a)  
8           shall be absorbed by the University Income Fund.

9           (a-5) Notwithstanding any other provision of law to the  
10          contrary, beginning July 1, 2026, an individual, other than an  
11          individual who has a non-immigrant alien status that precludes  
12          an intent to permanently reside in the United States under  
13          subsection (a) of Section 1101 of Title 8 of the United States  
14          Code, shall be charged tuition by the Board at the same rate as  
15          an Illinois resident if the individual meets all of the  
16          requirements of either paragraph (1) or (2):

17               (1) The individual:

18                       (A) attended a public or private high school in  
19                       this State for at least 2 years before enrolling at the  
20                       University;

21                       (B) graduated from a public or private high school  
22                       in this State or received the equivalent of a high  
23                       school diploma in this State;

24                       (C) (blank) ~~attended high school while residing in~~  
25                       ~~this State and has not established residency outside~~  
26                       ~~of this State before enrolling at the University; and~~

1 (D) agrees to swear and affirm to the University  
2 that the individual will file an application to become  
3 a permanent resident of the United States at the  
4 earliest opportunity if the individual is eligible to  
5 do so and is not a citizen or lawful permanent resident  
6 of the United States.

7 (2) The individual:

8 (A) attended any of the following for at least 2  
9 years and attended for a cumulative total of at least 3  
10 years before enrolling at the University:

11 (i) a public or private high school in this  
12 State;

13 (ii) a public community college in a community  
14 college district organized under the Public  
15 Community College Act; or

16 (iii) a combination of those educational  
17 institutions set forth in subdivisions (i) and  
18 (ii) of this subparagraph (A);

19 (B) has at the time of enrollment:

20 (i) graduated from a public or private high  
21 school in this State or received the equivalent of  
22 a high school diploma in this State; and

23 (ii) earned an associate degree from or  
24 completed at least 60 credit hours of graded,  
25 transferable coursework at a public community  
26 college in a community college district organized

1 under the Public Community College Act;

2 (C) (blank) ~~attended an educational institution~~  
3 ~~set forth in subdivision (i) or (ii) of subparagraph~~  
4 ~~(A) of this paragraph (2) while residing in this State~~  
5 ~~and has not established residency outside of this~~  
6 ~~State before enrolling at the University; and~~

7 (D) agrees to swear and affirm to the University  
8 that the individual will file an application to become  
9 a permanent resident of the United States at the  
10 earliest opportunity if the individual is eligible to  
11 do so and is not a citizen or lawful permanent resident  
12 of the United States.

13 (b) If a person is on active military duty and stationed in  
14 Illinois, then the Board shall deem that person and any of his  
15 or her dependents Illinois residents for tuition purposes.  
16 Beginning with the 2009-2010 academic year, if a person is on  
17 active military duty and is stationed out of State, but he or  
18 she was stationed in this State for at least 3 years  
19 immediately prior to being reassigned out of State, then the  
20 Board shall deem that person and any of his or her dependents  
21 Illinois residents for tuition purposes, as long as that  
22 person or his or her dependent (i) applies for admission to the  
23 University within 18 months of the person on active military  
24 duty being reassigned or (ii) remains continuously enrolled at  
25 the University. Beginning with the 2013-2014 academic year, if  
26 a person is utilizing benefits under the federal Post-9/11

1 Veterans Educational Assistance Act of 2008 or any subsequent  
2 variation of that Act, then the Board shall deem that person an  
3 Illinois resident for tuition purposes. Beginning with the  
4 2015-2016 academic year, if a person is utilizing benefits  
5 under the federal All-Volunteer Force Educational Assistance  
6 Program, then the Board shall deem that person an Illinois  
7 resident for tuition purposes. Beginning with the 2019-2020  
8 academic year, per the federal requirements for maintaining  
9 approval for veterans' education benefits under 38 U.S.C.  
10 3679(c), if a person is on active military duty or is receiving  
11 veterans' education benefits, then the Board of Trustees shall  
12 deem that person an Illinois resident for tuition purposes for  
13 any academic quarter, semester, or term, as applicable.

14 (c) The Board may adopt a policy to implement and  
15 administer this Section and may adopt a policy for the  
16 classification of in-state residents, for tuition purposes,  
17 based on residency in this State.

18 (d) The General Assembly finds and declares that this  
19 Section is a State law within the meaning of subsection (d) of  
20 Section 1621 of Title 8 of the United States Code.

21 (Source: P.A. 103-876, eff. 1-1-25.)

22 Section 45. The Western Illinois University Law is amended  
23 by changing Section 35-88 as follows:

24 (110 ILCS 690/35-88)

1           Sec. 35-88. In-state tuition charge.

2           (a) Notwithstanding any other provision of law to the  
3 contrary, for tuition purposes until July 1, 2026, the Board  
4 shall deem an individual an Illinois resident, until the  
5 individual establishes a residence outside of this State, if  
6 all of the following conditions are met:

7           (1) The individual resided with his or her parent or  
8 guardian while attending a public or private high school  
9 in this State.

10          (2) The individual graduated from a public or private  
11 high school or received the equivalent of a high school  
12 diploma in this State.

13          (3) The individual attended school in this State for  
14 at least 3 years as of the date the individual graduated  
15 from high school or received the equivalent of a high  
16 school diploma.

17          (4) The individual registers as an entering student in  
18 the University not earlier than the 2003 fall semester.

19          (5) In the case of an individual who is not a citizen  
20 or a permanent resident of the United States, the  
21 individual provides the University with an affidavit  
22 stating that the individual will file an application to  
23 become a permanent resident of the United States at the  
24 earliest opportunity the individual is eligible to do so.

25          This subsection (a) applies only to tuition for a term or  
26 semester that begins on or after May 20, 2003 (the effective

1 date of Public Act 93-7) but before July 1, 2026. Any revenue  
2 lost by the University in implementing this subsection (a)  
3 shall be absorbed by the University Income Fund.

4 (a-5) Notwithstanding any other provision of law to the  
5 contrary, beginning July 1, 2026, an individual, other than an  
6 individual who has a non-immigrant alien status that precludes  
7 an intent to permanently reside in the United States under  
8 subsection (a) of Section 1101 of Title 8 of the United States  
9 Code, shall be charged tuition by the Board at the same rate as  
10 an Illinois resident if the individual meets all of the  
11 requirements of either paragraph (1) or (2):

12 (1) The individual:

13 (A) attended a public or private high school in  
14 this State for at least 2 years before enrolling at the  
15 University;

16 (B) graduated from a public or private high school  
17 in this State or received the equivalent of a high  
18 school diploma in this State;

19 (C) (blank) ~~attended high school while residing in~~  
20 ~~this State and has not established residency outside~~  
21 ~~of this State before enrolling at the University;~~ and

22 (D) agrees to swear and affirm to the University  
23 that the individual will file an application to become  
24 a permanent resident of the United States at the  
25 earliest opportunity if the individual is eligible to  
26 do so and is not a citizen or lawful permanent resident

1 of the United States.

2 (2) The individual:

3 (A) attended any of the following for at least 2  
4 years and attended for a cumulative total of at least 3  
5 years before enrolling at the University:

6 (i) a public or private high school in this  
7 State;

8 (ii) a public community college in a community  
9 college district organized under the Public  
10 Community College Act; or

11 (iii) a combination of those educational  
12 institutions set forth in subdivisions (i) and  
13 (ii) of this subparagraph (A);

14 (B) has at the time of enrollment:

15 (i) graduated from a public or private high  
16 school in this State or received the equivalent of  
17 a high school diploma in this State; and

18 (ii) earned an associate degree from or  
19 completed at least 60 credit hours of graded,  
20 transferable coursework at a public community  
21 college in a community college district organized  
22 under the Public Community College Act;

23 (C) (blank) ~~attended an educational institution~~  
24 ~~set forth in subdivision (i) or (ii) of subparagraph~~  
25 ~~(A) of this paragraph (2) while residing in this State~~  
26 ~~and has not established residency outside of this~~

1 ~~State before enrolling at the University;~~ and

2 (D) agrees to swear and affirm to the University  
3 that the individual will file an application to become  
4 a permanent resident of the United States at the  
5 earliest opportunity if the individual is eligible to  
6 do so and is not a citizen or lawful permanent resident  
7 of the United States.

8 (b) If a person is on active military duty and stationed in  
9 Illinois, then the Board shall deem that person and any of his  
10 or her dependents Illinois residents for tuition purposes.  
11 Beginning with the 2009-2010 academic year, if a person is on  
12 active military duty and is stationed out of State, but he or  
13 she was stationed in this State for at least 3 years  
14 immediately prior to being reassigned out of State, then the  
15 Board shall deem that person and any of his or her dependents  
16 Illinois residents for tuition purposes, as long as that  
17 person or his or her dependent (i) applies for admission to the  
18 University within 18 months of the person on active military  
19 duty being reassigned or (ii) remains continuously enrolled at  
20 the University. Beginning with the 2013-2014 academic year, if  
21 a person is utilizing benefits under the federal Post-9/11  
22 Veterans Educational Assistance Act of 2008 or any subsequent  
23 variation of that Act, then the Board shall deem that person an  
24 Illinois resident for tuition purposes. Beginning with the  
25 2015-2016 academic year, if a person is utilizing benefits  
26 under the federal All-Volunteer Force Educational Assistance

1 Program, then the Board shall deem that person an Illinois  
2 resident for tuition purposes. Beginning with the 2019-2020  
3 academic year, per the federal requirements for maintaining  
4 approval for veterans' education benefits under 38 U.S.C.  
5 3679(c), if a person is on active military duty or is receiving  
6 veterans' education benefits, then the Board of Trustees shall  
7 deem that person an Illinois resident for tuition purposes for  
8 any academic quarter, semester, or term, as applicable.

9 (c) The Board may adopt a policy to implement and  
10 administer this Section and may adopt a policy for the  
11 classification of in-state residents, for tuition purposes,  
12 based on residency in this State.

13 (d) The General Assembly finds and declares that this  
14 Section is a State law within the meaning of subsection (d) of  
15 Section 1621 of Title 8 of the United States Code.

16 (Source: P.A. 103-876, eff. 1-1-25.)

17 Section 50. The Public Community College Act is amended by  
18 changing Section 6-4a as follows:

19 (110 ILCS 805/6-4a)

20 Sec. 6-4a. In-state tuition charge.

21 (a) Notwithstanding any other provision of law to the  
22 contrary, for tuition purposes, a board shall, until July 1,  
23 2026, deem an individual an Illinois resident, until the  
24 individual establishes a residence outside of this State, if

1 all of the following conditions are met:

2 (1) The individual resided with his or her parent or  
3 guardian while attending a public or private high school  
4 in this State.

5 (2) The individual graduated from a public or private  
6 high school or received the equivalent of a high school  
7 diploma in this State.

8 (3) The individual attended school in this State for  
9 at least 3 years as of the date the individual graduated  
10 from high school or received the equivalent of a high  
11 school diploma.

12 (4) The individual registers as an entering student in  
13 the community college not earlier than the 2003 fall  
14 semester.

15 (5) In the case of an individual who is not a citizen  
16 or a permanent resident of the United States, the  
17 individual provides the community college with an  
18 affidavit stating that the individual will file an  
19 application to become a permanent resident of the United  
20 States at the earliest opportunity the individual is  
21 eligible to do so.

22 (a-5) Beginning July 1, 2026, notwithstanding any other  
23 provision of law to the contrary, for tuition purposes, a  
24 board shall deem an individual, other than an individual who  
25 has a nonimmigrant alien status that precludes an intent to  
26 permanently reside in the United States under subsection (a)

1 of Section 1101 of Title 8 of the United States Code, an  
2 Illinois resident, until the individual establishes a  
3 residence outside of this State, if all of the following  
4 conditions are met:

5 (1) The individual attended a public or private high  
6 school in this State.

7 (2) The individual graduated from a public or private  
8 high school in this State or received the equivalent of a  
9 high school diploma in this State.

10 (3) The individual attended school in this State for  
11 at least 3 years as of the date the individual graduated  
12 from high school or received the equivalent of a high  
13 school diploma in this State.

14 (4) The individual registers as an entering student in  
15 the community college not earlier than the 2026 fall  
16 semester.

17 (5) In the case of an individual who is not a citizen  
18 or a permanent resident of the United States, the  
19 individual provides the community college with an  
20 affidavit stating that the individual will file an  
21 application to become a permanent resident of the United  
22 States at the earliest opportunity the individual is  
23 eligible to do so.

24 (b) This Section applies only to tuition for a term or  
25 semester that begins on or after the effective date of this  
26 amendatory Act of the 93rd General Assembly.

1           (c) Beginning with the 2013-2014 academic year, if a  
2 person is utilizing benefits under the federal Post-9/11  
3 Veterans Educational Assistance Act of 2008 or any subsequent  
4 variation of that Act, then the board shall deem that person an  
5 Illinois resident for tuition purposes.

6           (d) Beginning with the 2015-2016 academic year, if a  
7 person is utilizing benefits under the federal All-Volunteer  
8 Force Educational Assistance Program, then the board shall  
9 deem that person an Illinois resident for tuition purposes.

10          (e) Beginning with the 2019-2020 academic year, per the  
11 federal requirements for maintaining approval for veterans'  
12 education benefits under 38 U.S.C. 3679(c), if a person is on  
13 active military duty or is receiving veterans' education  
14 benefits, then the board shall deem that person an Illinois  
15 resident for tuition purposes for any academic quarter,  
16 semester, or term, as applicable.

17          (Source: P.A. 101-424, eff. 8-16-19.)

18          Section 97. Severability. The provisions of this Act are  
19 severable under Section 1.31 of the Statute on Statutes.

20          Section 99. Effective date. This Act takes effect upon  
21 becoming law.