

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 Transportation Cooperation Act of 1971 is
5 amended by changing Section 2 as follows:

6 (5 ILCS 225/2) (from Ch. 111 2/3, par. 602)

7 Sec. 2. For the purposes of this Act:

8 (a) "Railroad passenger service" means any railroad
9 passenger service within the State of Illinois, including the
10 equipment and facilities used in connection therewith, with the
11 exception of the basic system operated by the National Railroad
12 Passenger Corporation pursuant to Title II and Section 403(a)
13 of the Federal Rail Passenger Service Act of 1970.

14 (b) "Federal Railroad Corporation" means the National
15 Railroad Passenger Corporation established pursuant to an Act
16 of Congress known as the "Rail Passenger Service Act of 1970."

17 (c) "Transportation system" means any and all modes of
18 public transportation within the State, including, but not
19 limited to, transportation of persons or property by rapid
20 transit, rail, bus, and aircraft, and all equipment, facilities
21 and property, real and personal, used in connection therewith.

22 (d) "Carrier" means any corporation, authority,
23 partnership, association, person or district authorized to

1 maintain a transportation system within the State with the
2 exception of the Federal Railroad Corporation.

3 (e) "Units of local government" means cities, villages,
4 incorporated towns, counties, municipalities, townships, and
5 special districts, including any district created pursuant to
6 the "Local Mass Transit District Act", approved July 21, 1959,
7 as amended; any Authority created pursuant to the "Metropolitan
8 Transit Authority Act", approved April 12, 1945, as amended;
9 and, any authority, commission or other entity which by virtue
10 of an interstate compact approved by Congress is authorized to
11 provide mass transportation.

12 (f) "Universities" means all public institutions of higher
13 education as defined in an "Act creating a Board of Higher
14 Education, defining its powers and duties, making an
15 appropriation therefor, and repealing an Act herein named",
16 approved August 22, 1961, as amended, and all private
17 institutions of higher education as defined in the Illinois
18 Finance Authority Act.

19 (g) "Department" means the Illinois Department of
20 Transportation, or such other department designated by law to
21 perform the duties and functions of the Illinois Department of
22 Transportation prior to January 1, 1972.

23 (h) "Association" means any Transportation Service
24 Association created pursuant to Section 4 of this Act.

25 (i) "Contracting Parties" means any units of local
26 government or universities which have associated and joined

1 together pursuant to Section 3 of this Act.

2 (j) "Governing authorities" means (1) the city council or
3 similar legislative body of a city; (2) the board of trustees
4 or similar body of a village or incorporated town; (3) the
5 council of a municipality under the commission form of
6 municipal government; (4) the board of trustees in a township;
7 (5) the Board of Trustees of the University of Illinois, the
8 Board of Trustees of Southern Illinois University at
9 Carbondale, the Board of Trustees of Southern Illinois
10 University at Edwardsville, the Board of Trustees of Chicago
11 State University, the Board of Trustees of Eastern Illinois
12 University, the Board of Trustees of Governors State
13 University, the Board of Trustees of Illinois State University,
14 the Board of Trustees of Northeastern Illinois University, the
15 Board of Trustees of Northern Illinois University, the Board of
16 Trustees of Western Illinois University, and the Illinois
17 Community College Board; (6) the county board of a county; and
18 (7) the trustees, commissioners, board members, or directors of
19 a university, special district, authority or similar agency.
20 (Source: P.A. 93-205, eff. 1-1-04.)

21 Section 10. The Official Bond Act is amended by changing
22 Section 14.3 as follows:

23 (5 ILCS 260/14.3) (from Ch. 103, par. 14.3)

24 Sec. 14.3. All departments, boards, bureaus, commissions,

1 authorities, or other units of State government, except the
2 Board of Trustees of Chicago State University, the Board of
3 Trustees of Eastern Illinois University, the Board of Trustees
4 of Governors State University, the Board of Trustees of
5 Illinois State University, the Board of Trustees of
6 Northeastern Illinois University, the Board of Trustees of
7 Northern Illinois University, the Board of Trustees of Western
8 Illinois University, the Board of Trustees of the University of
9 Illinois, ~~and~~ the Board of Trustees of Southern Illinois
10 University at Carbondale, and the Board of Trustees of Southern
11 Illinois University at Edwardsville, that bond officers or
12 employees who are not required by law to obtain bonds to
13 qualify for office or employment, shall effect such bonding
14 through the Department of Central Management Services by
15 inclusion in the blanket bond or bonds or self-insurance
16 program provided for in Sections 14.1 and 14.2 of this Act.
17 (Source: P.A. 89-4, eff. 1-1-96.)

18 Section 15. The Voluntary Payroll Deductions Act of 1983 is
19 amended by changing Sections 4 and 5 as follows:

20 (5 ILCS 340/4) (from Ch. 15, par. 504)

21 Sec. 4. Employee withholding. An employee may authorize
22 the withholding of a portion of his or her salary or wages for
23 contribution to a maximum number of 4 organizations described
24 in paragraphs (b) and (c) of Section 3 of this Act. A

1 department, board, body, agency or commission may direct the
2 State Comptroller to deduct, and the University of Illinois,
3 Southern Illinois University at Carbondale, Southern Illinois
4 University at Edwardsville, Chicago State University, Eastern
5 Illinois University, Governors State University, Illinois
6 State University, Northeastern Illinois University, Northern
7 Illinois University, and Western Illinois University may
8 deduct, upon written request of a State employee, for each
9 regular payroll period, from the salary or wages of the
10 employee the amount specified in the written request for
11 payment to the organization designated by the employee. The
12 moneys so deducted shall be paid over promptly to the
13 organizations designated by the employee by means of warrants
14 drawn by the State Comptroller, the University of Illinois,
15 Southern Illinois University at Carbondale, Southern Illinois
16 University at Edwardsville, Chicago State University, Eastern
17 Illinois University, Governors State University, Illinois
18 State University, Northeastern Illinois University, Northern
19 Illinois University, and Western Illinois University, against
20 the appropriation for personal services of the department,
21 board, body, agency or commission by which such employee is
22 employed.

23 Such deductions may be made notwithstanding that the
24 compensation paid in cash to such employee is thereby reduced
25 below the minimum prescribed by law. Payment to such employee
26 of compensation less such deduction shall constitute a full and

1 complete discharge and acquittance of all claims and demands
2 whatsoever for the services rendered by such employee during
3 the period covered by such payment.

4 Such request for deduction may be withdrawn at any time by
5 filing a written notification of withdrawal with the
6 department, board, body, agency or commission, the University
7 of Illinois, Southern Illinois University at Carbondale,
8 Southern Illinois University at Edwardsville, Chicago State
9 University, Eastern Illinois University, Governors State
10 University, Illinois State University, Northeastern Illinois
11 University, Northern Illinois University, or Western Illinois
12 University, by which such employee is employed.

13 (Source: P.A. 91-896, eff. 7-6-00.)

14 (5 ILCS 340/5) (from Ch. 15, par. 505)

15 Sec. 5. Rules; Advisory Committee. The State Comptroller
16 shall promulgate and issue reasonable rules and regulations as
17 deemed necessary for the administration of this Act.

18 However, all solicitations of State employees for
19 contributions at their workplace and all solicitations of State
20 annuitants for contributions shall be in accordance with rules
21 promulgated by the Governor or his or her designee or other
22 agency as may be designated by the Governor. All solicitations
23 of State annuitants for contributions shall also be in
24 accordance with the rules promulgated by the applicable
25 retirement system.

1 The rules promulgated by the Governor or his or her
2 designee or other agency as designated by the Governor shall
3 include a Code of Campaign Conduct that all qualified
4 organizations and United Funds shall subscribe to in writing,
5 sanctions for violations of the Code of Campaign Conduct,
6 provision for the handling of cash contributions, provision for
7 an Advisory Committee, provisions for the allocation of
8 expenses among the participating organizations, an
9 organizational plan and structure whereby responsibilities are
10 set forth for the appropriate State employees or State
11 annuitants and the participating organizations, and any other
12 matters that are necessary to accomplish the purposes of this
13 Act.

14 The Governor or the Governor's designee shall promulgate
15 rules to establish the composition and the duties of the
16 Advisory Committee. The Governor or the Governor's designee
17 shall make appointments to the Advisory Committee. The powers
18 of the Advisory Committee shall include, at a minimum, the
19 ability to impose the sanctions authorized by rule. Each State
20 agency and each retirement system shall file an annual report
21 that sets forth, for the prior calendar year, (i) the total
22 amount of money contributed to each qualified organization and
23 united fund through both payroll deductions and cash
24 contributions, (ii) the number of employees or State annuitants
25 who have contributed to each qualified organization and united
26 fund, and (iii) any other information required by the rules.

1 The report shall not include the names of any contributing or
2 non-contributing employees or State annuitants. The report
3 shall be filed with the Advisory Committee no later than March
4 15. The report shall be available for inspection.

5 Other constitutional officers, retirement systems, the
6 University of Illinois, Southern Illinois University at
7 Carbondale, Southern Illinois University at Edwardsville,
8 Chicago State University, Eastern Illinois University,
9 Governors State University, Illinois State University,
10 Northeastern Illinois University, Northern Illinois
11 University, and Western Illinois University shall be governed
12 by the rules promulgated pursuant to this Section, unless such
13 entities adopt their own rules governing solicitation of
14 contributions at the workplace.

15 All rules promulgated pursuant to this Section shall not
16 discriminate against one or more qualified organizations or
17 United Funds.

18 (Source: P.A. 90-799, eff. 6-1-99; 91-896, eff. 7-6-00.)

19 Section 20. The State Salary and Annuity Withholding Act is
20 amended by changing Section 2 as follows:

21 (5 ILCS 365/2) (from Ch. 127, par. 352)

22 Sec. 2. Definitions. As used in this Act, unless the
23 context otherwise requires:

24 "Office" means the State Comptroller, the Board of Trustees

1 of the State Universities Retirement System, or the Board of
2 Trustees of any of the following institutions: the University
3 of Illinois, Southern Illinois University at Carbondale,
4 Southern Illinois University at Edwardsville, Chicago State
5 University, Eastern Illinois University, Governors State
6 University, Illinois State University, Northeastern Illinois
7 University, Northern Illinois University, and Western Illinois
8 University.

9 "Department" means any department, board, commission,
10 institution, officer, court, or agency of State government,
11 other than the University of Illinois, Southern Illinois
12 University at Carbondale, Southern Illinois University at
13 Edwardsville, Chicago State University, Eastern Illinois
14 University, Governors State University, Illinois State
15 University, Northeastern Illinois University, Northern
16 Illinois University, and Western Illinois University,
17 receiving State appropriations and having the power to certify
18 payrolls to the Comptroller authorizing payments of salary or
19 wages from appropriations from any State fund or from trust
20 funds held by the State Treasurer; and the Board of Trustees of
21 the General Assembly Retirement System, the Board of Trustees
22 of the State Employees' Retirement System of Illinois, the
23 Board of Trustees of the Teachers' Retirement System of the
24 State of Illinois, and the Board of Trustees of the Judges
25 Retirement System of Illinois created respectively by Articles
26 2, 14, 16, and 18 of the Illinois Pension Code.

1 "Employee" means any regular officer or employee who
2 receives salary or wages for personal service rendered to the
3 State of Illinois and, for the purpose of deduction for the
4 purchase of United States Savings Bonds, includes any State
5 contractual employee.

6 "Annuitant" means a person receiving a retirement annuity
7 or disability benefits under Article 2, 14, 15, 16, or 18 of
8 the Illinois Pension Code.

9 "Annuity" means the retirement annuity or disability
10 benefits received by an annuitant.

11 (Source: P.A. 89-4, eff. 1-1-96; 90-14, eff. 7-1-97; 90-448,
12 eff. 8-16-97.)

13 Section 25. The State Employment Records Act is amended by
14 changing Section 10 as follows:

15 (5 ILCS 410/10)

16 Sec. 10. Definitions. As used in this Act:

17 (a) "Agency work force" means those persons employed by a
18 State agency who are part of the State work force.

19 (b) "Contractual services employee" means a person
20 employed by the State, or a State supported institution of
21 higher education, under a written contract and paid by a State
22 system CO-2 voucher (or its administrative equivalent) whose
23 daily duties and responsibilities are directly or indirectly
24 supervised or managed by a person paid by a payroll warrant (or

1 its administrative equivalent) funded by State funds or pass
2 through funds.

3 (c) "Agency" or "State agency" means those entities
4 included in the definition of "State agencies" in the Illinois
5 State Auditing Act.

6 (d) "Minority" means a person who is any of the following:

7 (1) American Indian or Alaska Native (a person having
8 origins in any of the original peoples of North and South
9 America, including Central America, and who maintains
10 tribal affiliation or community attachment).

11 (2) Asian (a person having origins in any of the
12 original peoples of the Far East, Southeast Asia, or the
13 Indian subcontinent, including, but not limited to,
14 Cambodia, China, India, Japan, Korea, Malaysia, Pakistan,
15 the Philippine Islands, Thailand, and Vietnam).

16 (3) Black or African American (a person having origins
17 in any of the black racial groups of Africa). Terms such as
18 "Haitian" or "Negro" can be used in addition to "Black or
19 African American".

20 (4) Hispanic or Latino (a person of Cuban, Mexican,
21 Puerto Rican, South or Central American, or other Spanish
22 culture or origin, regardless of race).

23 (5) Native Hawaiian or Other Pacific Islander (a person
24 having origins in any of the original peoples of Hawaii,
25 Guam, Samoa, or other Pacific Islands).

26 (e) "Professional employee" means a person employed to

1 perform employment duties requiring academic training,
2 evidenced by a graduate or advanced degree from an accredited
3 institution of higher education, and who, in the performance of
4 those employment duties, may only engage in active practice of
5 the academic training received when licensed or certified by
6 the State of Illinois.

7 (f) "State employee" means any person employed within the
8 State work force.

9 (g) "State work force" means all persons employed by the
10 State of Illinois as evidenced by:

11 (1) the total number of all payroll warrants (or their
12 administrative equivalent) issued by the Comptroller to
13 pay:

14 (i) persons subject to the Personnel Code; and

15 (ii) for the sole purpose of providing accurate
16 statistical information, all persons exempt from the
17 Personnel Code; and

18 (2) the total number of payroll warrants (or their
19 administrative equivalent) funded by State appropriation
20 which are issued by educational institutions governed by
21 the Board of Trustees of the University of Illinois, the
22 Board of Trustees of Southern Illinois University at
23 Carbondale, the Board of Trustees of Southern Illinois
24 University at Edwardsville, the Board of Trustees of
25 Chicago State University, the Board of Trustees of Eastern
26 Illinois University, the Board of Trustees of Governors

1 State University, the Board of Trustees of Illinois State
2 University, the Board of Trustees of Northeastern Illinois
3 University, the Board of Trustees of Northern Illinois
4 University, and the Board of Trustees of Western Illinois
5 University ~~the Board of Governors of State Colleges and~~
6 ~~Universities, and the Board of Regents; and~~

7 (3) the total number of contractual payroll system CO-2
8 vouchers (or their administrative equivalent) funded by
9 State revenues and issued by:

10 (i) the State Comptroller; and

11 (ii) the issuing agents of the educational
12 institutions listed in subdivision (2) of this
13 subsection (g).

14 "State work force" does not, however, include persons holding
15 elective State office.

16 (Source: P.A. 97-396, eff. 1-1-12.)

17 Section 30. The Illinois Governmental Ethics Act is amended
18 by changing Section 4A-101 as follows:

19 (5 ILCS 420/4A-101) (from Ch. 127, par. 604A-101)

20 Sec. 4A-101. Persons required to file. The following
21 persons shall file verified written statements of economic
22 interests, as provided in this Article:

23 (a) Members of the General Assembly and candidates for
24 nomination or election to the General Assembly.

1 (b) Persons holding an elected office in the Executive
2 Branch of this State, and candidates for nomination or
3 election to these offices.

4 (c) Members of a Commission or Board created by the
5 Illinois Constitution, and candidates for nomination or
6 election to such Commission or Board.

7 (d) Persons whose appointment to office is subject to
8 confirmation by the Senate and persons appointed by the
9 Governor to any other position on a board or commission
10 described in subsection (a) of Section 15 of the
11 Gubernatorial Boards and Commissions Act.

12 (e) Holders of, and candidates for nomination or
13 election to, the office of judge or associate judge of the
14 Circuit Court and the office of judge of the Appellate or
15 Supreme Court.

16 (f) Persons who are employed by any branch, agency,
17 authority or board of the government of this State,
18 including but not limited to, the Illinois State Toll
19 Highway Authority, the Illinois Housing Development
20 Authority, the Illinois Community College Board, and
21 institutions under the jurisdiction of the Board of
22 Trustees of the University of Illinois, Board of Trustees
23 of Southern Illinois University at Carbondale, Board of
24 Trustees of Southern Illinois University at Edwardsville,
25 Board of Trustees of Chicago State University, Board of
26 Trustees of Eastern Illinois University, Board of Trustees

1 of Governor's State University, Board of Trustees of
2 Illinois State University, Board of Trustees of
3 Northeastern Illinois University, Board of Trustees of
4 Northern Illinois University, Board of Trustees of Western
5 Illinois University, or Board of Trustees of the Illinois
6 Mathematics and Science Academy, and are compensated for
7 services as employees and not as independent contractors
8 and who:

9 (1) are, or function as, the head of a department,
10 commission, board, division, bureau, authority or
11 other administrative unit within the government of
12 this State, or who exercise similar authority within
13 the government of this State;

14 (2) have direct supervisory authority over, or
15 direct responsibility for the formulation,
16 negotiation, issuance or execution of contracts
17 entered into by the State in the amount of \$5,000 or
18 more;

19 (3) have authority for the issuance or
20 promulgation of rules and regulations within areas
21 under the authority of the State;

22 (4) have authority for the approval of
23 professional licenses;

24 (5) have responsibility with respect to the
25 financial inspection of regulated nongovernmental
26 entities;

1 (6) adjudicate, arbitrate, or decide any judicial
2 or administrative proceeding, or review the
3 adjudication, arbitration or decision of any judicial
4 or administrative proceeding within the authority of
5 the State;

6 (7) have supervisory responsibility for 20 or more
7 employees of the State;

8 (8) negotiate, assign, authorize, or grant naming
9 rights or sponsorship rights regarding any property or
10 asset of the State, whether real, personal, tangible,
11 or intangible; or

12 (9) have responsibility with respect to the
13 procurement of goods or services.

14 (g) Persons who are elected to office in a unit of
15 local government, and candidates for nomination or
16 election to that office, including regional
17 superintendents of school districts.

18 (h) Persons appointed to the governing board of a unit
19 of local government, or of a special district, and persons
20 appointed to a zoning board, or zoning board of appeals, or
21 to a regional, county, or municipal plan commission, or to
22 a board of review of any county, and persons appointed to
23 the Board of the Metropolitan Pier and Exposition Authority
24 and any Trustee appointed under Section 22 of the
25 Metropolitan Pier and Exposition Authority Act, and
26 persons appointed to a board or commission of a unit of

1 local government who have authority to authorize the
2 expenditure of public funds. This subsection does not apply
3 to members of boards or commissions who function in an
4 advisory capacity.

5 (i) Persons who are employed by a unit of local
6 government and are compensated for services as employees
7 and not as independent contractors and who:

8 (1) are, or function as, the head of a department,
9 division, bureau, authority or other administrative
10 unit within the unit of local government, or who
11 exercise similar authority within the unit of local
12 government;

13 (2) have direct supervisory authority over, or
14 direct responsibility for the formulation,
15 negotiation, issuance or execution of contracts
16 entered into by the unit of local government in the
17 amount of \$1,000 or greater;

18 (3) have authority to approve licenses and permits
19 by the unit of local government; this item does not
20 include employees who function in a ministerial
21 capacity;

22 (4) adjudicate, arbitrate, or decide any judicial
23 or administrative proceeding, or review the
24 adjudication, arbitration or decision of any judicial
25 or administrative proceeding within the authority of
26 the unit of local government;

1 (5) have authority to issue or promulgate rules and
2 regulations within areas under the authority of the
3 unit of local government; or

4 (6) have supervisory responsibility for 20 or more
5 employees of the unit of local government.

6 (j) Persons on the Board of Trustees of the Illinois
7 Mathematics and Science Academy.

8 (k) Persons employed by a school district in positions
9 that require that person to hold an administrative or a
10 chief school business official endorsement.

11 (l) Special government agents. A "special government
12 agent" is a person who is directed, retained, designated,
13 appointed, or employed, with or without compensation, by or
14 on behalf of a statewide executive branch constitutional
15 officer to make an ex parte communication under Section
16 5-50 of the State Officials and Employees Ethics Act or
17 Section 5-165 of the Illinois Administrative Procedure
18 Act.

19 (m) Members of the board of commissioners of any flood
20 prevention district created under the Flood Prevention
21 District Act or the Beardstown Regional Flood Prevention
22 District Act.

23 (n) Members of the board of any retirement system or
24 investment board established under the Illinois Pension
25 Code, if not required to file under any other provision of
26 this Section.

1 (o) Members of the board of any pension fund
2 established under the Illinois Pension Code, if not
3 required to file under any other provision of this Section.

4 (p) Members of the investment advisory panel created
5 under Section 20 of the Illinois Prepaid Tuition Act.

6 This Section shall not be construed to prevent any unit of
7 local government from enacting financial disclosure
8 requirements that mandate more information than required by
9 this Act.

10 (Source: P.A. 96-6, eff. 4-3-09; 96-543, eff. 8-17-09; 96-555,
11 eff. 8-18-09; 96-1000, eff. 7-2-10; 97-309, eff. 8-11-11;
12 97-754, eff. 7-6-12.)

13 Section 35. The State Comptroller Act is amended by
14 changing Sections 13, 13.1, and 21 as follows:

15 (15 ILCS 405/13) (from Ch. 15, par. 213)

16 Sec. 13. Payment of salaries of State employees - Schedule.
17 The comptroller shall prepare a schedule showing the dates on
18 which all employees of the State shall be paid. All employees
19 shall be paid at least semi-monthly, except that employees of
20 the University of Illinois, Chicago State University, Eastern
21 Illinois University, Governors State University, Illinois
22 State University, Northeastern Illinois University, Northern
23 Illinois University, Western Illinois University, ~~and~~ Southern
24 Illinois University at Carbondale, and Southern Illinois

1 University at Edwardsville who are not subject to the State
2 Universities Civil Service System shall be paid at least once
3 each month. No payment shall be made before the completion of
4 the period for which the compensation is being paid, except
5 that employees leaving the service of the State may be paid at
6 the termination of their period of employment.

7 Such schedule shall be prepared showing such dates of
8 payment so as to provide as far as is practical, an even flow
9 of work for issuance of warrants in payment of personal
10 services.

11 In making payments for a fractional part of a pay period,
12 that part of the regular compensation for the period shall be
13 paid represented by a fraction, the numerator being the number
14 of days worked and the denominator being the number of work
15 days in the period. However, in making payments for a
16 fractional part of a pay period for positions subject to the
17 jurisdiction of the Department of Central Management Services,
18 that part of the regular compensation shall be paid by
19 deducting an amount determined by multiplying the number of
20 work days without pay by the applicable daily rate as defined
21 within the Department of Central Management Services Pay Plan.

22 In employments of a teaching or professional nature in
23 connection with the educational, charitable, penal or
24 reformatory institutions, where the compensation of an
25 employee is based upon an annual salary, a teaching or
26 professional year may be substituted for a calendar year in

1 determining the pay schedule.

2 (Source: P.A. 89-4, eff. 1-1-96.)

3 (15 ILCS 405/13.1) (from Ch. 15, par. 213.1)

4 Sec. 13.1. Compliance with State Employment Records Act.

5 The Comptroller, for the purpose of facilitating an accurate
6 compilation of the entire State work force as defined and
7 required by the State Employment Records Act, shall report, on
8 a fiscal year basis, the total number of payroll warrants drawn
9 for the payment of salaries for State employees, including
10 contractual payroll system CO-2 vouchers (or their
11 administrative equivalent) or any other information necessary
12 to comply with that Act. The State Employment Records (SER)
13 report shall be maintained and kept on file as public
14 information within the Office of the Comptroller.

15 The total number of payroll warrants drawn by the Board of
16 Trustees of the University of Illinois, the Board of Trustees
17 of Southern Illinois University at Carbondale, the Board of
18 Trustees of Southern Illinois University at Edwardsville, the
19 Board of Trustees of Chicago State University, the Board of
20 Trustees of Eastern Illinois University, the Board of Trustees
21 of Governors State University, the Board of Trustees of
22 Illinois State University, the Board of Trustees of
23 Northeastern Illinois University, the Board of Trustees of
24 Northern Illinois University, the Board of Trustees of Western
25 Illinois University, ~~the Board of Governors of State Colleges~~

1 ~~and Universities, the Board of Regents~~ and all educational
2 institutions governed by those boards to be paid from funds
3 retained in their own treasuries shall be filed with the Office
4 of the Secretary of State by the respective boards and
5 educational institutions in the same manner.

6 Multiple payroll warrants issued to the same person shall
7 be noted with multiple warrants counted and reported as one
8 payroll warrant count for the purposes of the State Employment
9 Records Act. The total State remuneration to persons paid by
10 multiple payroll warrants or, if applicable, contractual
11 payroll system CO-2 vouchers, or both, shall be reported
12 separately by agency.

13 (Source: P.A. 87-1211.)

14 (15 ILCS 405/21) (from Ch. 15, par. 221)

15 Sec. 21. Rules and Regulations - Imprest accounts. The
16 Comptroller shall promulgate rules and regulations to
17 implement the exercise of his or her powers and performance of
18 his or her duties under this Act and to guide and assist State
19 agencies in complying with this Act. Any rule or regulation
20 specifically requiring the approval of the State Treasurer
21 under this Act for adoption by the Comptroller shall require
22 the approval of the State Treasurer for modification or repeal.

23 The Comptroller may provide in his or her rules and
24 regulations for periodic transfers, with the approval of the
25 State Treasurer, for use in accordance with the imprest system,

1 subject to the rules and regulations of the Comptroller as
2 respects vouchers, controls and reports, as follows:

3 (a) To the University of Illinois, Southern Illinois
4 University at Carbondale, Southern Illinois University at
5 Edwardsville, Chicago State University, Eastern Illinois
6 University, Governors State University, Illinois State
7 University, Northeastern Illinois University, Northern
8 Illinois University, Western Illinois University, and
9 State Community College of East St. Louis under the
10 jurisdiction of the Illinois Community College Board
11 (abolished under Section 2-12.1 of the Public Community
12 College Act), not to exceed \$200,000 for each campus.

13 (b) To the Department of Agriculture and the Department
14 of Commerce and Economic Opportunity for the operation and
15 closing of overseas offices, not to exceed \$500,000 for
16 each Department for each overseas office.

17 (c) To the Department of Agriculture for the purpose of
18 making change for activities at each State Fair, not to
19 exceed \$200,000, to be returned within 5 days of the
20 termination of such activity.

21 (d) To the Department of Agriculture to pay (i) State
22 Fair premiums and awards and State Fair entertainment
23 contracts at each State Fair, and (ii) ticket refunds for
24 cancelled events. The amount transferred from any fund
25 shall not exceed the appropriation for each specific
26 purpose. This authorization shall terminate each year

1 within 60 days of the close of each State Fair. The
2 Department shall be responsible for withholding State
3 income tax, where necessary, as required by Section 709 of
4 the Illinois Income Tax Act.

5 (e) To the State Treasurer to pay for securities'
6 safekeeping charges assessed by the Board of Governors of
7 the Federal Reserve System as a consequence of the
8 Treasurer's use of the government securities' book-entry
9 system. This account shall not exceed \$25,000.

10 (f) To the Illinois Mathematics and Science Academy,
11 not to exceed \$100,000.

12 (g) To the Department of Natural Resources to pay out
13 cash prizes associated with competitions held at the World
14 Shooting and Recreational Complex, to purchase awards
15 associated with competitions held at the World Shooting and
16 Recreational Complex, to pay State and national membership
17 dues associated with competitions held at the World
18 Shooting and Recreational Complex, and to pay State and
19 national membership target fees associated with
20 competitions held at the World Shooting and Recreational
21 Complex. The amount of funds advanced to the account
22 created by this subsection (g) must not exceed \$250,000 in
23 any fiscal year.

24 (Source: P.A. 96-785, eff. 8-28-09; 96-1118, eff. 7-20-10;
25 97-72, eff. 7-1-11; 97-333, eff. 8-12-11.)

1 Section 40. The Civil Administrative Code of Illinois is
2 amended by changing Section 5-525 as follows:

3 (20 ILCS 5/5-525) (was 20 ILCS 5/6.01)

4 Sec. 5-525. In the Department of Agriculture.

5 (a) (Blank).

6 (b) An Advisory Board of Livestock Commissioners to consist
7 of 25 persons. The Board shall consist of the administrator of
8 animal disease programs, the Dean of the College of
9 Agricultural, Consumer, and Environmental Sciences of the
10 University of Illinois, the Dean of the College of Veterinary
11 Medicine of the University of Illinois, and, commencing on
12 January 1, 1990, the Deans or Chairmen of the Colleges or
13 Departments of Agriculture of Illinois State University,
14 Southern Illinois University at Carbondale, and Western
15 Illinois University in that order who shall each serve for 1
16 year terms, provided that, commencing on January 1, 1993, such
17 terms shall be for 2 years in the same order, the Director of
18 Public Health, the Director of Natural Resources, the
19 Chairperson of the Agriculture and Conservation Committee of
20 the Senate, and the Chairperson of the Agriculture &
21 Conservation Committee of the House of Representatives, who
22 shall be ex-officio members of the Board, and 17 additional
23 persons, appointed by the Governor to serve at the Governor's
24 pleasure, who are interested in the well-being of domestic
25 animals and poultry and in the prevention, elimination, and

1 control of diseases affecting them. Of the 17 additional
2 persons, one shall be a representative of breeders of beef
3 cattle, one shall be a representative of breeders of dairy
4 cattle, one shall be a representative of breeders of dual
5 purpose cattle, one shall be a representative of breeders of
6 swine, one shall be a representative of poultry breeders, one
7 shall be a representative of sheep breeders, one shall be a
8 veterinarian licensed in this State, one shall be a
9 representative of general or diversified farming, one shall be
10 a representative of deer or elk breeders, one shall be a
11 representative of livestock auction markets, one shall be a
12 representative of cattle feeders, one shall be a representative
13 of pork producers, one shall be a representative of the State
14 licensed meat packers, one shall be a representative of canine
15 breeders, one shall be a representative of equine breeders, one
16 shall be a representative of the Illinois licensed renderers,
17 and one shall be a representative of livestock dealers. An
18 appointed member's office becomes vacant upon the member's
19 absence from 3 consecutive meetings. Appointments made by the
20 Governor after the effective date of this amendatory Act of the
21 96th General Assembly shall be for a term of 5 years. The
22 members of the Board shall receive no compensation but shall be
23 reimbursed for expenses necessarily incurred in the
24 performance of their duties. In the appointment of the Advisory
25 Board of Livestock Commissioners, the Governor shall consult
26 with representative persons and recognized organizations in

1 the respective fields concerning the appointments.

2 Rules and regulations of the Department of Agriculture
3 pertaining to the well-being of domestic animals and poultry
4 and the prevention, elimination, and control of diseases
5 affecting them shall be submitted to the Advisory Board of
6 Livestock Commissioners for approval at its duly called
7 meeting. The chairperson of the Board shall certify the
8 official minutes of the Board's action and shall file the
9 certified minutes with the Department of Agriculture within 30
10 days after the proposed rules and regulations are submitted and
11 before they are promulgated and made effective. In the event it
12 is deemed desirable, the Board may hold hearings upon the rules
13 and regulations or proposed revisions. The Board members shall
14 be familiar with the Acts relating to the well-being of
15 domestic animals and poultry and to the prevention,
16 elimination, and control of diseases affecting them. The
17 Department shall, upon the request of a Board member, advise
18 the Board concerning the administration of the respective Acts.

19 The Director of Agriculture or his or her representative
20 from the Department shall act as chairperson of the Board. The
21 Director shall call semiannual meetings of the Board and may
22 call other meetings of the Board from time to time or when
23 requested by 3 or more appointed members of the Board. A quorum
24 of appointed members must be present to convene an official
25 meeting. The chairperson and ex-officio members shall not be
26 included in a quorum call. Ex-officio members may be

1 represented by a duly authorized representative from their
2 department, division, college, or committee; however, that
3 representative may not exercise the voting privileges of the
4 ex-officio member. Appointed members shall not be represented
5 at a meeting by another person. Ex-officio members and
6 appointed members shall have the right to vote on all proposed
7 rules and regulations; voting that in effect would pertain to
8 approving rules and regulations shall be taken by an oral roll
9 call. No member shall vote by proxy. The chairman shall not
10 vote except in the case of a tie vote. Any ex-officio or
11 appointed member may ask for and shall receive an oral roll
12 call on any motion before the Board. The Department shall
13 provide a clerk to take minutes of the meetings and record
14 transactions of the Board. The Board, by oral roll call, may
15 require an official court reporter to record the minutes of the
16 meetings.

17 (Source: P.A. 96-1025, eff. 7-12-10.)

18 Section 45. The Personnel Code is amended by changing
19 Section 4c as follows:

20 (20 ILCS 415/4c) (from Ch. 127, par. 63b104c)

21 Sec. 4c. General exemptions. The following positions in
22 State service shall be exempt from jurisdictions A, B, and C,
23 unless the jurisdictions shall be extended as provided in this
24 Act:

1 (1) All officers elected by the people.

2 (2) All positions under the Lieutenant Governor,
3 Secretary of State, State Treasurer, State Comptroller,
4 State Board of Education, Clerk of the Supreme Court,
5 Attorney General, and State Board of Elections.

6 (3) Judges, and officers and employees of the courts,
7 and notaries public.

8 (4) All officers and employees of the Illinois General
9 Assembly, all employees of legislative commissions, all
10 officers and employees of the Illinois Legislative
11 Reference Bureau, the Legislative Research Unit, and the
12 Legislative Printing Unit.

13 (5) All positions in the Illinois National Guard and
14 Illinois State Guard, paid from federal funds or positions
15 in the State Military Service filled by enlistment and paid
16 from State funds.

17 (6) All employees of the Governor at the executive
18 mansion and on his immediate personal staff.

19 (7) Directors of Departments, the Adjutant General,
20 the Assistant Adjutant General, the Director of the
21 Illinois Emergency Management Agency, members of boards
22 and commissions, and all other positions appointed by the
23 Governor by and with the consent of the Senate.

24 (8) The presidents, other principal administrative
25 officers, and teaching, research and extension faculties
26 of Chicago State University, Eastern Illinois University,

1 Governors State University, Illinois State University,
2 Northeastern Illinois University, Northern Illinois
3 University, Western Illinois University, the Illinois
4 Community College Board, Southern Illinois University at
5 Carbondale, Southern Illinois University at Edwardsville,
6 the Illinois Board of Higher Education, the University of
7 Illinois, the State Universities Civil Service System,
8 University Retirement System of Illinois, and the
9 administrative officers and scientific and technical staff
10 of the Illinois State Museum.

11 (9) All other employees, except the presidents, other
12 principal administrative officers, and teaching, research
13 and extension faculties of the ~~universities under the~~
14 ~~jurisdiction of the Board of Regents and the colleges and~~
15 ~~universities under the jurisdiction of the Board of~~
16 ~~Governors of State Colleges and Universities,~~ Illinois
17 Community College Board, Southern Illinois University at
18 Carbondale, Southern Illinois University at Edwardsville,
19 the Illinois Board of Higher Education, Chicago State
20 University, Eastern Illinois University, Governors State
21 University, Illinois State University, Northeastern
22 Illinois University, Northern Illinois University, Western
23 Illinois University ~~Board of Governors of State Colleges~~
24 ~~and Universities, the Board of Regents, the~~ University of
25 Illinois, the State Universities Civil Service System, and
26 the University Retirement System of Illinois, so long as

1 these are subject to the provisions of the State
2 Universities Civil Service Act.

3 (10) The State Police so long as they are subject to
4 the merit provisions of the State Police Act.

5 (11) (Blank).

6 (12) The technical and engineering staffs of the
7 Department of Transportation, the Department of Nuclear
8 Safety, the Pollution Control Board, and the Illinois
9 Commerce Commission, and the technical and engineering
10 staff providing architectural and engineering services in
11 the Department of Central Management Services.

12 (13) All employees of the Illinois State Toll Highway
13 Authority.

14 (14) The Secretary of the Illinois Workers'
15 Compensation Commission.

16 (15) All persons who are appointed or employed by the
17 Director of Insurance under authority of Section 202 of the
18 Illinois Insurance Code to assist the Director of Insurance
19 in discharging his responsibilities relating to the
20 rehabilitation, liquidation, conservation, and dissolution
21 of companies that are subject to the jurisdiction of the
22 Illinois Insurance Code.

23 (16) All employees of the St. Louis Metropolitan Area
24 Airport Authority.

25 (17) All investment officers employed by the Illinois
26 State Board of Investment.

1 (18) Employees of the Illinois Young Adult
2 Conservation Corps program, administered by the Illinois
3 Department of Natural Resources, authorized grantee under
4 Title VIII of the Comprehensive Employment and Training Act
5 of 1973, 29 USC 993.

6 (19) Seasonal employees of the Department of
7 Agriculture for the operation of the Illinois State Fair
8 and the DuQuoin State Fair, no one person receiving more
9 than 29 days of such employment in any calendar year.

10 (20) All "temporary" employees hired under the
11 Department of Natural Resources' Illinois Conservation
12 Service, a youth employment program that hires young people
13 to work in State parks for a period of one year or less.

14 (21) All hearing officers of the Human Rights
15 Commission.

16 (22) All employees of the Illinois Mathematics and
17 Science Academy.

18 (23) All employees of the Kankakee River Valley Area
19 Airport Authority.

20 (24) The commissioners and employees of the Executive
21 Ethics Commission.

22 (25) The Executive Inspectors General, including
23 special Executive Inspectors General, and employees of
24 each Office of an Executive Inspector General.

25 (26) The commissioners and employees of the
26 Legislative Ethics Commission.

1 (27) The Legislative Inspector General, including
2 special Legislative Inspectors General, and employees of
3 the Office of the Legislative Inspector General.

4 (28) The Auditor General's Inspector General and
5 employees of the Office of the Auditor General's Inspector
6 General.

7 (29) All employees of the Illinois Power Agency.

8 (30) Employees having demonstrable, defined advanced
9 skills in accounting, financial reporting, or technical
10 expertise who are employed within executive branch
11 agencies and whose duties are directly related to the
12 submission to the Office of the Comptroller of financial
13 information for the publication of the Comprehensive
14 Annual Financial Report (CAFR).

15 (31) All employees of the Illinois Sentencing Policy
16 Advisory Council.

17 (Source: P.A. 97-618, eff. 10-26-11; 97-1055, eff. 8-23-12;
18 98-65, eff. 7-15-13.)

19 Section 50. The Forms Notice Act is amended by changing
20 Section 4 as follows:

21 (20 ILCS 435/4) (from Ch. 127, par. 1404)

22 Sec. 4. Definition; State agency.

23 As used in this Act the term "state agency" means and
24 includes all boards, commissions, agencies, institutions,

1 authorities, bodies politic and corporate of the State created
2 by or pursuant to the constitution or statute, of the executive
3 branch of State government; However, such term does not include
4 colleges, universities and institutions under the jurisdiction
5 of the Board of Trustees of the University of Illinois, the
6 Board of Trustees of Southern Illinois University at
7 Carbondale, the Board of Trustees of Southern Illinois
8 University at Edwardsville, the Board of Trustees of Chicago
9 State University, the Board of Trustees of Eastern Illinois
10 University, the Board of Trustees of Governors State
11 University, the Board of Trustees of Illinois State University,
12 the Board of Trustees of Northeastern Illinois University, the
13 Board of Trustees of Northern Illinois University, the Board of
14 Trustees of Western Illinois University, the Board of Higher
15 Education, or the Illinois Community College Board.

16 (Source: P.A. 89-4, eff. 1-1-96; 90-156, eff. 7-23-97; 90-372,
17 eff. 7-1-98.)

18 Section 55. The Department of Commerce and Community
19 Affairs Law of the Civil Administrative Code of Illinois is
20 amended by changing Section 605-355 as follows:

21 (20 ILCS 605/605-355) (was 20 ILCS 605/46.19a in part)

22 Sec. 605-355. Grants for research and development in high
23 technology and service sectors.

24 (a) The Department is authorized to establish a program of

1 grants to universities, community colleges, research
2 institutions, research consortiums, other not-for-profit
3 entities, and Illinois businesses for the purpose of fostering
4 research and development in the high technology and the service
5 sector leading to the development of new products and services
6 that can be marketed by Illinois businesses. All grant awards
7 shall include a contract that may provide for payment of
8 negotiated royalties to the Department if the product or
9 service to be developed by the grantee is subsequently licensed
10 for production.

11 (b) Grants may be awarded to universities and research
12 institutions to assist them in making their faculties and
13 facilities available to Illinois businesses. The grants may be
14 used by a university or research institution for purposes
15 including but not limited to the following: (i) to establish or
16 enhance computerized cataloging of all research labs and
17 university staff and make those catalogues available to
18 Illinois businesses; (ii) to market products developed by the
19 university to Illinois businesses; (iii) to review
20 publications in order to identify, catalog, and inform Illinois
21 businesses of new practices in areas such as robotics and
22 biotechnology; (iv) to build an on-line, information and
23 technology system that relies on other computerized networks in
24 the United States; and (v) to assist in securing temporary
25 replacement for faculty who are granted a leave of absence from
26 their teaching duties for the purpose of working full-time for

1 an Illinois business to assist that business with technology
2 transfer.

3 (c) Grants may be awarded to universities and research
4 institutions, research consortiums, and other not-for-profit
5 entities for the purpose of identifying and supporting Illinois
6 businesses engaged in high technology and service sector
7 enterprises. The Illinois businesses identified and funded
8 shall include recipients of Small Business Innovation Research
9 Program funds under subsections (e) through (k) of Section 9 of
10 the Small Business Act (15 U.S.C. 638, subsections (e) through
11 (k)). Entities receiving grants under this subsection (c) shall
12 be known as commercialization centers and shall engage in one
13 or more of the following activities:

14 (1) Directing research assistance for new venture
15 creations.

16 (2) General feasibility studies of new venture ideas.

17 (3) Furthering the technical and intellectual skills
18 of the managers and owners of Illinois small businesses.

19 (4) Commercialization of technology and research.

20 (5) Development of prototypes and testing new
21 products.

22 (6) Identifying and assisting in securing financing.

23 (7) Marketing assistance.

24 (8) Assisting Illinois inventors in finding Illinois
25 manufacturers to produce and market their inventions.

26 A commercialization center may charge a nominal fee or

1 accept royalty agreements for conducting feasibility studies
2 and other services.

3 (d) Grants may be awarded by the Department to Illinois
4 businesses to fund research and consultation arrangements
5 between businesses and universities, community colleges,
6 research institutions, research consortiums, and other
7 not-for-profit entities within this State.

8 The Department shall give priority to Illinois small
9 businesses in awarding grants. Each grant awarded under this
10 subsection (d) shall provide funding for up to 50% of the cost
11 of the research or consultation arrangements, not to exceed
12 \$100,000; provided that the grant recipient utilizes Illinois
13 not for profit research and academic institutions to perform
14 the research and development function for which grant funds
15 were requested.

16 (e) Grants may be awarded to research consortiums and other
17 qualified applicants, in conjunction with private sector or
18 federal funding, for other creative systems that bridge
19 university resources and business, technological, production,
20 and development concerns.

21 (f) For the purposes of this Section:

22 "High technology" means any area of research or development
23 designed to foster greater knowledge or understanding in fields
24 such as computer science, electronics, physics, chemistry, or
25 biology for the purpose of producing designing, developing, or
26 improving prototypes and new processes.

1 "Illinois business" means a "small business concern" as
2 defined in 15 U.S.C. 632 that conducts its business primarily
3 in Illinois.

4 "Illinois research institutions" refers to not-for-profit
5 entities, which include federally funded research
6 laboratories, that conduct research and development activities
7 for the purpose of producing, designing, developing, or
8 improving prototypes and new processes.

9 "Other not-for-profit entities" means nonprofit
10 organizations based in Illinois that are primarily devoted to
11 new enterprise or product development.

12 "Private sector" has the meaning ascribed to it in 29
13 U.S.C. 1503.

14 "University" means either a degree granting institution
15 located in Illinois as defined in Section 2 of the Academic
16 Degree Act, or a State-supported institution of higher learning
17 administered by the Board of Trustees of the University of
18 Illinois, the Board of Trustees of Southern Illinois University
19 at Carbondale, the Board of Trustees of Southern Illinois
20 University at Edwardsville, the Board of Trustees of Chicago
21 State University, the Board of Trustees of Eastern Illinois
22 University, the Board of Trustees of Governors State
23 University, the Board of Trustees of Illinois State University,
24 the Board of Trustees of Northeastern Illinois University, the
25 Board of Trustees of Northern Illinois University, the Board of
26 Trustees of Western Illinois University, or the Illinois

1 Community College Board.

2 "Venture" means any Illinois business engaged in research
3 and development to create new products or services with high
4 growth potential.

5 (g) The Department may establish a program of grant
6 assistance on a matching basis to universities, community
7 colleges, small business development centers, community action
8 agencies and other not-for-profit economic development
9 agencies to encourage new enterprise development and new
10 business formation and to encourage enterprises in this State.
11 The Department may provide grants, which shall be exempt from
12 the provisions of Section 35-360, to universities, community
13 colleges, small business development centers, community action
14 agencies, and other not-for-profit economic development
15 entities for the purpose of making loans to small businesses.
16 All grant applications shall contain information as required by
17 the Department, including the following: a program operation
18 plan; a certification and assurance that the small business
19 applicants have received business development training or
20 education, have a business and finance plan, and have
21 experience in the proposed business area; and a description of
22 the support services that the grant recipient will provide to
23 the small business. No more than 10% of the grant may be used
24 by the grant recipient for administrative costs associated with
25 the grant. Grant recipients may use grant funds under this
26 program to make loans on terms and conditions favorable to the

1 small business and shall give priority to those businesses
2 located in high poverty areas, enterprise zones, or both.

3 (Source: P.A. 90-454, eff. 8-16-97; 91-239, eff. 1-1-00.)

4 Section 60. The Capital Development Board Act is amended by
5 changing Section 12 as follows:

6 (20 ILCS 3105/12) (from Ch. 127, par. 782)

7 Sec. 12. Nothing in this Act shall be construed to include
8 the power to abrogate those powers vested in the boards of the
9 local public community college districts and the Illinois
10 Community College Board by the Public Community College Act,
11 the Board of Trustees of the University of Illinois, the Board
12 of Trustees of Southern Illinois University at Carbondale, the
13 Board of Trustees of Southern Illinois University at
14 Edwardsville, the Board of Trustees of Chicago State
15 University, the Board of Trustees of Eastern Illinois
16 University, the Board of Trustees of Governors State
17 University, the Board of Trustees of Illinois State University,
18 the Board of Trustees of Northeastern Illinois University, the
19 Board of Trustees of Northern Illinois University, and the
20 Board of Trustees of Western Illinois University, hereinafter
21 referred to as Governing Boards. In the exercise of the powers
22 conferred by law upon the Board and in the exercise of the
23 powers vested in such Governing Boards, it is hereby provided
24 that (i) the Board and any such Governing Board may contract

1 with each other and other parties as to the design and
2 construction of any project to be constructed for or upon the
3 property of such Governing Board or any institution under its
4 jurisdiction; (ii) in connection with any such project,
5 compliance with the provisions of the Illinois Purchasing Act
6 by either the Board or such Governing Board shall be deemed to
7 be compliance by the other; (iii) funds appropriated to any
8 such Governing Board may be expended for any project
9 constructed by the Board for such Governing Board; (iv) in
10 connection with any such project the architects and engineers
11 retained for the project and the plans and specifications for
12 the project must be approved by both the Governing Board and
13 the Board before undertaking either design or construction of
14 the project, as the case may be.

15 (Source: P.A. 89-4, eff. 1-1-96.)

16 Section 65. The Building Authority Act is amended by
17 changing Sections 3, 4, 5, and 9 as follows:

18 (20 ILCS 3110/3) (from Ch. 127, par. 213.3)

19 Sec. 3. Duties. The Authority shall make thorough and
20 continuous studies and investigations of the following
21 building needs of the State of Illinois as they may from time
22 to time develop:

23 (a) Office structures, recreational facilities, fixed
24 equipment of any kind, electric, gas, steam, water and sewer

1 utilities, motor parking facilities, hospitals, penitentiaries
2 and facilities of every kind and character, other than movable
3 equipment, considered by the Authority necessary or convenient
4 for the efficient operation of any unit which is used by any
5 officer, department, board, commission or other agency of the
6 State.

7 (b) Buildings and other facilities intended for use as
8 classrooms, laboratories, libraries, student residence halls,
9 instructional and administrative facilities for students,
10 faculty, officers, and employees, and motor vehicle parking
11 facilities and fixed equipment for any institution or unit
12 under the control of the Board of Trustees of the University of
13 Illinois, the Board of Trustees of Southern Illinois University
14 at Carbondale, the Board of Trustees of Southern Illinois
15 University at Edwardsville, the Board of Trustees of Chicago
16 State University, the Board of Trustees of Eastern Illinois
17 University, the Board of Trustees of Governors State
18 University, the Board of Trustees of Illinois State University,
19 the Board of Trustees of Northeastern Illinois University, the
20 Board of Trustees of Northern Illinois University, the Board of
21 Trustees of Western Illinois University, the School Building
22 Commission or any public community college district board.

23 (c) School sites, buildings and fixed equipment to meet the
24 needs of school districts unable to provide such facilities
25 because of lack of funds and constitutional bond limitations,
26 whenever any General Assembly has declared the acquisition of

1 sites, construction of buildings and installation of fixed
2 equipment for such school districts to be in the public
3 interest, and allocations of said declarations shall be made as
4 provided in Section 5 of this Act.

5 Whenever the General Assembly declares by law that it is in
6 the public interest for the Authority to acquire any real
7 estate, construct, complete and remodel buildings, and install
8 fixed equipment in buildings and other facilities for public
9 community college districts, the amount of any declaration to
10 be allocated to any public community college district shall be
11 determined by the Illinois Community College Board, unless
12 otherwise provided by law.

13 (Source: P.A. 94-1105, eff. 6-1-07.)

14 (20 ILCS 3110/4) (from Ch. 127, par. 213.4)

15 Sec. 4. Any department, board, commission, agency or
16 officer of this State or the Board of Trustees of the
17 University of Illinois, the Board of Trustees of Southern
18 Illinois University at Carbondale, the Board of Trustees of
19 Southern Illinois University at Edwardsville, the Board of
20 Trustees of Chicago State University, the Board of Trustees of
21 Eastern Illinois University, the Board of Trustees of Governors
22 State University, the Board of Trustees of Illinois State
23 University, the Board of Trustees of Northeastern Illinois
24 University, the Board of Trustees of Northern Illinois
25 University, the Board of Trustees of Western Illinois

1 University, or any public community college district board may
2 transfer jurisdiction of or title to any property under its or
3 his control to the Authority when such transfer is approved in
4 writing by the Governor as being advantageous to the State.

5 (Source: P.A. 94-1105, eff. 6-1-07.)

6 (20 ILCS 3110/5) (from Ch. 127, par. 213.5)

7 Sec. 5. Powers. To accomplish projects of the kind listed
8 in Section 3 above, the Authority shall possess the following
9 powers:

10 (a) Acquire by purchase or otherwise (including the power
11 of condemnation in the manner provided for the exercise of the
12 right of eminent domain under the Eminent Domain Act),
13 construct, complete, remodel and install fixed equipment in any
14 and all buildings and other facilities as the General Assembly
15 by law declares to be in the public interest.

16 Whenever the General Assembly has by law declared it to be
17 in the public interest for the Authority to acquire any real
18 estate, construct, complete, remodel and install fixed
19 equipment in buildings and other facilities for public
20 community college districts, the Director of the Department of
21 Central Management Services shall, when requested by any such
22 public community college district board, enter into a lease by
23 and on behalf of and for the use of such public community
24 college district board to the extent appropriations have been
25 made by the General Assembly to pay the rents under the terms

1 of such lease.

2 In the course of such activities, acquire property of any
3 and every kind and description, whether real, personal or
4 mixed, by gift, purchase or otherwise. It may also acquire real
5 estate of the State of Illinois controlled by any officer,
6 department, board, commission, or other agency of the State, or
7 the Board of Trustees of the University of Illinois, the Board
8 of Trustees of Southern Illinois University at Carbondale, the
9 Board of Trustees of Southern Illinois University at
10 Edwardsville, the Board of Trustees of Chicago State
11 University, the Board of Trustees of Eastern Illinois
12 University, the Board of Trustees of Governors State
13 University, the Board of Trustees of Illinois State University,
14 the Board of Trustees of Northeastern Illinois University, the
15 Board of Trustees of Northern Illinois University, the Board of
16 Trustees of Western Illinois University, or any public
17 community college district board, the jurisdiction of which is
18 transferred by such officer, department, board, commission, or
19 other agency or the Board of Trustees of Southern Illinois
20 University at Carbondale, the Board of Trustees of Southern
21 Illinois University at Edwardsville, the Board of Trustees of
22 Chicago State University, the Board of Trustees of Eastern
23 Illinois University, the Board of Trustees of Governors State
24 University, the Board of Trustees of Illinois State University,
25 the Board of Trustees of Northeastern Illinois University, the
26 Board of Trustees of Northern Illinois University, the Board of

1 Trustees of Western Illinois University, or any public
2 community college district board to the Authority. The Board of
3 Trustees of the University of Illinois, the Board of Trustees
4 of Southern Illinois University at Carbondale, the Board of
5 Trustees of Southern Illinois University at Edwardsville, the
6 Board of Trustees of Chicago State University, the Board of
7 Trustees of Eastern Illinois University, the Board of Trustees
8 of Governors State University, the Board of Trustees of
9 Illinois State University, the Board of Trustees of
10 Northeastern Illinois University, the Board of Trustees of
11 Northern Illinois University, the Board of Trustees of Western
12 Illinois University, and any public community college district
13 board, respectively, shall prepare plans and specifications
14 for and have supervision over any project to be undertaken by
15 the Authority for their use. Before any other particular
16 construction is undertaken, plans and specifications shall be
17 approved by the lessee provided for under (b) below, except as
18 indicated above.

19 (b) Execute leases of facilities and sites to, and charge
20 for the use of any such facilities and sites by, any officer,
21 department, board, commission or other agency of the State of
22 Illinois, or the Director of the Department of Central
23 Management Services when the Director is requested to, by and
24 on behalf of, or for the use of, any officer, department,
25 board, commission or other agency of the State of Illinois, or
26 by the Board of Trustees of the University of Illinois, the

1 Board of Trustees of Southern Illinois University at
2 Carbondale, the Board of Trustees of Southern Illinois
3 University at Edwardsville, the Board of Trustees of Chicago
4 State University, the Board of Trustees of Eastern Illinois
5 University, the Board of Trustees of Governors State
6 University, the Board of Trustees of Illinois State University,
7 the Board of Trustees of Northeastern Illinois University, the
8 Board of Trustees of Northern Illinois University, the Board of
9 Trustees of Western Illinois University, or any public
10 community college district board. Such leases may be entered
11 into contemporaneously with any financing to be done by the
12 Authority and payments under the terms of the lease shall begin
13 at any time after execution of any such lease.

14 (c) In the event of non-payment of rents reserved in such
15 leases, maintain and operate such facilities and sites or
16 execute leases thereof to others for any suitable purposes.
17 Such leases to the officers, departments, boards, commissions,
18 other agencies, the respective Boards of Trustees, or any
19 public community college district board shall contain the
20 provision that rents under such leases shall be payable solely
21 from appropriations to be made by the General Assembly for the
22 payment of such rent and any revenues derived from the
23 operation of the leased premises.

24 (d) Borrow money and issue and sell bonds in such amount or
25 amounts as the Authority may determine for the purpose of
26 acquiring, constructing, completing or remodeling, or putting

1 fixed equipment in any such facility; refund and refinance the
2 same from time to time as often as advantageous and in the
3 public interest to do so; and pledge any and all income of such
4 Authority, and any revenues derived from such facilities, or
5 any combination thereof, to secure the payment of such bonds
6 and to redeem such bonds. All such bonds are subject to the
7 provisions of Section 6 of this Act.

8 In addition to the permanent financing authorized by
9 Sections 5 and 6 of this Act, the Illinois Building Authority
10 may borrow money and issue interim notes in evidence thereof
11 for any of the projects, or to perform any of the duties
12 authorized under this Act, and in addition may borrow money and
13 issue interim notes for planning, architectural and
14 engineering, acquisition of land, and purchase of fixed
15 equipment as follows:

16 1. Whenever the Authority considers it advisable and in
17 the interests of the Authority to borrow funds temporarily
18 for any of the purposes enumerated in this Section, the
19 Authority may from time to time, and pursuant to
20 appropriate resolution, issue interim notes to evidence
21 such borrowings including funds for the payment of interest
22 on such borrowings and funds for all necessary and
23 incidental expenses in connection with any of the purposes
24 provided for by this Section and this Act until the date of
25 the permanent financing. Any resolution authorizing the
26 issuance of such notes shall describe the project to be

1 undertaken and shall specify the principal amount, rate of
2 interest (not exceeding the maximum rate authorized by the
3 Bond Authorization Act, as amended at the time of the
4 making of the contract,) and maturity date, but not to
5 exceed 5 years from date of issue, and such other terms as
6 may be specified in such resolution; however, time of
7 payment of any such notes may be extended for a period of
8 not exceeding 3 years from the maturity date thereof.

9 The Authority may provide for the registration of the
10 notes in the name of the owner either as to principal
11 alone, or as to both principal and interest, on such terms
12 and conditions as the Authority may determine by the
13 resolution authorizing their issue. The notes shall be
14 issued from time to time by the Authority as funds are
15 borrowed, in the manner the Authority may determine.
16 Interest on the notes may be made payable semiannually,
17 annually or at maturity. The notes may be made redeemable,
18 prior to maturity, at the option of the Authority, in the
19 manner and upon the terms fixed by the resolution
20 authorizing their issuance. The notes may be executed in
21 the name of the Authority by the Chairman of the Authority
22 or by any other officer or officers of the Authority as the
23 Authority by resolution may direct, shall be attested by
24 the Secretary or such other officer or officers of the
25 Authority as the Authority may by resolution direct, and be
26 sealed with the Authority's corporate seal. All such notes

1 and the interest thereon may be secured by a pledge of any
2 income and revenue derived by the Authority from the
3 project to be undertaken with the proceeds of the notes and
4 shall be payable solely from such income and revenue and
5 from the proceeds to be derived from the sale of any
6 revenue bonds for permanent financing authorized to be
7 issued under Sections 5 and 6 of this Act, and from the
8 property acquired with the proceeds of the notes.

9 Contemporaneously with the issue of revenue bonds as
10 provided by this Act, all interim notes, even though they
11 may not then have matured, shall be paid, both principal
12 and interest to date of payment, from the funds derived
13 from the sale of revenue bonds for the permanent financing
14 and such interim notes shall be surrendered and canceled.

15 2. The Authority, in order further to secure the
16 payment of the interim notes, is, in addition to the
17 foregoing, authorized and empowered to make any other or
18 additional covenants, terms and conditions not
19 inconsistent with the provisions of subparagraph (a) of
20 this Section, and do any and all acts and things as may be
21 necessary or convenient or desirable in order to secure
22 payment of its interim notes, or in the discretion of the
23 Authority, as will tend to make the interim notes more
24 acceptable to lenders, notwithstanding that the covenants,
25 acts or things may not be enumerated herein; however,
26 nothing contained in this subparagraph shall authorize the

1 Authority to secure the payment of the interim notes out of
2 property or facilities, other than the facilities acquired
3 with the proceeds of the interim notes, and any net income
4 and revenue derived from the facilities and the proceeds of
5 revenue bonds as hereinabove provided.

6 (e) Convey property, without charge, to the State or to the
7 appropriate corporate agency of the State or to any public
8 community college district board if and when all debts which
9 have been secured by the income from such property have been
10 paid.

11 (f) Enter into contracts regarding any matter connected
12 with any corporate purpose within the objects and purposes of
13 this Act.

14 (g) Employ agents and employees necessary to carry out the
15 duties and purposes of the Authority.

16 (h) Adopt all necessary by-laws, rules and regulations for
17 the conduct of the business and affairs of the Authority, and
18 for the management and use of facilities and sites acquired
19 under the powers granted by this Act.

20 (i) Have and use a common seal and alter the same at
21 pleasure.

22 The Interim notes shall constitute State debt of the State
23 of Illinois within the meaning of any of the provisions of the
24 Constitution and statutes of the State of Illinois.

25 No member, officer, agent or employee of the Authority, nor
26 any other person who executes interim notes, shall be liable

1 personally by reason of the issuance thereof.

2 With respect to instruments for the payment of money issued
3 under this Section either before, on, or after the effective
4 date of this amendatory Act of 1989, it is and always has been
5 the intention of the General Assembly (i) that the Omnibus Bond
6 Acts are and always have been supplementary grants of power to
7 issue instruments in accordance with the Omnibus Bond Acts,
8 regardless of any provision of this Act that may appear to be
9 or to have been more restrictive than those Acts, (ii) that the
10 provisions of this Section are not a limitation on the
11 supplementary authority granted by the Omnibus Bond Acts, and
12 (iii) that instruments issued under this Section within the
13 supplementary authority granted by the Omnibus Bond Acts are
14 not invalid because of any provision of this Act that may
15 appear to be or to have been more restrictive than those Acts.
16 (Source: P.A. 94-1055, eff. 1-1-07; 94-1105, eff. 6-1-07;
17 95-876, eff. 8-21-08.)

18 (20 ILCS 3110/9) (from Ch. 127, par. 213.9)

19 Sec. 9. Limitation on disbursements. The Authority shall
20 keep account of the gross total income derived from each
21 separate project or any combination thereof undertaken
22 pursuant to this Act. Disbursements from a given account in The
23 Public Building Fund shall be ordered by the Authority only for
24 the payment of (1) the principal of and interest on the bonds
25 issued for each project, or combination thereof, and (2) any

1 other purposes set forth in the resolution authorizing the
2 issuance of such bonds.

3 An accurate record shall be kept of the rental payments
4 under each lease entered into by the Authority and any officer,
5 department, board, commission or other agency of the State of
6 Illinois, the Director of the Department of Central Management
7 Services, the Board of Trustees of the University of Illinois,
8 the Board of Trustees of Southern Illinois University at
9 Carbondale, the Board of Trustees of Southern Illinois
10 University at Edwardsville, the Board of Trustees of Chicago
11 State University, the Board of Trustees of Eastern Illinois
12 University, the Board of Trustees of Governors State
13 University, the Board of Trustees of Illinois State University,
14 the Board of Trustees of Northeastern Illinois University, the
15 Board of Trustees of Northern Illinois University, the Board of
16 Trustees of Western Illinois University, or any public
17 community college district board, and when the rentals
18 applicable to each project or facility, or any combination
19 thereof, constructed, completed, remodeled, maintained and
20 equipped, have been paid in (1) amounts sufficient to amortize
21 and pay the principal of and interest upon the total principal
22 amount of bonds of the Authority issued to pay the cost of each
23 project or facility, including maintenance and operation
24 expenses and that proportion of the administrative expense of
25 the Authority as provided for by each lease, or (2) amounts
26 which when invested in direct obligations of the United States

1 of America are, together with earnings thereon, sufficient to
2 amortize and pay the principal of and interest upon the total
3 principal amount of bonds of the Authority issued to pay the
4 cost of each project or facility, including maintenance and
5 operation expenses and that proportion of the administrative
6 expense of the Authority as provided for by each lease, the
7 property shall be conveyed without charge to the lessee.

8 (Source: P.A. 94-1105, eff. 6-1-07.)

9 Section 70. The State Finance Act is amended by changing
10 Sections 6a-1, 6a-2, 6a-3, 10, 12-1, 13.2, and 13.5 and by
11 adding Section 6a-1h as follows:

12 (30 ILCS 105/6a-1) (from Ch. 127, par. 142a1)

13 Sec. 6a-1. Southern Illinois University at Carbondale;
14 retention of income.

15 (1) ~~Beginning on the effective date of this amendatory Act~~
16 ~~of 1996,~~ The following items of income received by ~~the~~ Southern
17 Illinois University at Carbondale for general operational and
18 educational purposes shall be retained by the University in its
19 own treasury and credited to an account known as the University
20 Income Fund that it shall establish in its treasury for
21 purposes of this paragraph: (a) tuition and laboratory fees not
22 pledged to discharge obligations arising out of the issuance of
23 revenue bonds, library fees, and all interest which may be
24 earned thereon; and (b) excess income from auxiliary

1 enterprises and activities as provided in paragraph (2) of this
2 Section, and all other income arising out of any activity or
3 purpose not specified in paragraph (2) of this Section or in
4 Sections 6a-2 or 6a-3 upon receipt of the same without any
5 deduction whatever. Such items of income shall be deposited
6 into a college or university bank account within the time
7 period established for like amounts in Section 2 of the State
8 Officers and Employees Money Disposition Act. Within 10 days
9 after the effective date of this amendatory Act of 1996, all
10 moneys then remaining in the Southern Illinois University
11 Income Fund heretofore established as a special fund in the
12 State Treasury that were covered and paid into that fund by the
13 University shall be repaid to the University upon the warrant
14 of the State Comptroller, directed to the State Treasurer as an
15 order to pay the sum required to be repaid under this paragraph
16 and shown as due on the warrant. The University shall deposit
17 the amount so repaid to it in a college or university bank
18 account within the time period established for like amounts in
19 Section 2 of the State Officers and Employees Money Disposition
20 Act, to be credited to the University Income Fund established
21 by the University in its own treasury for purposes of this
22 paragraph. All moneys from time to time held in the University
23 Income Fund in the treasury of the University shall be used by
24 the University, pursuant to the order and direction of the
25 Board of Trustees of the University, for the support and
26 improvement of the University, except for amounts disbursed

1 from that University Income Fund for refunds to students for
2 whom duplicate payment has been made and to students who have
3 withdrawn after registration and who are entitled to such
4 refunds.

5 (2) The following items of income shall be retained by the
6 University in its own treasury: endowment funds, gifts, trust
7 funds, and Federal aid; funds received in connection with
8 contracts with governmental, public, or private agencies or
9 persons, for research or services including funds which are
10 paid as reimbursement to the University; funds received in
11 connection with reserves authorized by Section 8a of the
12 Southern Illinois University Management Act; funds received in
13 connection with its operation of medical research and high
14 technology parks and with the retention, receipt, assignment,
15 license, sale or transfer of interests in, rights to, or income
16 from discoveries, inventions, patents, or copyrightable works;
17 funds retained by the University under the authority of
18 Sections 6a-2 and 6a-3; and funds received from the operation
19 of student or staff residence facilities, student and staff
20 medical and health programs, Union buildings, bookstores,
21 farms, stores, and other auxiliary enterprises or activities
22 which are self-supporting in whole or in part. Any income
23 derived from such auxiliary enterprises or activities which is
24 not necessary to their support, maintenance, or development
25 shall not, however, be applied to any general operational or
26 educational purposes but shall be retained by the University in

1 its own treasury and credited to the University Income Fund
2 that it shall establish in its treasury as provided in
3 paragraph (1) of this Section.

4 Whenever such funds retained by the University in its own
5 treasury are deposited with a bank or savings and loan
6 association and the amount of the deposit exceeds the amount of
7 federal deposit insurance coverage, a bond or pledged
8 securities shall be obtained. Only the types of securities
9 which the State Treasurer may, in his discretion, accept for
10 amounts not insured by the Federal Deposit Insurance
11 Corporation or the Federal Savings and Loan Insurance
12 Corporation under Section 11 of the Deposit of State Moneys
13 Act, may be accepted as pledged securities. The market value of
14 the bond or pledged securities shall at all times be equal to
15 or greater than the uninsured portion of the deposit.

16 The Auditor General shall audit or cause to be audited the
17 above items of income and all other income and expenditures of
18 such institution.

19 (Source: P.A. 89-602, eff. 8-2-96.)

20 (30 ILCS 105/6a-1h new)

21 Sec. 6a-1h. Southern Illinois University at Edwardsville;
22 retention of income.

23 (a) The following items of income received by Southern
24 Illinois University at Edwardsville for general operational
25 and educational purposes shall be retained by the University in

1 its own treasury and credited to an account known as the
2 University Income Fund that it shall establish in its treasury
3 for purposes of this subsection (a): (1) tuition and laboratory
4 fees not pledged to discharge obligations arising out of the
5 issuance of revenue bonds, library fees, and all interest that
6 may be earned thereon; and (2) excess income from auxiliary
7 enterprises and activities as provided in subsection (b) of
8 this Section and all other income arising out of any activity
9 or purpose not specified in subsection (b) of this Section or
10 in Sections 6a-2 or 6a-3 upon receipt of the same without any
11 deduction whatever. Such items of income shall be deposited
12 into a college or university bank account within the time
13 period established for like amounts in Section 2 of the State
14 Officers and Employees Money Disposition Act. All moneys from
15 time to time held in the University Income Fund in the treasury
16 of the University shall be used by the University, pursuant to
17 the order and direction of the Board of Trustees of the
18 University, for the support and improvement of the University,
19 except for amounts disbursed from that University Income Fund
20 for refunds to students for whom duplicate payment has been
21 made and to students who have withdrawn after registration and
22 who are entitled to such refunds.

23 (b) The following items of income shall be retained by the
24 University in its own treasury: endowment funds, gifts, trust
25 funds, and Federal aid; funds received in connection with
26 contracts with governmental, public, or private agencies or

1 persons for research or services, including funds that are paid
2 as reimbursement to the University; funds received in
3 connection with reserves authorized by Section 8a of the
4 Southern Illinois University Management Act; funds received in
5 connection with its operation of medical research and high
6 technology parks and with the retention, receipt, assignment,
7 license, sale, or transfer of interests in, rights to, or
8 income from discoveries, inventions, patents, or copyrightable
9 works; funds retained by the University under the authority of
10 Sections 6a-2 and 6a-3; and funds received from the operation
11 of student or staff residence facilities, student and staff
12 medical and health programs, Union buildings, bookstores,
13 farms, stores, and other auxiliary enterprises or activities
14 that are self-supporting in whole or in part. Any income
15 derived from such auxiliary enterprises or activities that is
16 not necessary to their support, maintenance, or development
17 shall not, however, be applied to any general operational or
18 educational purposes but shall be retained by the University in
19 its own treasury and credited to the University Income Fund
20 that it shall establish in its treasury as provided in
21 subsection (a) of this Section.

22 Whenever such funds retained by the University in its own
23 treasury are deposited with a bank or savings and loan
24 association and the amount of the deposit exceeds the amount of
25 federal deposit insurance coverage, a bond or pledged
26 securities shall be obtained. Only the types of securities that

1 the State Treasurer may, in his or her discretion, accept for
2 amounts not insured by the Federal Deposit Insurance
3 Corporation or the Federal Savings and Loan Insurance
4 Corporation under Section 11 of the Deposit of State Moneys Act
5 may be accepted as pledged securities. The market value of the
6 bond or pledged securities shall at all times be equal to or
7 greater than the uninsured portion of the deposit.

8 The Auditor General shall audit or cause to be audited the
9 above items of income and all other income and expenditures of
10 such institution.

11 (30 ILCS 105/6a-2) (from Ch. 127, par. 142a2)

12 Sec. 6a-2. Retention of certain funds by universities; use
13 of funds; audit.

14 (a) Each University listed in Section ~~Sections~~ 6a, ~~or~~ 6a-1,
15 or 6a-1h may retain in its treasury any funds derived from
16 rentals, service charges and laboratory and building service
17 charges or other sources, assessed or obtained for or arising
18 out of the operation of any building or buildings or structure
19 or structures and pledged to discharge obligations created in
20 order to complete or operate such building or structure, or for
21 the payment of revenue bonds issued under "An Act to authorize
22 The Board of Trustees of Southern Illinois University to
23 acquire, build, purchase, or otherwise construct, equip,
24 complete, remodel, operate, control, and manage student
25 residence halls, dormitories, dining halls, student union

1 buildings, field houses, stadiums and other revenue-producing
2 buildings, including sites therefor, for the Southern Illinois
3 University, defining the duties of The Board of Trustees of
4 Southern Illinois University with respect to operation and
5 maintenance thereof, charging rates or fees for the use
6 thereof, and providing for and authorizing the issuance of
7 bonds for the purpose of defraying the cost of construction,
8 acquisition or equipment of any such building or buildings
9 payable from the revenues derived from the operation thereof,
10 or, when authorized by The Board of Trustees, payable from such
11 revenues as supplemented by University income authorized by law
12 to be retained in the University treasury and applied to such
13 purpose, and for the refunding of any such bonds, and
14 authorizing investment in such bonds", approved June 30, 1949,
15 as amended, or issued under the "Board of Governors of State
16 Colleges and Universities Revenue Bond Act", approved May 8,
17 1947, as amended, as the case may be; and, to be disbursed from
18 time to time pursuant to the order and direction of the Board
19 of Trustees of Southern Illinois University at Carbondale, the
20 Board of Trustees of Southern Illinois University at
21 Edwardsville, or the Board of Governors of State Colleges and
22 Universities, and in accordance with any contracts, pledges,
23 trusts or agreements heretofore or hereafter made by the Board
24 of Trustees or Board of Governors of State Colleges and
25 Universities.

26 (b) The Board of Trustees of Southern Illinois University

1 at Carbondale and the Board of Trustees of Southern Illinois
2 University at Edwardsville may also retain in their treasuries
3 ~~its treasury~~, out of student fees and tuition, such sums
4 annually as each ~~the~~ Board determines are necessary to
5 supplement revenue derived from any building or buildings
6 constructed or acquired after July 1, 1957, or to supplement
7 revenues derived from any building or buildings having bonds
8 outstanding thereon which are refunded under the provisions of
9 "An Act to authorize The Board of Trustees of Southern Illinois
10 University to acquire, build, purchase, or otherwise
11 construct, equip, complete, remodel, operate, control, and
12 manage student residence halls, dormitories, dining halls,
13 student union buildings, field houses, stadiums, and other
14 revenue-producing buildings, including sites therefor, for the
15 Southern Illinois University, defining the duties of The Board
16 of Trustees of Southern Illinois University with respect to
17 operation and maintenance thereof, charging rates or fees for
18 the use thereof, and providing for and authorizing the issuance
19 of bonds for the purpose of defraying the cost of construction,
20 acquisition or equipment of any such building or buildings
21 payable from the revenues derived from the operation thereof,
22 or, when authorized by The Board of Trustees, payable from such
23 revenues as supplemented by University income authorized by law
24 to be retained in the University treasury and applied to such
25 purpose, and for the refunding of any such bonds, and
26 authorizing investment in such bonds", approved June 30, 1949,

1 as amended, and pledge or by resolution make a supplementary
2 allocation of the funds so retained out of students' fees and
3 tuition for the retirement of such bonds as may be issued under
4 such Act. Such funds as are so pledged shall annually be
5 credited to the account to which the pledge applies. Such funds
6 as are supplementarily allocated by Board resolution
7 subsequent to the resolution creating the bonds shall be
8 credited in accordance with the terms of the resolution making
9 such supplementary allocation to the account to which the
10 allocation applies. Each ~~The~~ Board may authorize such
11 supplementation only after a determination by it that the
12 maximum revenues which may reasonably and economically be
13 derived from the operation of a building proposed to be
14 constructed or acquired under the Act herein cited will be
15 insufficient to meet the costs of operation and maintenance and
16 to pay the principal of and interest on bonds issued for such
17 building, or after a determination by it that the maximum
18 revenues which may reasonably and economically be derived from
19 the operation of a building already constructed or acquired
20 under the Act are or will be insufficient to meet the costs of
21 operation and maintenance and to pay the principal of and
22 interest on bonds issued for such building. In no event shall
23 the supplementation from University income be in excess of an
24 amount which, when added to the revenues to be derived from the
25 operation of the building or buildings, will be sufficient to
26 meet the annual debt service requirements on the bonds issued

1 in respect to such building or buildings, the annual cost of
2 maintenance or operation of such building or buildings, and to
3 provide for such reserves, accounts or covenants which the
4 resolution authorizing the issuing of such bonds may require.

5 (c) The Auditor General shall audit or cause to be audited
6 the above items of income and all other income and expenditures
7 of such institutions.

8 (d) Beginning on January 1, 1996, the provisions of
9 subsection (a) of this Section, insofar as they relate to the
10 retention and use of any funds by or on behalf of the
11 universities listed in Section 6a, shall be superseded by
12 Section 5-35 of the Chicago State University Law and Section
13 6a-1c of the State Finance Act with respect to Chicago State
14 University; by Section 10-35 of the Eastern Illinois University
15 Law and Section 6a-1d of the State Finance Act with respect to
16 Eastern Illinois University; by Section 15-35 of the Governors
17 State University Law and Section 6a-1e of the State Finance Act
18 with respect to Governors State University; by Section 25-35 of
19 the Northeastern Illinois University Law and Section 6a-1f of
20 the State Finance Act with respect to Northeastern Illinois
21 University; and by Section 35-35 of the Western Illinois
22 University Law and Section 6a-1g of the State Finance Act with
23 respect to Western Illinois University. On January 1, 1996 all
24 funds deposited, retained, or otherwise held under subsection
25 (a) of this Section with respect to the universities listed in
26 Section 6a shall be transferred, retained and held as provided

1 by the provisions of law cited in this subsection (d) as
2 superseding the provisions of subsection (a) of this Section,
3 and in accordance with any contracts, pledges, trusts, or
4 agreements heretofore made by the Teachers College Board or the
5 Board of Governors of State Colleges and Universities, or
6 hereafter made by the respective Boards of Trustees of the
7 Universities named in this paragraph (d).

8 (Source: P.A. 89-4, eff. 1-1-96.)

9 (30 ILCS 105/6a-3) (from Ch. 127, par. 142a3)

10 Sec. 6a-3. The Board of Trustees of Southern Illinois
11 University at Carbondale and the Board of Trustees of Southern
12 Illinois University at Edwardsville may retain in their
13 treasuries ~~sits treasury~~ (a) all moneys received from the sale
14 of all bonds issued under the Southern Illinois University
15 Revenue Bond Act, (b) all fees, rentals and other charges from
16 students, staff members and others using or being served by, or
17 having the right to use or the right to be served by, or to
18 operate any project acquired under the said Act, (c) all
19 tuition, registration, matriculation, health, hospital,
20 medical, laboratory, admission, student activities, student
21 services, and all other fees collected from students
22 matriculated, registered or otherwise enrolled at and
23 attending the Universities ~~University~~ pledged under the terms
24 of any resolution authorizing bonds, or authorizing a
25 supplemental allocation of fees for debt service of bonds

1 theretofore issued, pursuant to the said Act, and (d) all
2 rentals from any facility or building acquired under the said
3 Act and leased to the United States of America.

4 The Auditor General shall audit or cause to be audited the
5 above items of income and all other income and expenditures of
6 such institutions ~~institution~~.

7 (Source: P.A. 76-1337.)

8 (30 ILCS 105/10) (from Ch. 127, par. 146)

9 Sec. 10. When an appropriation has been made by the General
10 Assembly for the ordinary and contingent expenses of the
11 operation, maintenance and administration of the several
12 offices, departments, institutions, boards, commissions and
13 agencies of the State government, the State Comptroller shall
14 draw his warrant on the State Treasurer for the payment of the
15 same upon the presentation of itemized vouchers, issued,
16 certified, and approved, as follows:

17 For appropriations to:

18 (1) Elective State officers in the executive
19 Department, to be certified and approved by such officers,
20 respectively;

21 (2) The Supreme Court, to be certified and approved by
22 the Chief Justice thereof;

23 (3) Appellate Court, to be certified and approved by
24 the Chief Justice of each judicial district;

25 (4) The State Senate, to be certified and approved by

1 the President;

2 (5) The House of Representatives, to be certified and
3 approved by the Speaker;

4 (6) The Auditor General, to be certified and approved
5 by the Auditor General;

6 (7) Clerks of courts, to be certified and approved by
7 the clerk incurring expenditures;

8 (8) The departments under the Civil Administrative
9 Code, to be certified and approved by the Director or
10 Secretary of the Department;

11 (9) The University of Illinois, to be certified by the
12 president of the University;

13 (10) The State Universities Retirement System, to be
14 certified to by the President and Secretary of the Board of
15 Trustees of the System;

16 (11) Illinois State University, to be certified to by
17 the president of that University;

18 (12) Northern Illinois University, to be certified to
19 by the president of that University;

20 (12a) Chicago State University, certified to by the
21 president of that University;

22 (12b) Eastern Illinois University, certified to by the
23 president of that University;

24 (12c) Governors State University, certified to by the
25 president of that University;

26 (12d) Northeastern Illinois University, certified to

1 by the president of that University;

2 (12e) Western Illinois University, certified to by the
3 president of that University;

4 (13) Southern Illinois University at Carbondale, to be
5 certified to by the President of the University;

6 (13a) Southern Illinois University at Edwardsville, to
7 be certified to by the President and Secretary of the Board
8 of Trustees of Southern Illinois University at
9 Edwardsville, with the corporate seal of the University
10 attached thereto;

11 (14) The Adjutant General, to be certified and approved
12 by the Adjutant General;

13 (15) The Illinois Legislative Investigating
14 Commission, to be certified and approved by its Chairman,
15 or when it is organized with Co-Chairmen, by either of its
16 Co-Chairmen;

17 (16) All other officers, boards, commissions and
18 agencies of the State government, certified and approved by
19 such officer or by the president or chairman and secretary
20 or by the executive officer of such board, commission or
21 agency;

22 (17) Individuals, to be certified by such individuals;

23 (18) The farmers' institute, agricultural, livestock,
24 poultry, scientific, benevolent, and other private
25 associations, or corporations of whatsoever nature, to be
26 certified and approved by the president and secretary of

1 such society.

2 Nothing contained in this Section shall be construed to
3 amend or modify the "Personnel Code".

4 This Section is subject to Section 9.02.

5 (Source: P.A. 98-788, eff. 7-25-14.)

6 (30 ILCS 105/12-1) (from Ch. 127, par. 148-1)

7 Sec. 12-1. Travel control boards.

8 (a) The following travel control boards are created with
9 the members and jurisdiction set forth below:

10 (1) A Travel Control Board is created within the Office
11 of the Attorney General consisting of the Attorney General
12 as chairman and 2 members of his supervisory staff
13 appointed by him. The board shall have jurisdiction over
14 travel by employees of the office.

15 (2) A Travel Control Board is created within the Office
16 of the State Comptroller consisting of the Comptroller as
17 chairman and 2 members of his supervisory staff appointed
18 by him. The board shall have jurisdiction over travel by
19 employees of the office.

20 (3) The Higher Education Travel Control Board shall
21 consist of 12 ~~11~~ members, one to be appointed by each of
22 the following: the Board of Trustees of the University of
23 Illinois, the Board of Trustees of Southern Illinois
24 University at Carbondale, the Board of Trustees of Southern
25 Illinois University at Edwardsville, the Board of Trustees

1 of Chicago State University, the Board of Trustees of
2 Eastern Illinois University, the Board of Trustees of
3 Governors State University, the Board of Trustees of
4 Illinois State University, the Board of Trustees of
5 Northeastern Illinois University, the Board of Trustees of
6 Northern Illinois University, the Board of Trustees of
7 Western Illinois University, the Illinois Community
8 College Board and the Illinois Board of Higher Education.
9 Each member shall be an officer, member or employee of the
10 board making the appointment, or of an institution governed
11 or maintained by such board. The board shall have
12 jurisdiction over travel by the Board of Higher Education,
13 the Board of Trustees of the University of Illinois, the
14 Board of Trustees of Southern Illinois University at
15 Carbondale, the Board of Trustees of Southern Illinois
16 University at Edwardsville, the Board of Trustees of
17 Chicago State University, the Board of Trustees of Eastern
18 Illinois University, the Board of Trustees of Governors
19 State University, the Board of Trustees of Illinois State
20 University, the Board of Trustees of Northeastern Illinois
21 University, the Board of Trustees of Northern Illinois
22 University, the Board of Trustees of Western Illinois
23 University, the Illinois Community College Board, the
24 State Community College of East St. Louis (abolished under
25 Section 2-12.1 of the Public Community College Act), the
26 Illinois State Scholarship Commission, the State

1 Universities Retirement System, the University Civil
2 Service Merit Board, the Board of Trustees of the Illinois
3 Mathematics and Science Academy and all employees of the
4 named Boards, Commission and System and of the institutions
5 governed or maintained by the named Boards. The Higher
6 Education Travel Control Board shall select a chairman from
7 among its members.

8 (4) The Legislative Travel Control Board shall consist
9 of the following members serving ex-officio: The Auditor
10 General as chairman, the President and the Minority Leader
11 of the Senate and the Speaker and the Minority Leader of
12 the House of Representatives. The board shall have
13 jurisdiction over travel by employees of: the General
14 Assembly, legislative boards and commissions, the Office
15 of the Auditor General and all legislative agencies.

16 (5) A Travel Control Board is created within the Office
17 of the Lieutenant Governor consisting of the Lieutenant
18 Governor as chairman and 2 members of his supervisory staff
19 appointed by him. The board shall have jurisdiction over
20 travel by employees of the office. The Travel Control Board
21 within the office of the Lieutenant Governor is subject to
22 the provisions of Section 405-500 of the Department of
23 Central Management Services Law (20 ILCS 405/405-500).

24 (6) A Travel Control Board is created within the Office
25 of the Secretary of State consisting of the Secretary of
26 State as chairman, and 2 members of his supervisory staff

1 appointed by him. The board shall have jurisdiction over
2 travel by employees of the office.

3 (7) A Travel Control Board is created within the
4 Judicial Branch consisting of a chairman and 2 members
5 appointed by the Supreme Court. The board shall have
6 jurisdiction over travel by personnel of the Judicial
7 Branch, except the circuit courts and the judges.

8 (8) A Travel Control Board is created under the State
9 Board of Education, consisting of the State Superintendent
10 of Education as chairman, and 2 members of his supervisory
11 staff appointed by the State Board of Education. The Board
12 shall have jurisdiction over travel by employees of the
13 State Board of Education.

14 (9) A Travel Control Board is created within the Office
15 of the State Treasurer, consisting of the State Treasurer
16 as chairman and 2 members of his supervisory staff
17 appointed by him. The board shall have jurisdiction over
18 travel by employees of the office.

19 (10) A Governor's Travel Control Board is created
20 consisting of the Governor ex-officio as chairman, and 2
21 members appointed by the Governor. The board shall have
22 jurisdiction over travel by employees and officers of all
23 State agencies as defined in the Illinois State Auditing
24 Act, except for the following: judges, members of the
25 General Assembly, elected constitutional officers of the
26 State, the Auditor General, and personnel under the

1 jurisdiction of another travel control board created by
2 statute.

3 (a-5) The Commissioner of Banks and Real Estate, the
4 Prisoner Review Board, and the State Fire Marshal shall submit
5 to the Governor's Travel Control Board the quarterly reports
6 required by regulation pertaining to their employees
7 reimbursed for housing.

8 (b) Each travel control board created by this Section shall
9 meet at the call of the chairman at least quarterly to review
10 all vouchers, or a report thereof, for travel reimbursements
11 involving an exception to the State Travel Regulations and
12 Rates. Each travel control board shall prescribe the procedures
13 for submission of an information copy of vouchers involving an
14 exception to the general provisions established by the State
15 Travel Regulations and Reimbursement Rates.

16 (c) Any chairman or member of a travel control board may,
17 with the consent of the respective appointing official,
18 designate a deputy to serve in his place at any or all meetings
19 of the board. The designation shall be in writing and directed
20 to the chairman of the board.

21 (d) No member of a travel control board may receive
22 additional compensation for his service as a member.

23 (e) A report of the travel reimbursement claims reviewed by
24 each travel control board shall be submitted to the Legislative
25 Audit Commission at least once each quarter and that Commission
26 shall comment on all such reports in its annual reports to the

1 General Assembly.

2 (Source: P.A. 97-333, eff. 8-12-11.)

3 (30 ILCS 105/13.2) (from Ch. 127, par. 149.2)

4 Sec. 13.2. Transfers among line item appropriations.

5 (a) Transfers among line item appropriations from the same
6 treasury fund for the objects specified in this Section may be
7 made in the manner provided in this Section when the balance
8 remaining in one or more such line item appropriations is
9 insufficient for the purpose for which the appropriation was
10 made.

11 (a-1) No transfers may be made from one agency to another
12 agency, nor may transfers be made from one institution of
13 higher education to another institution of higher education
14 except as provided by subsection (a-4).

15 (a-2) Except as otherwise provided in this Section,
16 transfers may be made only among the objects of expenditure
17 enumerated in this Section, except that no funds may be
18 transferred from any appropriation for personal services, from
19 any appropriation for State contributions to the State
20 Employees' Retirement System, from any separate appropriation
21 for employee retirement contributions paid by the employer, nor
22 from any appropriation for State contribution for employee
23 group insurance. During State fiscal year 2005, an agency may
24 transfer amounts among its appropriations within the same
25 treasury fund for personal services, employee retirement

1 contributions paid by employer, and State Contributions to
2 retirement systems; notwithstanding and in addition to the
3 transfers authorized in subsection (c) of this Section, the
4 fiscal year 2005 transfers authorized in this sentence may be
5 made in an amount not to exceed 2% of the aggregate amount
6 appropriated to an agency within the same treasury fund. During
7 State fiscal year 2007, the Departments of Children and Family
8 Services, Corrections, Human Services, and Juvenile Justice
9 may transfer amounts among their respective appropriations
10 within the same treasury fund for personal services, employee
11 retirement contributions paid by employer, and State
12 contributions to retirement systems. During State fiscal year
13 2010, the Department of Transportation may transfer amounts
14 among their respective appropriations within the same treasury
15 fund for personal services, employee retirement contributions
16 paid by employer, and State contributions to retirement
17 systems. During State fiscal years 2010 and 2014 only, an
18 agency may transfer amounts among its respective
19 appropriations within the same treasury fund for personal
20 services, employee retirement contributions paid by employer,
21 and State contributions to retirement systems.
22 Notwithstanding, and in addition to, the transfers authorized
23 in subsection (c) of this Section, these transfers may be made
24 in an amount not to exceed 2% of the aggregate amount
25 appropriated to an agency within the same treasury fund.

26 (a-2.5) During State fiscal year 2015 only, the State's

1 Attorneys Appellate Prosecutor may transfer amounts among its
2 respective appropriations contained in operational line items
3 within the same treasury fund. Notwithstanding, and in addition
4 to, the transfers authorized in subsection (c) of this Section,
5 these transfers may be made in an amount not to exceed 4% of
6 the aggregate amount appropriated to the State's Attorneys
7 Appellate Prosecutor within the same treasury fund.

8 (a-3) Further, if an agency receives a separate
9 appropriation for employee retirement contributions paid by
10 the employer, any transfer by that agency into an appropriation
11 for personal services must be accompanied by a corresponding
12 transfer into the appropriation for employee retirement
13 contributions paid by the employer, in an amount sufficient to
14 meet the employer share of the employee contributions required
15 to be remitted to the retirement system.

16 (a-4) Long-Term Care Rebalancing. The Governor may
17 designate amounts set aside for institutional services
18 appropriated from the General Revenue Fund or any other State
19 fund that receives monies for long-term care services to be
20 transferred to all State agencies responsible for the
21 administration of community-based long-term care programs,
22 including, but not limited to, community-based long-term care
23 programs administered by the Department of Healthcare and
24 Family Services, the Department of Human Services, and the
25 Department on Aging, provided that the Director of Healthcare
26 and Family Services first certifies that the amounts being

1 transferred are necessary for the purpose of assisting persons
2 in or at risk of being in institutional care to transition to
3 community-based settings, including the financial data needed
4 to prove the need for the transfer of funds. The total amounts
5 transferred shall not exceed 4% in total of the amounts
6 appropriated from the General Revenue Fund or any other State
7 fund that receives monies for long-term care services for each
8 fiscal year. A notice of the fund transfer must be made to the
9 General Assembly and posted at a minimum on the Department of
10 Healthcare and Family Services website, the Governor's Office
11 of Management and Budget website, and any other website the
12 Governor sees fit. These postings shall serve as notice to the
13 General Assembly of the amounts to be transferred. Notice shall
14 be given at least 30 days prior to transfer.

15 (b) In addition to the general transfer authority provided
16 under subsection (c), the following agencies have the specific
17 transfer authority granted in this subsection:

18 The Department of Healthcare and Family Services is
19 authorized to make transfers representing savings attributable
20 to not increasing grants due to the births of additional
21 children from line items for payments of cash grants to line
22 items for payments for employment and social services for the
23 purposes outlined in subsection (f) of Section 4-2 of the
24 Illinois Public Aid Code.

25 The Department of Children and Family Services is
26 authorized to make transfers not exceeding 2% of the aggregate

1 amount appropriated to it within the same treasury fund for the
2 following line items among these same line items: Foster Home
3 and Specialized Foster Care and Prevention, Institutions and
4 Group Homes and Prevention, and Purchase of Adoption and
5 Guardianship Services.

6 The Department on Aging is authorized to make transfers not
7 exceeding 2% of the aggregate amount appropriated to it within
8 the same treasury fund for the following Community Care Program
9 line items among these same line items: purchase of services
10 covered by the Community Care Program and Comprehensive Case
11 Coordination.

12 The State Treasurer is authorized to make transfers among
13 line item appropriations from the Capital Litigation Trust
14 Fund, with respect to costs incurred in fiscal years 2002 and
15 2003 only, when the balance remaining in one or more such line
16 item appropriations is insufficient for the purpose for which
17 the appropriation was made, provided that no such transfer may
18 be made unless the amount transferred is no longer required for
19 the purpose for which that appropriation was made.

20 The State Board of Education is authorized to make
21 transfers from line item appropriations within the same
22 treasury fund for General State Aid, General State Aid - Hold
23 Harmless, and Evidence-Based Funding, provided that no such
24 transfer may be made unless the amount transferred is no longer
25 required for the purpose for which that appropriation was made,
26 to the line item appropriation for Transitional Assistance when

1 the balance remaining in such line item appropriation is
2 insufficient for the purpose for which the appropriation was
3 made.

4 The State Board of Education is authorized to make
5 transfers between the following line item appropriations
6 within the same treasury fund: Disabled Student
7 Services/Materials (Section 14-13.01 of the School Code),
8 Disabled Student Transportation Reimbursement (Section
9 14-13.01 of the School Code), Disabled Student Tuition -
10 Private Tuition (Section 14-7.02 of the School Code),
11 Extraordinary Special Education (Section 14-7.02b of the
12 School Code), Reimbursement for Free Lunch/Breakfast Program,
13 Summer School Payments (Section 18-4.3 of the School Code), and
14 Transportation - Regular/Vocational Reimbursement (Section
15 29-5 of the School Code). Such transfers shall be made only
16 when the balance remaining in one or more such line item
17 appropriations is insufficient for the purpose for which the
18 appropriation was made and provided that no such transfer may
19 be made unless the amount transferred is no longer required for
20 the purpose for which that appropriation was made.

21 The Department of Healthcare and Family Services is
22 authorized to make transfers not exceeding 4% of the aggregate
23 amount appropriated to it, within the same treasury fund, among
24 the various line items appropriated for Medical Assistance.

25 (c) The sum of such transfers for an agency in a fiscal
26 year shall not exceed 2% of the aggregate amount appropriated

1 to it within the same treasury fund for the following objects:
2 Personal Services; Extra Help; Student and Inmate
3 Compensation; State Contributions to Retirement Systems; State
4 Contributions to Social Security; State Contribution for
5 Employee Group Insurance; Contractual Services; Travel;
6 Commodities; Printing; Equipment; Electronic Data Processing;
7 Operation of Automotive Equipment; Telecommunications
8 Services; Travel and Allowance for Committed, Paroled and
9 Discharged Prisoners; Library Books; Federal Matching Grants
10 for Student Loans; Refunds; Workers' Compensation,
11 Occupational Disease, and Tort Claims; and, in appropriations
12 to institutions of higher education, Awards and Grants.
13 Notwithstanding the above, any amounts appropriated for
14 payment of workers' compensation claims to an agency to which
15 the authority to evaluate, administer and pay such claims has
16 been delegated by the Department of Central Management Services
17 may be transferred to any other expenditure object where such
18 amounts exceed the amount necessary for the payment of such
19 claims.

20 (c-1) Special provisions for State fiscal year 2003.
21 Notwithstanding any other provision of this Section to the
22 contrary, for State fiscal year 2003 only, transfers among line
23 item appropriations to an agency from the same treasury fund
24 may be made provided that the sum of such transfers for an
25 agency in State fiscal year 2003 shall not exceed 3% of the
26 aggregate amount appropriated to that State agency for State

1 fiscal year 2003 for the following objects: personal services,
2 except that no transfer may be approved which reduces the
3 aggregate appropriations for personal services within an
4 agency; extra help; student and inmate compensation; State
5 contributions to retirement systems; State contributions to
6 social security; State contributions for employee group
7 insurance; contractual services; travel; commodities;
8 printing; equipment; electronic data processing; operation of
9 automotive equipment; telecommunications services; travel and
10 allowance for committed, paroled, and discharged prisoners;
11 library books; federal matching grants for student loans;
12 refunds; workers' compensation, occupational disease, and tort
13 claims; and, in appropriations to institutions of higher
14 education, awards and grants.

15 (c-2) Special provisions for State fiscal year 2005.
16 Notwithstanding subsections (a), (a-2), and (c), for State
17 fiscal year 2005 only, transfers may be made among any line
18 item appropriations from the same or any other treasury fund
19 for any objects or purposes, without limitation, when the
20 balance remaining in one or more such line item appropriations
21 is insufficient for the purpose for which the appropriation was
22 made, provided that the sum of those transfers by a State
23 agency shall not exceed 4% of the aggregate amount appropriated
24 to that State agency for fiscal year 2005.

25 (c-3) Special provisions for State fiscal year 2015.
26 Notwithstanding any other provision of this Section, for State

1 fiscal year 2015, transfers among line item appropriations to a
2 State agency from the same State treasury fund may be made for
3 operational or lump sum expenses only, provided that the sum of
4 such transfers for a State agency in State fiscal year 2015
5 shall not exceed 4% of the aggregate amount appropriated to
6 that State agency for operational or lump sum expenses for
7 State fiscal year 2015. For the purpose of this subsection,
8 "operational or lump sum expenses" includes the following
9 objects: personal services; extra help; student and inmate
10 compensation; State contributions to retirement systems; State
11 contributions to social security; State contributions for
12 employee group insurance; contractual services; travel;
13 commodities; printing; equipment; electronic data processing;
14 operation of automotive equipment; telecommunications
15 services; travel and allowance for committed, paroled, and
16 discharged prisoners; library books; federal matching grants
17 for student loans; refunds; workers' compensation,
18 occupational disease, and tort claims; lump sum and other
19 purposes; and lump sum operations. For the purpose of this
20 subsection (c-3), "State agency" does not include the Attorney
21 General, the Secretary of State, the Comptroller, the
22 Treasurer, or the legislative or judicial branches.

23 (c-4) Special provisions for State fiscal year 2018.
24 Notwithstanding any other provision of this Section, for State
25 fiscal year 2018, transfers among line item appropriations to a
26 State agency from the same State treasury fund may be made for

1 operational or lump sum expenses only, provided that the sum of
2 such transfers for a State agency in State fiscal year 2018
3 shall not exceed 4% of the aggregate amount appropriated to
4 that State agency for operational or lump sum expenses for
5 State fiscal year 2018. For the purpose of this subsection
6 (c-4), "operational or lump sum expenses" includes the
7 following objects: personal services; extra help; student and
8 inmate compensation; State contributions to retirement
9 systems; State contributions to social security; State
10 contributions for employee group insurance; contractual
11 services; travel; commodities; printing; equipment; electronic
12 data processing; operation of automotive equipment;
13 telecommunications services; travel and allowance for
14 committed, paroled, and discharged prisoners; library books;
15 federal matching grants for student loans; refunds; workers'
16 compensation, occupational disease, and tort claims; lump sum
17 and other purposes; and lump sum operations. For the purpose of
18 this subsection (c-4), "State agency" does not include the
19 Attorney General, the Secretary of State, the Comptroller, the
20 Treasurer, or the legislative or judicial branches.

21 (d) Transfers among appropriations made to agencies of the
22 Legislative and Judicial departments and to the
23 constitutionally elected officers in the Executive branch
24 require the approval of the officer authorized in Section 10 of
25 this Act to approve and certify vouchers. Transfers among
26 appropriations made to the University of Illinois, Southern

1 Illinois University at Carbondale, Southern Illinois
2 University at Edwardsville, Chicago State University, Eastern
3 Illinois University, Governors State University, Illinois
4 State University, Northeastern Illinois University, Northern
5 Illinois University, Western Illinois University, the Illinois
6 Mathematics and Science Academy and the Board of Higher
7 Education require the approval of the Board of Higher Education
8 and the Governor. Transfers among appropriations to all other
9 agencies require the approval of the Governor.

10 The officer responsible for approval shall certify that the
11 transfer is necessary to carry out the programs and purposes
12 for which the appropriations were made by the General Assembly
13 and shall transmit to the State Comptroller a certified copy of
14 the approval which shall set forth the specific amounts
15 transferred so that the Comptroller may change his records
16 accordingly. The Comptroller shall furnish the Governor with
17 information copies of all transfers approved for agencies of
18 the Legislative and Judicial departments and transfers
19 approved by the constitutionally elected officials of the
20 Executive branch other than the Governor, showing the amounts
21 transferred and indicating the dates such changes were entered
22 on the Comptroller's records.

23 (e) The State Board of Education, in consultation with the
24 State Comptroller, may transfer line item appropriations for
25 General State Aid or Evidence-Based Funding between the Common
26 School Fund and the Education Assistance Fund. With the advice

1 and consent of the Governor's Office of Management and Budget,
2 the State Board of Education, in consultation with the State
3 Comptroller, may transfer line item appropriations between the
4 General Revenue Fund and the Education Assistance Fund for the
5 following programs:

6 (1) Disabled Student Personnel Reimbursement (Section
7 14-13.01 of the School Code);

8 (2) Disabled Student Transportation Reimbursement
9 (subsection (b) of Section 14-13.01 of the School Code);

10 (3) Disabled Student Tuition - Private Tuition
11 (Section 14-7.02 of the School Code);

12 (4) Extraordinary Special Education (Section 14-7.02b
13 of the School Code);

14 (5) Reimbursement for Free Lunch/Breakfast Programs;

15 (6) Summer School Payments (Section 18-4.3 of the
16 School Code);

17 (7) Transportation - Regular/Vocational Reimbursement
18 (Section 29-5 of the School Code);

19 (8) Regular Education Reimbursement (Section 18-3 of
20 the School Code); and

21 (9) Special Education Reimbursement (Section 14-7.03
22 of the School Code).

23 (Source: P.A. 99-2, eff. 3-26-15; 100-23, eff. 7-6-17; 100-465,
24 eff. 8-31-17; revised 10-4-17.)

25 (30 ILCS 105/13.5)

1 Sec. 13.5. Appropriations for education.

2 (a) Except for the State fiscal year beginning on July 1,
3 2009, State appropriations to the State Board of Education, the
4 Board of Trustees of Southern Illinois University at
5 Carbondale, the Board of Trustees of Southern Illinois
6 University at Edwardsville, the Board of Trustees of the
7 University of Illinois, the Board of Trustees of Chicago State
8 University, the Board of Trustees of Eastern Illinois
9 University, the Board of Trustees of Illinois State University,
10 the Board of Trustees of Governors State University, the Board
11 of Trustees of Northeastern Illinois University, the Board of
12 Trustees of Northern Illinois University, and the Board of
13 Trustees of Western Illinois University for operations shall
14 identify the amounts appropriated for personal services, State
15 contributions to social security for Medicare, contractual
16 services, travel, commodities, equipment, operation of
17 automotive equipment, telecommunications, awards and grants,
18 and permanent improvements.

19 (b) Within 120 days after the conclusion of each fiscal
20 year, each State-supported institution of higher learning must
21 provide, through the Illinois Board of Higher Education, a
22 financial report to the Governor and General Assembly
23 documenting the institution's revenues and expenditures of
24 funds for that fiscal year ending June 30 for all funds.

25 (Source: P.A. 96-45, eff. 7-15-09.)

1 Section 75. The State Officers and Employees Money
2 Disposition Act is amended by changing Section 1 as follows:

3 (30 ILCS 230/1) (from Ch. 127, par. 170)

4 Sec. 1. Application of Act; exemptions. The officers of the
5 Executive Department of the State Government, the Clerk of the
6 Supreme Court, the Clerks of the Appellate Courts, the
7 Departments of the State government created by the Civil
8 Administrative Code of Illinois, and all other officers,
9 boards, commissions, commissioners, departments, institutions,
10 arms or agencies, or agents of the Executive Department of the
11 State government, except the University of Illinois, Southern
12 Illinois University at Carbondale, Southern Illinois
13 University at Edwardsville, Chicago State University, Eastern
14 Illinois University, Governors State University, Illinois
15 State University, Northeastern Illinois University, Northern
16 Illinois University, Western Illinois University, the
17 Cooperative Computer Center, and the Board of Trustees of the
18 Illinois Bank Examiners' Education Foundation for moneys
19 collected pursuant to subsection (11) of Section 48 of the
20 Illinois Banking Act for purposes of the Illinois Bank
21 Examiners' Education Program, are subject to this Act. This Act
22 shall not apply, however, to any of the following: (i) the
23 receipt by any such officer of federal funds made available
24 under such conditions as precluded the payment thereof into the
25 State Treasury, (ii) (blank), (iii) the Director of Insurance

1 in his capacity as rehabilitator or liquidator under Article
2 XIII of the Illinois Insurance Code, (iv) funds received by the
3 Illinois State Scholarship Commission from private firms
4 employed by the State to collect delinquent amounts due and
5 owing from a borrower on any loans guaranteed by such
6 Commission under the Higher Education Student Assistance Law or
7 on any "eligible loans" as that term is defined under the
8 Education Loan Purchase Program Law, or (v) moneys collected on
9 behalf of lessees of facilities of the Department of
10 Agriculture located on the Illinois State Fairgrounds at
11 Springfield and DuQuoin. This Section 1 shall not apply to the
12 receipt of funds required to be deposited in the Industrial
13 Project Fund pursuant to Section 12 of the Rehabilitation of
14 Persons with Disabilities Act.

15 (Source: P.A. 99-143, eff. 7-27-15.)

16 Section 80. The Public Funds Investment Act is amended by
17 changing Section 6 as follows:

18 (30 ILCS 235/6) (from Ch. 85, par. 906)

19 Sec. 6. Report of financial institutions.

20 (a) No bank shall receive any public funds unless it has
21 furnished the corporate authorities of a public agency
22 submitting a deposit with copies of the last two sworn
23 statements of resources and liabilities which the bank is
24 required to furnish to the Commissioner of Banks and Real

1 Estate or to the Comptroller of the Currency. Each bank
2 designated as a depository for public funds shall, while acting
3 as such depository, furnish the corporate authorities of a
4 public agency with a copy of all statements of resources and
5 liabilities which it is required to furnish to the Commissioner
6 of Banks and Real Estate or to the Comptroller of the Currency;
7 provided, that if such funds or moneys are deposited in a bank,
8 the amount of all such deposits not collateralized or insured
9 by an agency of the federal government shall not exceed 75% of
10 the capital stock and surplus of such bank, and the corporate
11 authorities of a public agency submitting a deposit shall not
12 be discharged from responsibility for any funds or moneys
13 deposited in any bank in excess of such limitation.

14 (b) No savings bank or savings and loan association shall
15 receive public funds unless it has furnished the corporate
16 authorities of a public agency submitting a deposit with copies
17 of the last 2 sworn statements of resources and liabilities
18 which the savings bank or savings and loan association is
19 required to furnish to the Commissioner of Banks and Real
20 Estate or the Federal Deposit Insurance Corporation. Each
21 savings bank or savings and loan association designated as a
22 depository for public funds shall, while acting as such
23 depository, furnish the corporate authorities of a public
24 agency with a copy of all statements of resources and
25 liabilities which it is required to furnish to the Commissioner
26 of Banks and Real Estate or the Federal Deposit Insurance

1 Corporation; provided, that if such funds or moneys are
2 deposited in a savings bank or savings and loan association,
3 the amount of all such deposits not collateralized or insured
4 by an agency of the federal government shall not exceed 75% of
5 the net worth of such savings bank or savings and loan
6 association as defined by the Federal Deposit Insurance
7 Corporation, and the corporate authorities of a public agency
8 submitting a deposit shall not be discharged from
9 responsibility for any funds or moneys deposited in any savings
10 bank or savings and loan association in excess of such
11 limitation.

12 (c) No credit union shall receive public funds unless it
13 has furnished the corporate authorities of a public agency
14 submitting a share deposit with copies of the last two reports
15 of examination prepared by or submitted to the Illinois
16 Department of Financial Institutions or the National Credit
17 Union Administration. Each credit union designated as a
18 depository for public funds shall, while acting as such
19 depository, furnish the corporate authorities of a public
20 agency with a copy of all reports of examination prepared by or
21 furnished to the Illinois Department of Financial Institutions
22 or the National Credit Union Administration; provided that if
23 such funds or moneys are invested in a credit union account,
24 the amount of all such investments not collateralized or
25 insured by an agency of the federal government or other
26 approved share insurer shall not exceed 50% of the unimpaired

1 capital and surplus of such credit union, which shall include
2 shares, reserves and undivided earnings and the corporate
3 authorities of a public agency making an investment shall not
4 be discharged from responsibility for any funds or moneys
5 invested in a credit union in excess of such limitation.

6 (d) Whenever a public agency deposits any public funds in a
7 financial institution, the public agency may enter into an
8 agreement with the financial institution requiring any funds
9 not insured by the Federal Deposit Insurance Corporation or the
10 National Credit Union Administration or other approved share
11 insurer to be collateralized by any of the following classes of
12 securities, provided there has been no default in the payment
13 of principal or interest thereon:

14 (1) Bonds, notes, or other securities constituting
15 direct and general obligations of the United States, the
16 bonds, notes, or other securities constituting the direct
17 and general obligation of any agency or instrumentality of
18 the United States, the interest and principal of which is
19 unconditionally guaranteed by the United States, and
20 bonds, notes, or other securities or evidence of
21 indebtedness constituting the obligation of a U.S. agency
22 or instrumentality.

23 (2) Direct and general obligation bonds of the State of
24 Illinois or of any other state of the United States.

25 (3) Revenue bonds of this State or any authority,
26 board, commission, or similar agency thereof.

1 (4) Direct and general obligation bonds of any city,
2 town, county, school district, or other taxing body of any
3 state, the debt service of which is payable from general ad
4 valorem taxes.

5 (5) Revenue bonds of any city, town, county, or school
6 district of the State of Illinois.

7 (6) Obligations issued, assumed, or guaranteed by the
8 International Finance Corporation, the principal of which
9 is not amortized during the life of the obligation, but no
10 such obligation shall be accepted at more than 90% of its
11 market value.

12 (7) Illinois Affordable Housing Program Trust Fund
13 Bonds or Notes as defined in and issued pursuant to the
14 Illinois Housing Development Act.

15 (8) In an amount equal to at least market value of that
16 amount of funds deposited exceeding the insurance
17 limitation provided by the Federal Deposit Insurance
18 Corporation or the National Credit Union Administration or
19 other approved share insurer: (i) securities, (ii)
20 mortgages, (iii) letters of credit issued by a Federal Home
21 Loan Bank, or (iv) loans covered by a State Guarantee under
22 the Illinois Farm Development Act, if that guarantee has
23 been assumed by the Illinois Finance Authority under
24 Section 845-75 of the Illinois Finance Authority Act, and
25 loans covered by a State Guarantee under Article 830 of the
26 Illinois Finance Authority Act.

1 (9) Certificates of deposit or share certificates
2 issued to the depository institution pledging them as
3 security. The public agency may require security in the
4 amount of 125% of the value of the public agency deposit.
5 Such certificate of deposit or share certificate shall:

6 (i) be fully insured by the Federal Deposit
7 Insurance Corporation, the Federal Savings and Loan
8 Insurance Corporation, or the National Credit Union
9 Share Insurance Fund or issued by a depository
10 institution which is rated within the 3 highest
11 classifications established by at least one of the 2
12 standard rating services;

13 (ii) be issued by a financial institution having
14 assets of \$15,000,000 or more; and

15 (iii) be issued by either a savings and loan
16 association having a capital to asset ratio of at least
17 2%, by a bank having a capital to asset ratio of at
18 least 6% or by a credit union having a capital to asset
19 ratio of at least 4%.

20 The depository institution shall effect the assignment of
21 the certificate of deposit or share certificate to the public
22 agency and shall agree that, in the event the issuer of the
23 certificate fails to maintain the capital to asset ratio
24 required by this Section, such certificate of deposit or share
25 certificate shall be replaced by additional suitable security.

26 (e) The public agency may accept a system established by

1 the State Treasurer to aggregate permissible securities
2 received as collateral from financial institutions in a
3 collateral pool to secure public deposits of the institutions
4 that have pledged securities to the pool.

5 (f) The public agency may at any time declare any
6 particular security ineligible to qualify as collateral when,
7 in the public agency's judgment, it is deemed desirable to do
8 so.

9 (g) Notwithstanding any other provision of this Section, as
10 security a public agency may, at its discretion, accept a bond,
11 executed by a company authorized to transact the kinds of
12 business described in clause (g) of Section 4 of the Illinois
13 Insurance Code, in an amount not less than the amount of the
14 deposits required by this Section to be secured, payable to the
15 public agency for the benefit of the People of the unit of
16 government, in a form that is acceptable to the public agency.

17 (h) Paragraphs (a), (b), (c), (d), (e), (f), and (g) of
18 this Section do not apply to the University of Illinois,
19 Southern Illinois University at Carbondale, Southern Illinois
20 University at Edwardsville, Chicago State University, Eastern
21 Illinois University, Governors State University, Illinois
22 State University, Northeastern Illinois University, Northern
23 Illinois University, Western Illinois University, the
24 Cooperative Computer Center and public community colleges.

25 (Source: P.A. 95-331, eff. 8-21-07.)

1 Section 85. The Educational Institution Bond Authorization
2 Act is amended by changing Section 1 as follows:

3 (30 ILCS 395/1) (from Ch. 127, par. 307)

4 Sec. 1. The State of Illinois is authorized to issue and
5 sell and provide for the retirement of bonds of the State of
6 Illinois to the amount of \$195,000,000 for the purpose of
7 providing funds in order to relieve overcrowded conditions by
8 making permanent improvements at educational institutions
9 owned by this State which are now under the jurisdiction,
10 management and control of the Board of Trustees of the
11 University of Illinois, the Board of Trustees of Southern
12 Illinois University at Carbondale, the Board of Trustees of
13 Southern Illinois University at Edwardsville, the Board of
14 Trustees of Chicago State University, the Board of Trustees of
15 Eastern Illinois University, the Board of Trustees of Governors
16 State University, the Board of Trustees of Illinois State
17 University, the Board of Trustees of Northeastern Illinois
18 University, the Board of Trustees of Northern Illinois
19 University, and the Board of Trustees of Western Illinois
20 University.

21 (Source: P.A. 89-4, eff. 1-1-96.)

22 Section 90. The Illinois Procurement Code is amended by
23 changing Sections 1-13, 1-15.100, 50-13, and 50-37 as follows:

1 (30 ILCS 500/1-13)

2 Sec. 1-13. Applicability to public institutions of higher
3 education.

4 (a) This Code shall apply to public institutions of higher
5 education, regardless of the source of the funds with which
6 contracts are paid, except as provided in this Section.

7 (b) Except as provided in this Section, this Code shall not
8 apply to procurements made by or on behalf of public
9 institutions of higher education for any of the following:

10 (1) Memberships in professional, academic, research,
11 or athletic organizations on behalf of a public institution
12 of higher education, an employee of a public institution of
13 higher education, or a student at a public institution of
14 higher education.

15 (2) Procurement expenditures for events or activities
16 paid for exclusively by revenues generated by the event or
17 activity, gifts or donations for the event or activity,
18 private grants, or any combination thereof.

19 (3) Procurement expenditures for events or activities
20 for which the use of specific potential contractors is
21 mandated or identified by the sponsor of the event or
22 activity, provided that the sponsor is providing a majority
23 of the funding for the event or activity.

24 (4) Procurement expenditures necessary to provide
25 athletic, artistic or musical services, performances,
26 events, or productions by or for a public institution of

1 higher education.

2 (5) Procurement expenditures for periodicals, books,
3 subscriptions, database licenses, and other publications
4 procured for use by a university library or academic
5 department, except for expenditures related to procuring
6 textbooks for student use or materials for resale or
7 rental.

8 (6) Procurement expenditures for placement of students
9 in externships, practicums, field experiences, and for
10 medical residencies and rotations.

11 (7) Contracts for programming and broadcast license
12 rights for university-operated radio and television
13 stations.

14 (8) Procurement expenditures necessary to perform
15 sponsored research and other sponsored activities under
16 grants and contracts funded by the sponsor or by sources
17 other than State appropriations.

18 (9) Contracts with a foreign entity for research or
19 educational activities, provided that the foreign entity
20 either does not maintain an office in the United States or
21 is the sole source of the service or product.

22 Notice of each contract entered into by a public institution of
23 higher education that is related to the procurement of goods
24 and services identified in items (1) through (9) of this
25 subsection shall be published in the Procurement Bulletin
26 within 14 calendar days after contract execution. The Chief

1 Procurement Officer shall prescribe the form and content of the
2 notice. Each public institution of higher education shall
3 provide the Chief Procurement Officer, on a monthly basis, in
4 the form and content prescribed by the Chief Procurement
5 Officer, a report of contracts that are related to the
6 procurement of goods and services identified in this
7 subsection. At a minimum, this report shall include the name of
8 the contractor, a description of the supply or service
9 provided, the total amount of the contract, the term of the
10 contract, and the exception to the Code utilized. A copy of any
11 or all of these contracts shall be made available to the Chief
12 Procurement Officer immediately upon request. The Chief
13 Procurement Officer shall submit a report to the Governor and
14 General Assembly no later than November 1 of each year that
15 shall include, at a minimum, an annual summary of the monthly
16 information reported to the Chief Procurement Officer.

17 (b-5) Except as provided in this subsection, the provisions
18 of this Code shall not apply to contracts for medical supplies,
19 and to contracts for medical services necessary for the
20 delivery of care and treatment at medical, dental, or
21 veterinary teaching facilities utilized by Southern Illinois
22 University or the University of Illinois and at any
23 university-operated health care center or dispensary that
24 provides care, treatment, and medications for students,
25 faculty and staff. Other supplies and services needed for these
26 teaching facilities shall be subject to the jurisdiction of the

1 Chief Procurement Officer for Public Institutions of Higher
2 Education who may establish expedited procurement procedures
3 and may waive or modify certification, contract, hearing,
4 process and registration requirements required by the Code. All
5 procurements made under this subsection shall be documented and
6 may require publication in the Illinois Procurement Bulletin.

7 (c) Procurements made by or on behalf of public
8 institutions of higher education for the fulfillment of a grant
9 shall be made in accordance with the requirements of this Code
10 to the extent practical.

11 Upon the written request of a public institution of higher
12 education, the Chief Procurement Officer may waive contract,
13 registration, certification, and hearing requirements of this
14 Code if, based on the item to be procured or the terms of a
15 grant, compliance is impractical. The public institution of
16 higher education shall provide the Chief Procurement Officer
17 with specific reasons for the waiver, including the necessity
18 of contracting with a particular potential contractor, and
19 shall certify that an effort was made in good faith to comply
20 with the provisions of this Code. The Chief Procurement Officer
21 shall provide written justification for any waivers. By
22 November 1 of each year, the Chief Procurement Officer shall
23 file a report with the General Assembly identifying each
24 contract approved with waivers and providing the justification
25 given for any waivers for each of those contracts. Notice of
26 each waiver made under this subsection shall be published in

1 the Procurement Bulletin within 14 calendar days after contract
2 execution. The Chief Procurement Officer shall prescribe the
3 form and content of the notice.

4 (d) Notwithstanding this Section, a waiver of the
5 registration requirements of Section 20-160 does not permit a
6 business entity and any affiliated entities or affiliated
7 persons to make campaign contributions if otherwise prohibited
8 by Section 50-37. The total amount of contracts awarded in
9 accordance with this Section shall be included in determining
10 the aggregate amount of contracts or pending bids of a business
11 entity and any affiliated entities or affiliated persons.

12 (e) Notwithstanding subsection (e) of Section 50-10.5 of
13 this Code, the Chief Procurement Officer, with the approval of
14 the Executive Ethics Commission, may permit a public
15 institution of higher education to accept a bid or enter into a
16 contract with a business that assisted the public institution
17 of higher education in determining whether there is a need for
18 a contract or assisted in reviewing, drafting, or preparing
19 documents related to a bid or contract, provided that the bid
20 or contract is essential to research administered by the public
21 institution of higher education and it is in the best interest
22 of the public institution of higher education to accept the bid
23 or contract. For purposes of this subsection, "business"
24 includes all individuals with whom a business is affiliated,
25 including, but not limited to, any officer, agent, employee,
26 consultant, independent contractor, director, partner,

1 manager, or shareholder of a business. The Executive Ethics
2 Commission may promulgate rules and regulations for the
3 implementation and administration of the provisions of this
4 subsection (e).

5 (f) As used in this Section:

6 "Grant" means non-appropriated funding provided by a
7 federal or private entity to support a project or program
8 administered by a public institution of higher education and
9 any non-appropriated funding provided to a sub-recipient of the
10 grant.

11 "Public institution of higher education" means Chicago
12 State University, Eastern Illinois University, Governors State
13 University, Illinois State University, Northeastern Illinois
14 University, Northern Illinois University, Southern Illinois
15 University at Carbondale, Southern Illinois University at
16 Edwardsville, University of Illinois, Western Illinois
17 University, and, for purposes of this Code only, the Illinois
18 Mathematics and Science Academy.

19 (g) (Blank).

20 (h) The General Assembly finds and declares that:

21 (1) Public Act 98-1076, which took effect on January 1,
22 2015, changed the repeal date set for this Section from
23 December 31, 2014 to December 31, 2016.

24 (2) The Statute on Statutes sets forth general rules on
25 the repeal of statutes and the construction of multiple
26 amendments, but Section 1 of that Act also states that

1 these rules will not be observed when the result would be
2 "inconsistent with the manifest intent of the General
3 Assembly or repugnant to the context of the statute".

4 (3) This amendatory Act of the 100th General Assembly
5 manifests the intention of the General Assembly to remove
6 the repeal of this Section.

7 (4) This Section was originally enacted to protect,
8 promote, and preserve the general welfare. Any
9 construction of this Section that results in the repeal of
10 this Section on December 31, 2014 would be inconsistent
11 with the manifest intent of the General Assembly and
12 repugnant to the context of this Code.

13 It is hereby declared to have been the intent of the
14 General Assembly that this Section not be subject to repeal on
15 December 31, 2014.

16 This Section shall be deemed to have been in continuous
17 effect since December 20, 2011 (the effective date of Public
18 Act 97-643), and it shall continue to be in effect henceforward
19 until it is otherwise lawfully repealed. All previously enacted
20 amendments to this Section taking effect on or after December
21 31, 2014, are hereby validated.

22 All actions taken in reliance on or pursuant to this
23 Section by any public institution of higher education, person,
24 or entity are hereby validated.

25 In order to ensure the continuing effectiveness of this
26 Section, it is set forth in full and re-enacted by this

1 amendatory Act of the 100th General Assembly. This re-enactment
2 is intended as a continuation of this Section. It is not
3 intended to supersede any amendment to this Section that is
4 enacted by the 100th General Assembly.

5 In this amendatory Act of the 100th General Assembly, the
6 base text of the reenacted Section is set forth as amended by
7 Public Act 98-1076. Striking and underscoring is used only to
8 show changes being made to the base text.

9 This Section applies to all procurements made on or before
10 the effective date of this amendatory Act of the 100th General
11 Assembly.

12 (Source: P.A. 100-43, eff. 8-9-17.)

13 (30 ILCS 500/1-15.100)

14 Sec. 1-15.100. State agency. "State agency" means and
15 includes all boards, commissions, agencies, institutions,
16 authorities, and bodies politic and corporate of the State,
17 created by or in accordance with the constitution or statute,
18 of the executive branch of State government and does include
19 colleges, universities, and institutions under the
20 jurisdiction of the governing boards of the University of
21 Illinois, Southern Illinois University at Carbondale, Southern
22 Illinois University at Edwardsville, Illinois State
23 University, Eastern Illinois University, Northern Illinois
24 University, Western Illinois University, Chicago State
25 University, Governor State University, Northeastern Illinois

1 University, and the Board of Higher Education. However, this
2 term does not apply to public employee retirement systems or
3 investment boards that are subject to fiduciary duties imposed
4 by the Illinois Pension Code or to the University of Illinois
5 Foundation. "State agency" does not include units of local
6 government, school districts, community colleges under the
7 Public Community College Act, and the Illinois Comprehensive
8 Health Insurance Board.

9 (Source: P.A. 90-572, eff. 2-6-98.)

10 (30 ILCS 500/50-13)

11 Sec. 50-13. Conflicts of interest.

12 (a) Prohibition. It is unlawful for any person holding an
13 elective office in this State, holding a seat in the General
14 Assembly, or appointed to or employed in any of the offices or
15 agencies of State government and who receives compensation for
16 such employment in excess of 60% of the salary of the Governor
17 of the State of Illinois, or who is an officer or employee of
18 the Capital Development Board or the Illinois Toll Highway
19 Authority, or who is the spouse or minor child of any such
20 person to have or acquire any contract, or any direct pecuniary
21 interest in any contract therein, whether for stationery,
22 printing, paper, or any services, materials, or supplies, that
23 will be wholly or partially satisfied by the payment of funds
24 appropriated by the General Assembly of the State of Illinois
25 or in any contract of the Capital Development Board or the

1 Illinois Toll Highway Authority.

2 (b) Interests. It is unlawful for any firm, partnership,
3 association, or corporation, in which any person listed in
4 subsection (a) is entitled to receive (i) more than 7 1/2% of
5 the total distributable income or (ii) an amount in excess of
6 the salary of the Governor, to have or acquire any such
7 contract or direct pecuniary interest therein.

8 (c) Combined interests. It is unlawful for any firm,
9 partnership, association, or corporation, in which any person
10 listed in subsection (a) together with his or her spouse or
11 minor children is entitled to receive (i) more than 15%, in the
12 aggregate, of the total distributable income or (ii) an amount
13 in excess of 2 times the salary of the Governor, to have or
14 acquire any such contract or direct pecuniary interest therein.

15 (c-5) Appointees and firms. In addition to any provisions
16 of this Code, the interests of certain appointees and their
17 firms are subject to Section 3A-35 of the Illinois Governmental
18 Ethics Act.

19 (d) Securities. Nothing in this Section invalidates the
20 provisions of any bond or other security previously offered or
21 to be offered for sale or sold by or for the State of Illinois.

22 (e) Prior interests. This Section does not affect the
23 validity of any contract made between the State and an officer
24 or employee of the State or member of the General Assembly, his
25 or her spouse, minor child, or other immediate family member
26 living in his or her residence or any combination of those

1 persons if that contract was in existence before his or her
2 election or employment as an officer, member, or employee. The
3 contract is voidable, however, if it cannot be completed within
4 365 calendar days after the officer, member, or employee takes
5 office or is employed.

6 (f) Exceptions.

7 (1) Public aid payments. This Section does not apply to
8 payments made for a public aid recipient.

9 (2) Teaching. This Section does not apply to a contract
10 for personal services as a teacher or school administrator
11 between a member of the General Assembly or his or her
12 spouse, or a State officer or employee or his or her
13 spouse, and any school district, public community college
14 district, the University of Illinois, Southern Illinois
15 University at Carbondale, Southern Illinois University at
16 Edwardsville, Illinois State University, Eastern Illinois
17 University, Northern Illinois University, Western Illinois
18 University, Chicago State University, Governor State
19 University, or Northeastern Illinois University.

20 (3) Ministerial duties. This Section does not apply to
21 a contract for personal services of a wholly ministerial
22 character, including but not limited to services as a
23 laborer, clerk, typist, stenographer, page, bookkeeper,
24 receptionist, or telephone switchboard operator, made by a
25 spouse or minor child of an elective or appointive State
26 officer or employee or of a member of the General Assembly.

1 (4) Child and family services. This Section does not
2 apply to payments made to a member of the General Assembly,
3 a State officer or employee, his or her spouse or minor
4 child acting as a foster parent, homemaker, advocate, or
5 volunteer for or in behalf of a child or family served by
6 the Department of Children and Family Services.

7 (5) Licensed professionals. Contracts with licensed
8 professionals, provided they are competitively bid or part
9 of a reimbursement program for specific, customary goods
10 and services through the Department of Children and Family
11 Services, the Department of Human Services, the Department
12 of Healthcare and Family Services, the Department of Public
13 Health, or the Department on Aging.

14 (g) Penalty. A person convicted of a violation of this
15 Section is guilty of a business offense and shall be fined not
16 less than \$1,000 nor more than \$5,000.

17 (Source: P.A. 98-1076, eff. 1-1-15.)

18 (30 ILCS 500/50-37)

19 Sec. 50-37. Prohibition of political contributions.

20 (a) As used in this Section:

21 The terms "contract", "State contract", and "contract
22 with a State agency" each mean any contract, as defined in
23 this Code, between a business entity and a State agency let
24 or awarded pursuant to this Code. The terms "contract",
25 "State contract", and "contract with a State agency" do not

1 include cost reimbursement contracts; purchase of care
2 agreements as defined in Section 1-15.68 of this Code;
3 contracts for projects eligible for full or partial
4 federal-aid funding reimbursements authorized by the
5 Federal Highway Administration; grants, including but are
6 not limited to grants for job training or transportation;
7 and grants, loans, or tax credit agreements for economic
8 development purposes.

9 "Contribution" means a contribution as defined in
10 Section 9-1.4 of the Election Code.

11 "Declared candidate" means a person who has filed a
12 statement of candidacy and petition for nomination or
13 election in the principal office of the State Board of
14 Elections.

15 "State agency" means and includes all boards,
16 commissions, agencies, institutions, authorities, and
17 bodies politic and corporate of the State, created by or in
18 accordance with the Illinois Constitution or State
19 statute, of the executive branch of State government and
20 does include colleges, universities, public employee
21 retirement systems, and institutions under the
22 jurisdiction of the governing boards of the University of
23 Illinois, Southern Illinois University at Carbondale,
24 Southern Illinois University at Edwardsville, Illinois
25 State University, Eastern Illinois University, Northern
26 Illinois University, Western Illinois University, Chicago

1 State University, Governors State University, Northeastern
2 Illinois University, and the Illinois Board of Higher
3 Education.

4 "Officeholder" means the Governor, Lieutenant
5 Governor, Attorney General, Secretary of State,
6 Comptroller, or Treasurer. The Governor shall be
7 considered the officeholder responsible for awarding all
8 contracts by all officers and employees of, and potential
9 contractors and others doing business with, executive
10 branch State agencies under the jurisdiction of the
11 Executive Ethics Commission and not within the
12 jurisdiction of the Attorney General, the Secretary of
13 State, the Comptroller, or the Treasurer.

14 "Sponsoring entity" means a sponsoring entity as
15 defined in Section 9-3 of the Election Code.

16 "Affiliated person" means (i) any person with any
17 ownership interest or distributive share of the bidding or
18 contracting business entity in excess of 7.5%, (ii)
19 executive employees of the bidding or contracting business
20 entity, and (iii) the spouse of any such persons.
21 "Affiliated person" does not include a person prohibited by
22 federal law from making contributions or expenditures in
23 connection with a federal, state, or local election.

24 "Affiliated entity" means (i) any corporate parent and
25 each operating subsidiary of the bidding or contracting
26 business entity, (ii) each operating subsidiary of the

1 corporate parent of the bidding or contracting business
2 entity, (iii) any organization recognized by the United
3 States Internal Revenue Service as a tax-exempt
4 organization described in Section 501(c) of the Internal
5 Revenue Code of 1986 (or any successor provision of federal
6 tax law) established by the bidding or contracting business
7 entity, any affiliated entity of that business entity, or
8 any affiliated person of that business entity, or (iv) any
9 political committee for which the bidding or contracting
10 business entity, or any 501(c) organization described in
11 item (iii) related to that business entity, is the
12 sponsoring entity. "Affiliated entity" does not include an
13 entity prohibited by federal law from making contributions
14 or expenditures in connection with a federal, state, or
15 local election.

16 "Business entity" means any entity doing business for
17 profit, whether organized as a corporation, partnership,
18 sole proprietorship, limited liability company or
19 partnership, or otherwise.

20 "Executive employee" means (i) the President,
21 Chairman, or Chief Executive Officer of a business entity
22 and any other individual that fulfills equivalent duties as
23 the President, Chairman of the Board, or Chief Executive
24 Officer of a business entity; and (ii) any employee of a
25 business entity whose compensation is determined directly,
26 in whole or in part, by the award or payment of contracts

1 by a State agency to the entity employing the employee. A
2 regular salary that is paid irrespective of the award or
3 payment of a contract with a State agency shall not
4 constitute "compensation" under item (ii) of this
5 definition. "Executive employee" does not include any
6 person prohibited by federal law from making contributions
7 or expenditures in connection with a federal, state, or
8 local election.

9 (b) Any business entity whose contracts with State
10 agencies, in the aggregate, annually total more than \$50,000,
11 and any affiliated entities or affiliated persons of such
12 business entity, are prohibited from making any contributions
13 to any political committees established to promote the
14 candidacy of (i) the officeholder responsible for awarding the
15 contracts or (ii) any other declared candidate for that office.
16 This prohibition shall be effective for the duration of the
17 term of office of the incumbent officeholder awarding the
18 contracts or for a period of 2 years following the expiration
19 or termination of the contracts, whichever is longer.

20 (c) Any business entity whose aggregate pending bids and
21 offers on State contracts total more than \$50,000, or whose
22 aggregate pending bids and offers on State contracts combined
23 with the business entity's aggregate annual total value of
24 State contracts exceed \$50,000, and any affiliated entities or
25 affiliated persons of such business entity, are prohibited from
26 making any contributions to any political committee

1 established to promote the candidacy of the officeholder
2 responsible for awarding the contract on which the business
3 entity has submitted a bid or offer during the period beginning
4 on the date the invitation for bids, request for proposals, or
5 any other procurement opportunity is issued and ending on the
6 day after the date the contract is awarded.

7 (c-5) For the purposes of the prohibitions under
8 subsections (b) and (c) of this Section, (i) any contribution
9 made to a political committee established to promote the
10 candidacy of the Governor or a declared candidate for the
11 office of Governor shall also be considered as having been made
12 to a political committee established to promote the candidacy
13 of the Lieutenant Governor, in the case of the Governor, or the
14 declared candidate for Lieutenant Governor having filed a joint
15 petition, or write-in declaration of intent, with the declared
16 candidate for Governor, as applicable, and (ii) any
17 contribution made to a political committee established to
18 promote the candidacy of the Lieutenant Governor or a declared
19 candidate for the office of Lieutenant Governor shall also be
20 considered as having been made to a political committee
21 established to promote the candidacy of the Governor, in the
22 case of the Lieutenant Governor, or the declared candidate for
23 Governor having filed a joint petition, or write-in declaration
24 of intent, with the declared candidate for Lieutenant Governor,
25 as applicable.

26 (d) All contracts between State agencies and a business

1 entity that violate subsection (b) or (c) shall be voidable
2 under Section 50-60. If a business entity violates subsection
3 (b) 3 or more times within a 36-month period, then all
4 contracts between State agencies and that business entity shall
5 be void, and that business entity shall not bid or respond to
6 any invitation to bid or request for proposals from any State
7 agency or otherwise enter into any contract with any State
8 agency for 3 years from the date of the last violation. A
9 notice of each violation and the penalty imposed shall be
10 published in both the Procurement Bulletin and the Illinois
11 Register.

12 (e) Any political committee that has received a
13 contribution in violation of subsection (b) or (c) shall pay an
14 amount equal to the value of the contribution to the State no
15 more than 30 calendar days after notice of the violation
16 concerning the contribution appears in the Illinois Register.
17 Payments received by the State pursuant to this subsection
18 shall be deposited into the general revenue fund.

19 (Source: P.A. 97-411, eff. 8-16-11; 98-1076, eff. 1-1-15.)

20 Section 95. The Business Enterprise for Minorities,
21 Females, and Persons with Disabilities Act is amended by
22 changing Section 2 as follows:

23 (30 ILCS 575/2)

24 (Section scheduled to be repealed on June 30, 2020)

1 Sec. 2. Definitions.

2 (A) For the purpose of this Act, the following terms shall
3 have the following definitions:

4 (1) "Minority person" shall mean a person who is a
5 citizen or lawful permanent resident of the United States
6 and who is any of the following:

7 (a) American Indian or Alaska Native (a person
8 having origins in any of the original peoples of North
9 and South America, including Central America, and who
10 maintains tribal affiliation or community attachment).

11 (b) Asian (a person having origins in any of the
12 original peoples of the Far East, Southeast Asia, or
13 the Indian subcontinent, including, but not limited
14 to, Cambodia, China, India, Japan, Korea, Malaysia,
15 Pakistan, the Philippine Islands, Thailand, and
16 Vietnam).

17 (c) Black or African American (a person having
18 origins in any of the black racial groups of Africa).
19 Terms such as "Haitian" or "Negro" can be used in
20 addition to "Black or African American".

21 (d) Hispanic or Latino (a person of Cuban, Mexican,
22 Puerto Rican, South or Central American, or other
23 Spanish culture or origin, regardless of race).

24 (e) Native Hawaiian or Other Pacific Islander (a
25 person having origins in any of the original peoples of
26 Hawaii, Guam, Samoa, or other Pacific Islands).

1 (2) "Woman" shall mean a person who is a citizen or
2 lawful permanent resident of the United States and who is
3 of the female gender.

4 (2.05) "Person with a disability" means a person who is
5 a citizen or lawful resident of the United States and is a
6 person qualifying as a person with a disability under
7 subdivision (2.1) of this subsection (A).

8 (2.1) "Person with a disability" means a person with a
9 severe physical or mental disability that:

10 (a) results from:
11 amputation,
12 arthritis,
13 autism,
14 blindness,
15 burn injury,
16 cancer,
17 cerebral palsy,
18 Crohn's disease,
19 cystic fibrosis,
20 deafness,
21 head injury,
22 heart disease,
23 hemiplegia,
24 hemophilia,
25 respiratory or pulmonary dysfunction,
26 an intellectual disability,

1 mental illness,
2 multiple sclerosis,
3 muscular dystrophy,
4 musculoskeletal disorders,
5 neurological disorders, including stroke and
6 epilepsy,
7 paraplegia,
8 quadriplegia and other spinal cord conditions,
9 sickle cell anemia,
10 ulcerative colitis,
11 specific learning disabilities, or
12 end stage renal failure disease; and

13 (b) substantially limits one or more of the
14 person's major life activities.

15 Another disability or combination of disabilities may
16 also be considered as a severe disability for the purposes
17 of item (a) of this subdivision (2.1) if it is determined
18 by an evaluation of rehabilitation potential to cause a
19 comparable degree of substantial functional limitation
20 similar to the specific list of disabilities listed in item
21 (a) of this subdivision (2.1).

22 (3) "Minority-owned business" means a business which
23 is at least 51% owned by one or more minority persons, or
24 in the case of a corporation, at least 51% of the stock in
25 which is owned by one or more minority persons; and the
26 management and daily business operations of which are

1 controlled by one or more of the minority individuals who
2 own it.

3 (4) "Women-owned business" means a business which is at
4 least 51% owned by one or more women, or, in the case of a
5 corporation, at least 51% of the stock in which is owned by
6 one or more women; and the management and daily business
7 operations of which are controlled by one or more of the
8 women who own it.

9 (4.1) "Business owned by a person with a disability"
10 means a business that is at least 51% owned by one or more
11 persons with a disability and the management and daily
12 business operations of which are controlled by one or more
13 of the persons with disabilities who own it. A
14 not-for-profit agency for persons with disabilities that
15 is exempt from taxation under Section 501 of the Internal
16 Revenue Code of 1986 is also considered a "business owned
17 by a person with a disability".

18 (4.2) "Council" means the Business Enterprise Council
19 for Minorities, Women, and Persons with Disabilities
20 created under Section 5 of this Act.

21 (5) "State contracts" means all contracts entered into
22 by the State, any agency or department thereof, or any
23 public institution of higher education, including
24 community college districts, regardless of the source of
25 the funds with which the contracts are paid, which are not
26 subject to federal reimbursement. "State contracts" does

1 not include contracts awarded by a retirement system,
2 pension fund, or investment board subject to Section
3 1-109.1 of the Illinois Pension Code. This definition shall
4 control over any existing definition under this Act or
5 applicable administrative rule.

6 "State construction contracts" means all State
7 contracts entered into by a State agency or public
8 institution of higher education for the repair,
9 remodeling, renovation or construction of a building or
10 structure, or for the construction or maintenance of a
11 highway defined in Article 2 of the Illinois Highway Code.

12 (6) "State agencies" shall mean all departments,
13 officers, boards, commissions, institutions and bodies
14 politic and corporate of the State, but does not include
15 the Board of Trustees of the University of Illinois, the
16 Board of Trustees of Southern Illinois University at
17 Carbondale, the Board of Trustees of Southern Illinois
18 University at Edwardsville, the Board of Trustees of
19 Chicago State University, the Board of Trustees of Eastern
20 Illinois University, the Board of Trustees of Governors
21 State University, the Board of Trustees of Illinois State
22 University, the Board of Trustees of Northeastern Illinois
23 University, the Board of Trustees of Northern Illinois
24 University, the Board of Trustees of Western Illinois
25 University, municipalities or other local governmental
26 units, or other State constitutional officers.

1 (7) "Public institutions of higher education" means
2 the University of Illinois, Southern Illinois University
3 at Carbondale, the Board of Trustees of Southern Illinois
4 University at Edwardsville, Chicago State University,
5 Eastern Illinois University, Governors State University,
6 Illinois State University, Northeastern Illinois
7 University, Northern Illinois University, Western Illinois
8 University, the public community colleges of the State, and
9 any other public universities, colleges, and community
10 colleges now or hereafter established or authorized by the
11 General Assembly.

12 (8) "Certification" means a determination made by the
13 Council or by one delegated authority from the Council to
14 make certifications, or by a State agency with statutory
15 authority to make such a certification, that a business
16 entity is a business owned by a minority, woman, or person
17 with a disability for whatever purpose. A business owned
18 and controlled by women shall be certified as a
19 "woman-owned business". A business owned and controlled by
20 women who are also minorities shall be certified as both a
21 "women-owned business" and a "minority-owned business".

22 (9) "Control" means the exclusive or ultimate and sole
23 control of the business including, but not limited to,
24 capital investment and all other financial matters,
25 property, acquisitions, contract negotiations, legal
26 matters, officer-director-employee selection and

1 comprehensive hiring, operating responsibilities,
2 cost-control matters, income and dividend matters,
3 financial transactions and rights of other shareholders or
4 joint partners. Control shall be real, substantial and
5 continuing, not pro forma. Control shall include the power
6 to direct or cause the direction of the management and
7 policies of the business and to make the day-to-day as well
8 as major decisions in matters of policy, management and
9 operations. Control shall be exemplified by possessing the
10 requisite knowledge and expertise to run the particular
11 business and control shall not include simple majority or
12 absentee ownership.

13 (10) "Business" means a business that has annual gross
14 sales of less than \$75,000,000 as evidenced by the federal
15 income tax return of the business. A firm with gross sales
16 in excess of this cap may apply to the Council for
17 certification for a particular contract if the firm can
18 demonstrate that the contract would have significant
19 impact on businesses owned by minorities, women, or persons
20 with disabilities as suppliers or subcontractors or in
21 employment of minorities, women, or persons with
22 disabilities.

23 (11) "Utilization plan" means a form and additional
24 documentations included in all bids or proposals that
25 demonstrates a vendor's proposed utilization of vendors
26 certified by the Business Enterprise Program to meet the

1 targeted goal. The utilization plan shall demonstrate that
2 the Vendor has either: (1) met the entire contract goal or
3 (2) requested a full or partial waiver and made good faith
4 efforts towards meeting the goal.

5 (12) "Business Enterprise Program" means the Business
6 Enterprise Program of the Department of Central Management
7 Services.

8 (B) When a business is owned at least 51% by any
9 combination of minority persons, women, or persons with
10 disabilities, even though none of the 3 classes alone holds at
11 least a 51% interest, the ownership requirement for purposes of
12 this Act is considered to be met. The certification category
13 for the business is that of the class holding the largest
14 ownership interest in the business. If 2 or more classes have
15 equal ownership interests, the certification category shall be
16 determined by the business.

17 (Source: P.A. 99-143, eff. 7-27-15; 99-462, eff. 8-25-15;
18 99-642, eff. 7-28-16; 100-391, eff. 8-25-17.)

19 Section 100. The Build Illinois Act is amended by changing
20 Section 1-3 as follows:

21 (30 ILCS 750/1-3) (from Ch. 127, par. 2701-3)

22 Sec. 1-3. The following agencies, boards and entities of
23 State government may expend appropriations for the purposes
24 contained in this Act: Department of Natural Resources;

1 Department of Agriculture; Illinois Finance Authority; Capital
2 Development Board; Department of Transportation; Department of
3 Central Management Services; Illinois Arts Council;
4 Environmental Protection Agency; Historic Preservation Agency;
5 State Board of Higher Education; the Metropolitan Pier and
6 Exposition Authority; State Board of Education; Illinois
7 Community College Board; Board of Trustees of the University of
8 Illinois; Board of Trustees of Chicago State University; Board
9 of Trustees of Eastern Illinois University; Board of Trustees
10 of Governors State University; Board of Trustees of Illinois
11 State University; Board of Trustees of Northeastern Illinois
12 University; Board of Trustees of Northern Illinois University;
13 Board of Trustees of Western Illinois University; ~~and~~ Board of
14 Trustees of Southern Illinois University at Carbondale; and
15 Board of Trustees of Southern Illinois University at
16 Edwardsville.

17 (Source: P.A. 93-205, eff. 1-1-04.)

18 Section 105. The Illinois Pension Code is amended by
19 changing Sections 15-106 and 24-109 as follows:

20 (40 ILCS 5/15-106) (from Ch. 108 1/2, par. 15-106)

21 Sec. 15-106. Employer. "Employer": The University of
22 Illinois, Southern Illinois University at Carbondale, Southern
23 Illinois University at Edwardsville, Chicago State University,
24 Eastern Illinois University, Governors State University,

1 Illinois State University, Northeastern Illinois University,
2 Northern Illinois University, Western Illinois University, the
3 State Board of Higher Education, the Illinois Mathematics and
4 Science Academy, the University Civil Service Merit Board, the
5 Board of Trustees of the State Universities Retirement System,
6 the Illinois Community College Board, community college
7 boards, any association of community college boards organized
8 under Section 3-55 of the Public Community College Act, the
9 Board of Examiners established under the Illinois Public
10 Accounting Act, and, only during the period for which employer
11 contributions required under Section 15-155 are paid, the
12 following organizations: the alumni associations, the
13 foundations and the athletic associations which are affiliated
14 with the universities and colleges included in this Section as
15 employers. An individual who begins employment on or after the
16 effective date of this amendatory Act of the 99th General
17 Assembly with any association of community college boards
18 organized under Section 3-55 of the Public Community College
19 Act, the Association of Illinois Middle-Grade Schools, the
20 Illinois Association of School Administrators, the Illinois
21 Association for Supervision and Curriculum Development, the
22 Illinois Principals Association, the Illinois Association of
23 School Business Officials, the Illinois Special Olympics, or an
24 entity not defined as an employer in this Section shall not be
25 deemed an employee for the purposes of this Article with
26 respect to that employment and shall not be eligible to

1 participate in the System with respect to that employment;
2 provided, however, that those individuals who are both employed
3 by such an entity and are participating in the System with
4 respect to that employment on the effective date of this
5 amendatory Act of the 99th General Assembly shall be allowed to
6 continue as participants in the System for the duration of that
7 employment.

8 A department as defined in Section 14-103.04 is an employer
9 for any person appointed by the Governor under the Civil
10 Administrative Code of Illinois who is a participating employee
11 as defined in Section 15-109. The Department of Central
12 Management Services is an employer with respect to persons
13 employed by the State Board of Higher Education in positions
14 with the Illinois Century Network as of June 30, 2004 who
15 remain continuously employed after that date by the Department
16 of Central Management Services in positions with the Illinois
17 Century Network, the Bureau of Communication and Computer
18 Services, or, if applicable, any successor bureau.

19 The cities of Champaign and Urbana shall be considered
20 employers, but only during the period for which contributions
21 are required to be made under subsection (b-1) of Section
22 15-155 and only with respect to individuals described in
23 subsection (h) of Section 15-107.

24 (Source: P.A. 99-830, eff. 1-1-17; 99-897, eff. 1-1-17.)

25 (40 ILCS 5/24-109) (from Ch. 108 1/2, par. 24-109)

1 Sec. 24-109. Football Coaches.

2 (a) Any football coach employed by the Board of Trustees of
3 Chicago State University, the Board of Trustees of Eastern
4 Illinois University, the Board of Trustees of Governors State
5 University, the Board of Trustees of Illinois State University,
6 the Board of Trustees of Northeastern Illinois University, the
7 Board of Trustees of Northern Illinois University, the Board of
8 Trustees of Western Illinois University, the University of
9 Illinois Board of Trustees, ~~or~~ the Board of Trustees of
10 Southern Illinois University at Carbondale, or the Board of
11 Trustees of Southern Illinois University at Edwardsville
12 ~~System Board of Trustees~~, may participate in the American
13 Football Coaches Retirement Trust in accordance with the
14 conditions of that Trust, of this Section, and of applicable
15 federal law.

16 (b) A football coach who elects to participate in the Trust
17 may defer a part of his compensation as a coach by making
18 employee contributions to the Trust. Amounts deferred by the
19 coach under this Section shall be deemed a part of the coach's
20 compensation for purposes of participation in the State
21 Universities Retirement System but, in accordance with the U.S.
22 Internal Revenue Code of 1986, shall not be included in the
23 computation of federal income taxes withheld on behalf of the
24 coach. The employing institution of higher education shall not
25 make any employer contributions to the Trust on behalf of the
26 coach.

1 (c) A football coach who participates in the Trust may not
2 participate in any other program of deferred compensation under
3 this Article during any year in which he makes contributions to
4 the Trust.

5 (d) Participation in the Trust shall be administered by the
6 institution of higher education that employs the coach. Each
7 such institution shall report annually to the General Assembly
8 on the status of the Trust and participation under this
9 Section.

10 (e) The right to participate in the Trust that is granted
11 by this Section is subject to future limitation, and shall not
12 be deemed to be a pension benefit that is protected from
13 impairment under Section 5 of Article XIII of the Illinois
14 Constitution.

15 (Source: P.A. 90-14, eff. 7-1-97.)

16 Section 110. The Counties Code is amended by changing
17 Section 4-2001 as follows:

18 (55 ILCS 5/4-2001) (from Ch. 34, par. 4-2001)

19 Sec. 4-2001. State's attorney salaries.

20 (a) There shall be allowed to the several state's attorneys
21 in this State, except the state's attorney of Cook County, the
22 following annual salary:

23 (1) Subject to paragraph (5), to each state's attorney
24 in counties containing less than 10,000 inhabitants,

1 \$40,500 until December 31, 1988, \$45,500 until June 30,
2 1994, and \$55,500 thereafter or as set by the Compensation
3 Review Board, whichever is greater.

4 (2) Subject to paragraph (5), to each state's attorney
5 in counties containing 10,000 or more inhabitants but less
6 than 20,000 inhabitants, \$46,500 until December 31, 1988,
7 \$61,500 until June 30, 1994, and \$71,500 thereafter or as
8 set by the Compensation Review Board, whichever is greater.

9 (3) Subject to paragraph (5), to each state's attorney
10 in counties containing 20,000 or more but less than 30,000
11 inhabitants, \$51,000 until December 31, 1988, \$65,000
12 until June 30, 1994, and \$75,000 thereafter or as set by
13 the Compensation Review Board, whichever is greater.

14 (4) To each state's attorney in counties of 30,000 or
15 more inhabitants, \$65,500 until December 31, 1988, \$80,000
16 until June 30, 1994, and \$96,837 thereafter or as set by
17 the Compensation Review Board, whichever is greater.

18 (5) Effective December 1, 2000, to each state's
19 attorney in counties containing fewer than 30,000
20 inhabitants, the same salary plus any cost of living
21 adjustments as authorized by the Compensation Review Board
22 to take effect after January 1, 1999, for state's attorneys
23 in counties containing 20,000 or more but fewer than 30,000
24 inhabitants, or as set by the Compensation Review Board
25 whichever is greater.

26 The State shall furnish 66 2/3% of the total annual

1 compensation to be paid to each state's attorney in Illinois
2 based on the salary in effect on December 31, 1988, and 100% of
3 the increases in salary taking effect after December 31, 1988.

4 Subject to appropriation, said amounts furnished by the
5 State shall be payable monthly by the Department of Revenue out
6 of the Personal Property Tax Replacement Fund or the General
7 Revenue Fund to the county in which each state's attorney is
8 elected.

9 Each county shall be required to furnish 33 1/3% of the
10 total annual compensation to be paid to each state's attorney
11 in Illinois based on the salary in effect on December 31, 1988.

12 Within 90 days after the effective date of this amendatory
13 Act of the 96th General Assembly, the county board of any
14 county with a population between 15,000 and 50,000 by
15 resolution or ordinance may increase the amount of compensation
16 to be paid to each eligible state's attorney in their county in
17 the form of a longevity stipend which shall be added to and
18 become part of the salary of the state's attorney for that
19 year. To be eligible, the state's attorney must have served in
20 the elected position for at least 20 continuous years and elect
21 to participate in a program for an alternative annuity for
22 county officers and make the required additional optional
23 contributions as authorized by P.A. 90-32.

24 (b) Effective December 1, 2000, no state's attorney may
25 engage in the private practice of law. However, until November
26 30, 2000, (i) the state's attorneys in counties containing

1 fewer than 10,000 inhabitants may engage in the practice of
2 law, and (ii) in any county between 10,000 and 30,000
3 inhabitants or in any county containing 30,000 or more
4 inhabitants which reached that population between 1970 and
5 December 31, 1981, the state's attorney may declare his or her
6 intention to engage in the private practice of law, and may do
7 so through no later than November 30, 2000, by filing a written
8 declaration of intent to engage in the private practice of law
9 with the county clerk. The declaration of intention shall be
10 irrevocable during the remainder of the term of office. The
11 declaration shall be filed with the county clerk within 30 days
12 of certification of election or appointment, or within 60 days
13 of March 15, 1989, whichever is later. In that event the annual
14 salary of such state's attorney shall be as follows:

15 (1) In counties containing 10,000 or more inhabitants
16 but less than 20,000 inhabitants, \$46,500 until December
17 31, 1988, \$51,500 until June 30, 1994, and \$61,500
18 thereafter or as set by the Compensation Review Board,
19 whichever is greater. The State shall furnish 100% of the
20 increases taking effect after December 31, 1988.

21 (2) In counties containing 20,000 or more inhabitants
22 but less than 30,000 inhabitants, and in counties
23 containing 30,000 or more inhabitants which reached said
24 population between 1970 and December 31, 1981, \$51,500
25 until December 31, 1988, \$56,000 until June 30, 1994, and
26 \$65,000 thereafter or as set by the Compensation Review

1 Board, whichever is greater. The State shall furnish 100%
2 of the increases taking effect after December 31, 1988.

3 (c) In counties where a state mental health institution, as
4 hereinafter defined, is located, one assistant state's
5 attorney shall, subject to appropriation, receive for his
6 services, payable monthly by the Department of Revenue out of
7 the Personal Property Tax Replacement Fund or the General
8 Revenue Fund to the county in which he is appointed, the
9 following:

10 (1) To each assistant state's attorney in counties
11 containing less than 10,000 inhabitants, the sum of \$2,500
12 per annum;

13 (2) To each assistant state's attorney in counties
14 containing not less than 10,000 inhabitants and not more
15 than 20,000 inhabitants, the sum of \$3,500 per annum;

16 (3) To each assistant state's attorney in counties
17 containing not less than 20,000 inhabitants and not more
18 than 30,000 inhabitants, the sum of \$4,000 per annum;

19 (4) To each assistant state's attorney in counties
20 containing not less than 30,000 inhabitants and not more
21 than 40,000 inhabitants, the sum of \$4,500 per annum;

22 (5) To each assistant state's attorney in counties
23 containing not less than 40,000 inhabitants and not more
24 than 70,000 inhabitants, the sum of \$5,000 per annum;

25 (6) To each assistant state's attorney in counties
26 containing not less than 70,000 inhabitants and not more

1 than 1,000,000 inhabitants, the sum of \$6,000 per annum.

2 (d) The population of all counties for the purpose of
3 fixing salaries as herein provided shall be based upon the last
4 Federal census immediately previous to the appointment of an
5 assistant state's attorney in each county.

6 (e) At the request of the county governing authority, in
7 counties where one or more state correctional institutions, as
8 hereinafter defined, are located, one or more assistant state's
9 attorneys shall, subject to appropriation, receive for their
10 services, provided that such services are performed in
11 connection with the state correctional institution, payable
12 monthly by the Department of Revenue out of the Personal
13 Property Tax Replacement Fund or the General Revenue Fund to
14 the county in which they are appointed, the following:

15 (1) \$22,000 for each assistant state's attorney in
16 counties with one or more State correctional institutions
17 with a total average daily inmate population in excess of
18 2,000, on the basis of 2 assistant state's attorneys when
19 the total average daily inmate population exceeds 2,000 but
20 is less than 4,000; and 3 assistant state's attorneys when
21 such population exceeds 4,000; with reimbursement to be
22 based on actual services rendered.

23 (2) \$15,000 per year for one assistant state's attorney
24 in counties having one or more correctional institutions
25 with a total average daily inmate population of between 750
26 and 2,000 inmates, with reimbursement to be based on actual

1 services rendered.

2 (3) A maximum of \$12,000 per year for one assistant
3 state's attorney in counties having less than 750 inmates,
4 with reimbursement to be based on actual services rendered.

5 Upon application of the county governing authority and
6 certification of the State's Attorney, the Director of
7 Corrections may, in his discretion and subject to
8 appropriation, increase the amount of salary reimbursement
9 to a county in the event special circumstances require the
10 county to incur extraordinary salary expenditures as a
11 result of services performed in connection with State
12 correctional institutions in that county.

13 In determining whether or not to increase the amount of
14 salary reimbursement, the Director shall consider, among other
15 matters:

16 (1) the nature of the services rendered;

17 (2) the results or dispositions obtained;

18 (3) whether or not the county was required to employ
19 additional attorney personnel as a direct result of the
20 services actually rendered in connection with a particular
21 service to a State correctional institution.

22 (f) In counties where a State senior institution of higher
23 education is located, the assistant state's attorneys
24 specified by this Section shall, subject to appropriation,
25 receive for their services, payable monthly by the Department
26 of Revenue out of the Personal Property Tax Replacement Fund or

1 the General Revenue Fund to the county in which appointed, the
2 following:

3 (1) \$14,000 per year each for employment on a full time
4 basis for 2 assistant state's attorneys in counties having
5 a State university or State universities with combined full
6 time enrollment of more than 15,000 students.

7 (2) \$7,200 per year for one assistant state's attorney
8 with no limitation on other practice in counties having a
9 State university or State universities with combined full
10 time enrollment of 10,000 to 15,000 students.

11 (3) \$4,000 per year for one assistant state's attorney
12 with no limitation on other practice in counties having a
13 State university or State universities with combined full
14 time enrollment of less than 10,000 students.

15 Such salaries shall be paid to the state's attorney and the
16 assistant state's attorney in equal monthly installments by
17 such county out of the county treasury provided that, subject
18 to appropriation, the Department of Revenue shall reimburse
19 each county monthly, out of the Personal Property Tax
20 Replacement Fund or the General Revenue Fund, the amount of
21 such salary. This Section shall not prevent the payment of such
22 additional compensation to the state's attorney or assistant
23 state's attorney of any county, out of the treasury of that
24 county as may be provided by law.

25 (g) For purposes of this Section, "State mental health
26 institution" means any institution under the jurisdiction of

1 the Department of Human Services that is listed in Section 4 of
2 the Mental Health and Developmental Disabilities
3 Administrative Act.

4 For purposes of this Section, "State correctional
5 institution" means any facility of the Department of
6 Corrections including adult facilities, juvenile facilities,
7 pre-release centers, community correction centers, and work
8 camps.

9 For purposes of this Section, "State university" means the
10 University of Illinois, Southern Illinois University at
11 Carbondale, Southern Illinois University at Edwardsville,
12 Chicago State University, Eastern Illinois University,
13 Governors State University, Illinois State University,
14 Northeastern Illinois University, Northern Illinois
15 University, Western Illinois University, and any public
16 community college which has established a program of
17 interinstitutional cooperation with one of the foregoing
18 institutions whereby a student, after earning an associate
19 degree from the community college, pursues a course of study at
20 the community college campus leading to a baccalaureate degree
21 from the foregoing institution (also known as a "2 Plus 2"
22 degree program).

23 (h) A number of assistant state's attorneys shall be
24 appointed in each county that chooses to participate, as
25 provided in this subsection, for the prosecution of
26 alcohol-related traffic offenses. Each county shall receive

1 monthly a subsidy for payment of the salaries and benefits of
2 these assistant state's attorneys from State funds
3 appropriated to the Department of Revenue out of the Personal
4 Property Tax Replacement Fund or the General Revenue Fund for
5 that purpose. The amounts of subsidies provided by this
6 subsection shall be adjusted for inflation each July 1 using
7 the Consumer Price Index of the Bureau of Labor Statistics of
8 the U.S. Department of Labor.

9 When a county chooses to participate in the subsidy program
10 described in this subsection (h), the number of assistant
11 state's attorneys who are prosecuting alcohol-related traffic
12 offenses must increase according to the subsidy provided in
13 this subsection. These appointed assistant state's attorneys
14 shall be in addition to any other assistant state's attorneys
15 assigned to those cases on the effective date of this
16 amendatory Act of the 91st General Assembly, and may not
17 replace those assistant state's attorneys. In counties where
18 the state's attorney is the sole prosecutor, this subsidy shall
19 be used to provide an assistant state's attorney to prosecute
20 alcohol-related traffic offenses along with the state's
21 attorney. In counties where the state's attorney is the sole
22 prosecutor, and in counties where a judge presides over cases
23 involving a variety of misdemeanors, including alcohol-related
24 traffic matters, assistant state's attorneys appointed and
25 subsidized by this subsection (h) may also prosecute the
26 different misdemeanor cases at the direction of the state's

1 attorney.

2 Assistant state's attorneys shall be appointed under this
3 subsection in the following number and counties shall receive
4 the following annual subsidies:

5 (1) In counties with fewer than 30,000 inhabitants, one
6 at \$35,000.

7 (2) In counties with 30,000 or more but fewer than
8 100,000 inhabitants, one at \$45,000.

9 (3) In counties with 100,000 or more but fewer than
10 300,000 inhabitants, 2 at \$45,000 each.

11 (4) In counties, other than Cook County, with 300,000
12 or more inhabitants, 4 at \$50,000 each.

13 The amounts appropriated under this Section must be
14 segregated by population classification and disbursed monthly.

15 If in any year the amount appropriated for the purposes of
16 this subsection (h) is insufficient to pay all of the subsidies
17 specified in this subsection, the amount appropriated shall
18 first be prorated by the population classifications of this
19 subsection (h) and then among the counties choosing to
20 participate within each of those classifications. If any of the
21 appropriated moneys for each population classification remain
22 at the end of a fiscal year, the remainder of the moneys may be
23 allocated to participating counties that were not fully funded
24 during the course of the year. Nothing in this subsection
25 prohibits 2 or more State's attorneys from combining their
26 subsidies to appoint a joint assistant State's attorney to

1 prosecute alcohol-related traffic offenses in multiple
2 counties. Nothing in this subsection prohibits a State's
3 attorney from appointing an assistant State's attorney by
4 contract or otherwise.

5 (Source: P.A. 96-259, eff. 8-11-09; 97-72, eff. 7-1-11.)

6 Section 115. The Municipal Tax Compliance Act is amended by
7 changing Section 4 as follows:

8 (65 ILCS 80/4) (from Ch. 24, par. 1554)

9 Sec. 4. As used in this Act, except when the context
10 otherwise requires:

11 (a) "Public institution of higher education" means the
12 University of Illinois; Southern Illinois University at
13 Carbondale; Southern Illinois University at Edwardsville;
14 Chicago State University; Eastern Illinois University;
15 Governors State University; Illinois State University;
16 Northeastern Illinois University; Northern Illinois
17 University; Western Illinois University; the public community
18 colleges of the State and any other public universities,
19 colleges and community colleges now or hereafter established or
20 authorized by law.

21 (b) "Hotel", "operator", "occupancy", "room" or "rooms",
22 "permanent resident" and "rental" each shall have the
23 respective meanings ascribed thereto by Section 2 of The Hotel
24 Operator's Occupation Tax Act, except that the term "hotel"

1 shall also include dormitories, student unions and student
2 centers owned, leased or operated by public institutions of
3 higher education.

4 (c) "Parking spaces" means spaces provided and furnished
5 for persons to park motor vehicles with or without a charge by
6 a public institution of higher education under the control of
7 such public institution of higher education.

8 (d) "Student performances" means theatricals, shows,
9 motion picture shows, or live performances when such
10 theatricals, shows, motion picture shows or live performances
11 are sponsored by a public institution of higher education or a
12 student organization recognized by a public institution of
13 higher education or in which students enrolled in a public
14 institution of higher education constitute more than 50% of the
15 performers. Student performances shall not include
16 performances which take place within the physical boundaries of
17 a public institution of higher education and are sponsored in
18 whole or in part by any individual or business entity which is
19 not a student, a public institution of higher education, a
20 recognized student organization or an employee of said public
21 institution of higher education or where an individual or
22 business entity rents or leases a building owned by a public
23 institution of higher education for the purpose of the staging
24 of such a performance.

25 (e) "Student athletic contests" means any athletic contest
26 sanctioned and performed under the auspices of the National

1 Collegiate Athletic Association or the National Association of
2 Intercollegiate Athletics or any athletic contest sanctioned
3 or performed under the auspices of a public institution of
4 higher education as defined herein.

5 (Source: P.A. 89-4, eff. 1-1-96.)

6 Section 120. The Hospital District Law is amended by
7 changing Section 15 as follows:

8 (70 ILCS 910/15) (from Ch. 23, par. 1265)

9 Sec. 15. A Hospital District shall constitute a municipal
10 corporation and body politic separate and apart from any other
11 municipality, the State of Illinois or any other public or
12 governmental agency and shall have and exercise the following
13 governmental powers, and all other powers incidental,
14 necessary, convenient, or desirable to carry out and effectuate
15 such express powers.

16 1. To establish and maintain a hospital and hospital
17 facilities within or outside its corporate limits, and to
18 construct, acquire, develop, expand, extend and improve any
19 such hospital or hospital facility. If a Hospital District
20 utilizes its authority to levy a tax pursuant to Section 20 of
21 this Act for the purpose of establishing and maintaining
22 hospitals or hospital facilities, such District shall be
23 prohibited from establishing and maintaining hospitals or
24 hospital facilities located outside of its district unless so

1 authorized by referendum. To approve the provision of any
2 service and to approve any contract or other arrangement not
3 prohibited by a hospital licensed under the Hospital Licensing
4 Act, incorporated under the General Not-For-Profit Corporation
5 Act, and exempt from taxation under paragraph (3) of subsection
6 (c) of Section 501 of the Internal Revenue Code.

7 2. To acquire land in fee simple, rights in land and
8 easements upon, over or across land and leasehold interests in
9 land and tangible and intangible personal property used or
10 useful for the location, establishment, maintenance,
11 development, expansion, extension or improvement of any such
12 hospital or hospital facility. Such acquisition may be by
13 dedication, purchase, gift, agreement, lease, use or adverse
14 possession or by condemnation.

15 3. To operate, maintain and manage such hospital and
16 hospital facility, and to make and enter into contracts for the
17 use, operation or management of and to provide rules and
18 regulations for the operation, management or use of such
19 hospital or hospital facility.

20 Such contracts may include the lease by the District of all
21 or any portion of its facilities to a not-for-profit
22 corporation organized by the District's board of directors. The
23 rent to be paid pursuant to any such lease shall be in an
24 amount deemed appropriate by the board of directors. Any of the
25 remaining assets which are not the subject of such a lease may
26 be conveyed and transferred to the not-for-profit corporation

1 organized by the District's board of directors provided that
2 the not-for-profit corporation agrees to discharge or assume
3 such debts, liabilities, and obligations of the District as
4 determined to be appropriate by the District's board of
5 directors.

6 4. To fix, charge and collect reasonable fees and
7 compensation for the use or occupancy of such hospital or any
8 part thereof, or any hospital facility, and for nursing care,
9 medicine, attendance, or other services furnished by such
10 hospital or hospital facilities, according to the rules and
11 regulations prescribed by the board from time to time.

12 5. To borrow money and to issue general obligation bonds,
13 revenue bonds, notes, certificates, or other evidences of
14 indebtedness for the purpose of accomplishing any of its
15 corporate purposes, subject to compliance with any conditions
16 or limitations set forth in this Act or the Health Facilities
17 Planning Act or otherwise provided by the constitution of the
18 State of Illinois and to execute, deliver, and perform
19 mortgages and security agreements to secure such borrowing.

20 6. To employ or enter into contracts for the employment of
21 any person, firm, or corporation, and for professional
22 services, necessary or desirable for the accomplishment of the
23 corporate objects of the District or the proper administration,
24 management, protection or control of its property.

25 7. To maintain such hospital for the benefit of the
26 inhabitants of the area comprising the District who are sick,

1 injured, or maimed regardless of race, creed, religion, sex,
2 national origin or color, and to adopt such reasonable rules
3 and regulations as may be necessary to render the use of the
4 hospital of the greatest benefit to the greatest number; to
5 exclude from the use of the hospital all persons who wilfully
6 disregard any of the rules and regulations so established; to
7 extend the privileges and use of the hospital to persons
8 residing outside the area of the District upon such terms and
9 conditions as the board of directors prescribes by its rules
10 and regulations.

11 8. To police its property and to exercise police powers in
12 respect thereto or in respect to the enforcement of any rule or
13 regulation provided by the ordinances of the District and to
14 employ and commission police officers and other qualified
15 persons to enforce the same.

16 The use of any such hospital or hospital facility of a
17 District shall be subject to the reasonable regulation and
18 control of the District and upon such reasonable terms and
19 conditions as shall be established by its board of directors.

20 A regulatory ordinance of a District adopted under any
21 provision of this Section may provide for a suspension or
22 revocation of any rights or privileges within the control of
23 the District for a violation of any such regulatory ordinance.

24 Nothing in this Section or in other provisions of this Act
25 shall be construed to authorize the District or board to
26 establish or enforce any regulation or rule in respect to

1 hospitalization or in the operation or maintenance of such
2 hospital or any hospital facilities within its jurisdiction
3 which is in conflict with any federal or state law or
4 regulation applicable to the same subject matter.

5 9. To provide for the benefit of its employees group life,
6 health, accident, hospital and medical insurance, or any
7 combination of such types of insurance, and to further provide
8 for its employees by the establishment of a pension or
9 retirement plan or system; to effectuate the establishment of
10 any such insurance program or pension or retirement plan or
11 system, a Hospital District may make, enter into or subscribe
12 to agreements, contracts, policies or plans with private
13 insurance companies. Such insurance may include provisions for
14 employees who rely on treatment by spiritual means alone
15 through prayer for healing in accord with the tenets and
16 practice of a well-recognized religious denomination. The
17 board of directors of a Hospital District may provide for
18 payment by the District of a portion of the premium or charge
19 for such insurance or for a pension or retirement plan for
20 employees with the employee paying the balance of such premium
21 or charge. If the board of directors of a Hospital District
22 undertakes a plan pursuant to which the Hospital District pays
23 a portion of such premium or charge, the board shall provide
24 for the withholding and deducting from the compensation of such
25 employees as consent to joining such insurance program or
26 pension or retirement plan or system, the balance of the

1 premium or charge for such insurance or plan or system.

2 If the board of directors of a Hospital District does not
3 provide for a program or plan pursuant to which such District
4 pays a portion of the premium or charge for any group insurance
5 program or pension or retirement plan or system, the board may
6 provide for the withholding and deducting from the compensation
7 of such employees as consent thereto the premium or charge for
8 any group life, health, accident, hospital and medical
9 insurance or for any pension or retirement plan or system.

10 A Hospital District deducting from the compensation of its
11 employees for any group insurance program or pension or
12 retirement plan or system, pursuant to this Section, may agree
13 to receive and may receive reimbursement from the insurance
14 company for the cost of withholding and transferring such
15 amount to the company.

16 10. Except as provided in Section 15.3, to sell at public
17 auction or by sealed bid and convey any real estate held by the
18 District which the board of directors, by ordinance adopted by
19 at least 2/3rds of the members of the board then holding
20 office, has determined to be no longer necessary or useful to,
21 or for the best interests of, the District.

22 An ordinance directing the sale of real estate shall
23 include the legal description of the real estate, its present
24 use, a statement that the property is no longer necessary or
25 useful to, or for the best interests of, the District, the
26 terms and conditions of the sale, whether the sale is to be at

1 public auction or sealed bid, and the date, time, and place the
2 property is to be sold at auction or sealed bids opened.

3 Before making a sale by virtue of the ordinance, the board
4 of directors shall cause notice of the proposal to sell to be
5 published once each week for 3 successive weeks in a newspaper
6 published, or, if none is published, having a general
7 circulation, in the district, the first publication to be not
8 less than 30 days before the day provided in the notice for the
9 public sale or opening of bids for the real estate.

10 The notice of the proposal to sell shall include the same
11 information included in the ordinance directing the sale and
12 shall advertise for bids therefor. A sale of property by public
13 auction shall be held at the property to be sold at a time and
14 date determined by the board of directors. The board of
15 directors may accept the high bid or any other bid determined
16 to be in the best interests of the district by a vote of 2/3rds
17 of the board then holding office, but by a majority vote of
18 those holding office, they may reject any and all bids.

19 The chairman and secretary of the board of directors shall
20 execute all documents necessary for the conveyance of such real
21 property sold pursuant to the foregoing authority.

22 11. To establish and administer a program of loans for
23 postsecondary students pursuing degrees in accredited public
24 health-related educational programs at public institutions of
25 higher education. If a student is awarded a loan, the
26 individual shall agree to accept employment within the hospital

1 district upon graduation from the public institution of higher
2 education. For the purposes of this Act, "public institutions
3 of higher education" means the University of Illinois; Southern
4 Illinois University at Carbondale; Southern Illinois
5 University at Edwardsville; Chicago State University; Eastern
6 Illinois University; Governors State University; Illinois
7 State University; Northeastern Illinois University; Northern
8 Illinois University; Western Illinois University; the public
9 community colleges of the State; and any other public colleges,
10 universities or community colleges now or hereafter
11 established or authorized by the General Assembly. The
12 district's board of directors shall by resolution provide for
13 eligibility requirements, award criteria, terms of financing,
14 duration of employment accepted within the district and such
15 other aspects of the loan program as its establishment and
16 administration may necessitate.

17 12. To establish and maintain congregate housing units; to
18 acquire land in fee simple and leasehold interests in land for
19 the location, establishment, maintenance, and development of
20 those housing units; to borrow funds and give debt instruments,
21 real estate mortgages, and security interests in personal
22 property, contract rights, and general intangibles; and to
23 enter into any contract required for participation in any
24 federal or State programs.

25 (Source: P.A. 92-534, eff. 5-14-02; 92-611, eff. 7-3-02.)

1 Section 125. The School Code is amended by changing
2 Sections 30-15.25, 30-16.4, and 30-16.6 as follows:

3 (105 ILCS 5/30-15.25) (from Ch. 122, par. 30-15.25)

4 Sec. 30-15.25. (a) As used in this Section, the term
5 "public institution of higher education" includes: the
6 University of Illinois; Southern Illinois University at
7 Carbondale; Southern Illinois University at Edwardsville;
8 Chicago State University; Eastern Illinois University;
9 Governors State University; Illinois State University;
10 Northeastern Illinois University; Northern Illinois
11 University; Western Illinois University; the public community
12 colleges of the State; and any other public universities,
13 colleges and community colleges now or hereafter established or
14 authorized by the General Assembly. The term "nonpublic
15 institution of higher education" includes any educational
16 organization in this State, other than a public institution of
17 higher education, which provides a minimum of an organized 2
18 year program at the private junior college level or higher and
19 which operates not-for-profit and in conformity with standards
20 substantially equivalent to those of public institutions of
21 higher education.

22 (b) Each public institution of higher education shall
23 disclose the terms, restrictions and requirements attached to
24 or made a part of any endowment, gift, grant, contract award or
25 property of any kind or value in excess of \$100,000 made to

1 such institution, or to any school, college, division, branch
2 or other organizational entity within or forming a part of such
3 institution, by a foreign government or an individual who is
4 neither a citizen nor a resident of the United States, in any
5 calendar or fiscal year. If the foreign government or
6 individual donates more than one gift in any calendar or fiscal
7 year, and the total value of those gifts exceeds \$100,000, such
8 institution shall report all the gifts received. This
9 subsection shall not apply to funds that public institutions of
10 higher education receive from grants and contracts through
11 either the federal government or the State of Illinois.

12 (c) The provisions of this subsection apply to each
13 nonpublic institution of higher education: (i) which receives
14 any grant or award under the Illinois Financial Assistance Act
15 for Nonpublic Institutions of Higher Learning or under the
16 Higher Education Cooperation Act, or (ii) which is a
17 participant in a program of interinstitutional cooperation
18 administered by a not-for-profit organization that is
19 organized to administer such program under the Higher Education
20 Cooperation Act and that receives any grant under and in
21 furtherance of the purposes of that Act, or (iii) which
22 receives any grant or distribution of grant moneys appropriated
23 from the State Treasury or any fund therein to such institution
24 or to the Board of Higher Education for distribution to
25 nonpublic institutions of higher education for purposes of
26 Section 4 of the Build Illinois Bond Act or for any other

1 purpose authorized by law. Each nonpublic institution of higher
2 education to which the provisions of this subsection apply
3 shall disclose the terms, restrictions and requirements
4 attached to or made a part of any endowment, gift, grant,
5 contract award or property of any kind or value in excess of
6 \$250,000 made to such institution, or to any school, college,
7 division, branch or other organizational entity within or
8 forming a part of such institution, by a foreign government or
9 an individual who is neither a citizen nor a resident of the
10 United States, in any calendar or fiscal year. If the foreign
11 government or individual donates more than one gift in any
12 calendar or fiscal year, and the total value of those gifts
13 exceeds \$250,000, such institution shall report all the gifts
14 received.

15 (d) Such information shall be forwarded to the Attorney
16 General no later than 30 days after the final day of each
17 calendar or fiscal year of such institution, whichever type of
18 year is used by the institution in accounting for the gifts
19 received for the purposes of this Section. The information
20 shall include:

21 (1) the name of the foreign government in the case of a
22 gift by a government, or the name of the foreign country of
23 which an individual donor is a citizen, in the case of a
24 gift by an individual;

25 (2) the amount and the date of the contribution or
26 contributions;

1 (3) when the gift is conditional, matching or
2 designated for a particular purpose, full details of the
3 conditions, matching provisions or designation; and

4 (4) the purpose or purposes for which the contribution
5 will be used.

6 Such information shall be a matter of public record.

7 (Source: P.A. 89-4, eff. 1-1-96.)

8 (105 ILCS 5/30-16.4) (from Ch. 122, par. 30-16.4)

9 Sec. 30-16.4. Privileges Conferred. The scholarships
10 issued under Sections 30-16.1 through 30-16.6, inclusive, of
11 this Article, may be used at those State supported universities
12 where there are provided Reserve Officer's Training Corps
13 programs of the several Armed Services over a period during
14 which the eligible recipient is eligible for enrollment in the
15 program. The scholarships exempt the holder from the payment of
16 tuition, or any matriculation, graduation, activity, term or
17 incidental fee, except any portion of a multi-purpose fee which
18 is used for a purpose for which exemption is not granted under
19 this Section. Exemption may not be granted for any other fees
20 including book rental, service, laboratory, supply, Union
21 Building, hospital and medical insurance fees and any fees
22 established for the operation and maintenance of buildings, the
23 income of which is pledged to the payment of interest and
24 principal, or bonds issued by the governing board of the
25 universities.

1 Any student who has been or is awarded a scholarship shall
2 be reimbursed by the appropriate university for any fees which
3 he has paid and for which exemption is granted under this
4 Section, if application for such reimbursement is made within 2
5 months following the school term for which the fees were paid.

6 The holder of a scholarship is subject to all examinations,
7 rules and requirements of the university in which he is
8 enrolled, except as herein directed.

9 The provisions of Sections 30-16.1 through 30-16.6 of this
10 Act do not prohibit the Board of Trustees of the University of
11 Illinois, the Board of Trustees of Southern Illinois University
12 at Carbondale, the Board of Trustees of Southern Illinois
13 University at Edwardsville, the Board of Trustees of Chicago
14 State University, the Board of Trustees of Eastern Illinois
15 University, the Board of Trustees of Governors State
16 University, the Board of Trustees of Illinois State University,
17 the Board of Trustees of Northeastern Illinois University, the
18 Board of Trustees of Northern Illinois University, and the
19 Board of Trustees of Western Illinois University from granting
20 other scholarships.

21 (Source: P.A. 89-4, eff. 1-1-96.)

22 (105 ILCS 5/30-16.6) (from Ch. 122, par. 30-16.6)

23 Sec. 30-16.6. Registration of eligible recipients;
24 examination. The president or chairman of the board of each
25 private junior college or public community college, and the

1 President of each University in which a Reserve Officer's
2 Training Corps program is available, or some individual or
3 committee designated by such person, shall receive and register
4 the names of all eligible recipients applying for the
5 scholarships set forth in Section 30-16.3. Applicants shall
6 take an examination each year according to the rules prescribed
7 jointly by the President of the University of Illinois, the
8 President of Southern Illinois University at Carbondale, the
9 President of Southern Illinois University at Edwardsville, the
10 President of Chicago State University, the President of Eastern
11 Illinois University, the President of Governors State
12 University, the President of Illinois State University, the
13 President of Northeastern Illinois University, the President
14 of Northern Illinois University, and the President of Western
15 Illinois University. The scholarships shall be awarded on a
16 merit basis to those eligible recipients receiving the highest
17 grades with evidence of leadership ability, and the number of
18 scholarships to be awarded in any institution shall be as set
19 forth in Section 30-16.3.

20 (Source: P.A. 89-4, eff. 1-1-96.)

21 Section 130. The Illinois Peace Corps Fellowship Program
22 Law is amended by changing Section 2-3 as follows:

23 (105 ILCS 30/2-3) (from Ch. 122, par. 2003)

24 Sec. 2-3. Program description. The University of Illinois,

1 Southern Illinois University at Carbondale, Southern Illinois
2 University at Edwardsville, Chicago State University, Eastern
3 Illinois University, Governors State University, Illinois
4 State University, Northeastern Illinois University, Northern
5 Illinois University, and Western Illinois University ~~the~~
6 ~~several universities and colleges under the governance of the~~
7 ~~Board of Governors of State Colleges and Universities, and the~~
8 ~~several Regency Universities under the jurisdiction of the~~
9 ~~Board of Regents~~ are hereby authorized to become participants
10 in the Illinois Peace Corps Fellowship Program. Any such
11 participating public institution of higher education may
12 conduct and administer this program to augment the number of
13 Illinois public school teachers by bringing the teaching skills
14 of recently returned United States Peace Corps volunteers to
15 those school districts, including the school districts
16 situated within the City of Chicago and the City of East St.
17 Louis or any other school district designated by the State
18 Board of Education, which enter into cooperative agreements
19 required for implementation of the program. In designating such
20 school districts, the State Board of Education may consider
21 districts that have a high proportion of drop-out students, a
22 high percentage of minority students, a high proportion of low
23 income families and high truancy rates. The program shall
24 utilize former United States Peace Corps volunteers with two
25 years of Peace Corps experience by placing them in the
26 designated cooperating school districts as full time teachers

1 or teacher aides. In return for making a two-year commitment to
2 teaching and being placed in a full-time salaried teacher aide
3 or certificated teaching position at a public school located in
4 a designated cooperating school district, the former Peace
5 Corps volunteer may be awarded a fellowship to the
6 participating public institution of higher education to
7 complete (in the case of teacher aides who are not yet
8 certificated) the courses required for issuance of a teaching
9 certificate under Article 21 of The School Code, or to pursue a
10 master's degree program in education. The fellowships may
11 consist of tuition waivers applicable toward enrollment at the
12 participating public institution of higher education to
13 complete required courses for teacher certification and to
14 pursue a master's degree program in education; and the award of
15 such tuition waivers may be supported by funds and grants made
16 available to the participating university or universities
17 through private or public sources. A participating university
18 may also consider an authorization under which all fellowship
19 recipients are allowed to pay in-state tuition rates while
20 enrolled for credit in a master's degree program.

21 An annual salary for the fellowship recipient to teach in a
22 designated school district for a period of two years may be
23 provided by the designated cooperating school district at which
24 the fellowship recipient shall teach, and may be set at an
25 amount equal to that paid to other teacher aides and
26 certificated teachers in a comparable position.

1 (Source: P.A. 95-331, eff. 8-21-07.)

2 Section 135. The Campus Demonstrations Policy Act is
3 amended by changing Section 1 as follows:

4 (110 ILCS 10/1) (from Ch. 144, par. 225)

5 Sec. 1. For the purposes of this Act:

6 (a) "State-supported institution of higher learning" means
7 the University of Illinois, Southern Illinois University at
8 Carbondale, Southern Illinois University at Edwardsville,
9 Chicago State University, Eastern Illinois University,
10 Governors State University, Illinois State University,
11 Northeastern Illinois University, Northern Illinois
12 University, Western Illinois University, and the public
13 community colleges subject to the Public Community College Act.

14 (b) "Policy on Demonstrations" means an outline of rules
15 and regulations to maintain order on the campus of an
16 institution of higher learning in this State which gives
17 special attention to firmness, to insuring that the civil
18 rights of others are not infringed and to establishment of a
19 step by step approach to secure the reasonable operation of
20 university or college activities in case of any disruptive
21 activity.

22 (Source: P.A. 89-4, eff. 1-1-96.)

23 Section 140. The College Campus Press Act is amended by

1 changing Section 5 as follows:

2 (110 ILCS 13/5)

3 Sec. 5. Definitions. For purposes of this Act:

4 "Campus media" means any matter that is prepared,
5 substantially written, published, or broadcast by students at
6 State-sponsored institutions of higher learning, that is
7 distributed or generally made available, either free of charge
8 or for a fee, to members of the student body, and that is
9 prepared under the direction of a student media adviser.
10 "Campus media" does not include media that is intended for
11 distribution or transmission solely in the classrooms in which
12 it is produced.

13 "Campus policy" means the views and positions of
14 State-sponsored institutions of higher learning promulgated by
15 administrators, officials, or other agents of these
16 institutions.

17 "Collegiate media adviser" means a person who is employed,
18 appointed, or designated by the State-sponsored institution of
19 higher learning to supervise or provide instruction relating to
20 campus media.

21 "Collegiate student editor" means a student at a
22 State-sponsored institution of higher learning who edits
23 information prepared by collegiate student journalists for
24 dissemination in campus media.

25 "Collegiate student journalist" means a student at a

1 State-sponsored institution of higher learning who gathers,
2 compiles, writes, photographs, records, or prepares
3 information for dissemination in campus media.

4 "Prevailing party" includes any party who obtains some of
5 his or her requested relief through judicial judgment in his or
6 her favor, who obtains some of his or her requested relief
7 through a settlement agreement approved by the court, or whose
8 pursuit of a non-frivolous claim was a catalyst for a
9 unilateral change in position by the opposing party relative to
10 the relief sought.

11 "State-sponsored institution of higher learning" means the
12 University of Illinois, Southern Illinois University at
13 Carbondale, Southern Illinois University at Edwardsville,
14 Chicago State University, Eastern Illinois University,
15 Governors State University, Illinois State University,
16 Northeastern Illinois University, Northern Illinois
17 University, Western Illinois University, and public community
18 colleges subject to the Public Community College Act.

19 (Source: P.A. 95-580, eff. 6-1-08.)

20 Section 145. The College Student Immunization Act is
21 amended by changing Section 1 as follows:

22 (110 ILCS 20/1) (from Ch. 144, par. 2601)

23 Sec. 1. Definitions. For the purposes of this Act:

24 (a) "Department" means the Illinois Department of Public

1 Health.

2 (b) "Post-secondary educational institution" means a
3 public or private college or university offering degrees and
4 instruction above the high school level, and shall include, but
5 not be limited to, any and all private colleges and
6 universities, the University of Illinois, Southern Illinois
7 University at Carbondale, Southern Illinois University at
8 Edwardsville, Chicago State University, Eastern Illinois
9 University, Governors State University, Illinois State
10 University, Northeastern Illinois University, Northern
11 Illinois University, Western Illinois University, and any
12 other public university now or hereafter established or
13 authorized by the General Assembly; except that a
14 post-secondary educational institution does not mean or
15 include any public or private college or university that does
16 not provide on-campus housing for its students in dormitories
17 or equivalent facilities that are owned, operated, and
18 maintained by the public or private college or university.

19 The term shall not include any public or private junior or
20 community college, or any institution offering degrees and
21 instruction which utilizes correspondence as its primary mode
22 of student instruction.

23 (Source: P.A. 94-195, eff. 7-12-05.)

24 Section 150. The Forensic Psychiatry Fellowship Training
25 Act is amended by changing Sections 5, 10, and 20 as follows:

1 (110 ILCS 46/5)

2 Sec. 5. Creation of program. The University of Illinois at
3 Chicago and Southern Illinois University at Edwardsville shall
4 expand their focuses on enrolling, training, and graduating
5 forensic mental health professionals by each creating a
6 forensic psychiatry fellowship training program at their
7 Colleges of Medicine.

8 (Source: P.A. 95-22, eff. 8-3-07.)

9 (110 ILCS 46/10)

10 Sec. 10. Powers and duties under program. Under the
11 forensic psychiatry fellowship training program created under
12 Section 5 of this Act, the University of Illinois at Chicago
13 and Southern Illinois University at Edwardsville shall each
14 have all of the following powers and duties:

15 (1) The university's undergraduate and graduate
16 programs may increase their service and training
17 commitments in order to provide mental health care to
18 chronically mentally ill populations in this State.

19 (2) The university shall coordinate service,
20 education, and research in mental health and may work with
21 communities, State agencies, other colleges and
22 universities, private foundations, health care providers,
23 and other interested organizations on innovative
24 strategies to respond to the challenges of providing

1 greater physician presence in the field of forensic
2 psychiatry. However, the majority of the clinical
3 rotations of the fellows must be served in publicly
4 supported programs in this State.

5 (3) The university may establish such clinical and
6 educational centers and may cooperate with other
7 universities and associations as may be necessary to carry
8 out the intent of this Act according to the following
9 priorities:

10 (A) a preference for programs that are designed to
11 enroll, educate, and facilitate the graduation of
12 mental health professionals trained in forensic
13 psychiatry and other forensic mental health
14 sub-specialties; and

15 (B) a preference for public sector programs that
16 involve networking with other agencies, organizations,
17 and institutions that have similar objectives.

18 (Source: P.A. 97-813, eff. 7-13-12.)

19 (110 ILCS 46/20)

20 Sec. 20. University of Illinois College of Medicine at
21 Peoria and Northwestern University programs; funding. From
22 funds appropriated for the purposes of this Act, the University
23 of Illinois at Chicago and Southern Illinois University at
24 Edwardsville may enter into cooperative agreements with the
25 University of Illinois College of Medicine at Peoria or

1 Northwestern University or both for the purpose of funding
2 forensic psychiatric fellowship training programs at the
3 University of Illinois College of Medicine at Peoria and
4 Northwestern University.

5 (Source: P.A. 95-22, eff. 8-3-07; 96-690, eff. 8-25-09.)

6 Section 155. The Higher Education Veterans Service Act is
7 amended by changing Section 5 as follows:

8 (110 ILCS 49/5)

9 Sec. 5. Definitions. For purposes of this Act:

10 "Task Force" means the Task Force on Service Member and
11 Veterans Education.

12 "Public colleges and universities" means public community
13 colleges subject to the Public Community College Act, the
14 University of Illinois, Southern Illinois University at
15 Carbondale, Southern Illinois University at Edwardsville,
16 Chicago State University, Eastern Illinois University,
17 Governors State University, Illinois State University,
18 Northeastern Illinois University, Northern Illinois
19 University, and Western Illinois University.

20 (Source: P.A. 96-133, eff. 8-7-09.)

21 Section 160. The Nonresident College Trustees Act is
22 amended by changing Section 1 as follows:

1 (110 ILCS 60/1) (from Ch. 144, par. 7)

2 Sec. 1. (a) In all colleges, universities and other
3 institutions of learning in the State of Illinois, not placed
4 under the control of the officers of this State, whether
5 organized under any general or special law, non-residents of
6 this State shall be eligible to the office of trustee;
7 provided, that at least 3 members of the board of trustees of
8 any such institution of learning shall be residents of this
9 State. This subsection (a) does not apply to the Board of
10 Trustees of the University of Illinois, Southern Illinois
11 University at Carbondale, Southern Illinois University at
12 Edwardsville, Chicago State University, Eastern Illinois
13 University, Governors State University, Illinois State
14 University, Northeastern Illinois University, Northern
15 Illinois University, or Western Illinois University.

16 (b) No institution of learning in this State shall be
17 removed from this State unless by a unanimous vote of the board
18 of trustees.

19 (Source: P.A. 91-798, eff. 7-9-00.)

20 Section 165. The Public University Energy Conservation Act
21 is amended by changing Section 5-5 as follows:

22 (110 ILCS 62/5-5)

23 Sec. 5-5. Public university. "Public university" means any
24 of the following institutions of higher learning: the

1 University of Illinois, Southern Illinois University at
2 Carbondale, Southern Illinois University at Edwardsville,
3 Northern Illinois University, Eastern Illinois University,
4 Western Illinois University, Northeastern Illinois University,
5 Chicago State University, Governors State University, or
6 Illinois State University, acting in each case through its
7 board of trustees or through a designee of that board.

8 (Source: P.A. 97-813, eff. 7-13-12.)

9 Section 170. The Public University Tuition Statement Act is
10 amended by changing Sections 10 as follows:

11 (110 ILCS 63/10)

12 Sec. 10. Definition. In this Act, "public university"
13 means and includes Chicago State University, Eastern Illinois
14 University, Governors State University, Illinois State
15 University, Northeastern Illinois University, Northern
16 Illinois University, Southern Illinois University at
17 Carbondale, Southern Illinois University at Edwardsville,
18 Western Illinois University, the University of Illinois, and
19 any other public university established or authorized by the
20 General Assembly.

21 (Source: P.A. 91-185, eff. 7-20-99.)

22 Section 175. The State Universities Civil Service Act is
23 amended by changing Sections 36b, 36c, 36e, and 36g-1 as

1 follows:

2 (110 ILCS 70/36b) (from Ch. 24 1/2, par. 38b1)

3 Sec. 36b. Creation.

4 (1) A classified civil service system to be known as the
5 State Universities Civil Service System is hereby created, and
6 is hereinafter referred to as the University System.

7 (2) The purpose of the University System is to establish a
8 sound program of personnel administration for the Illinois
9 Community College Board, State Community College of East St.
10 Louis (abolished under Section 2-12.1 of the Public Community
11 College Act), Southern Illinois University at Carbondale,
12 Southern Illinois University at Edwardsville, Chicago State
13 University, Eastern Illinois University, Governors State
14 University, Illinois State University, Northeastern Illinois
15 University, Northern Illinois University, Western Illinois
16 University, University of Illinois, State Universities Civil
17 Service System, State Universities Retirement System, the
18 State Scholarship Commission, and the Board of Higher
19 Education. All certificates, appointments and promotions to
20 positions in these agencies and institutions shall be made
21 solely on the basis of merit and fitness, to be ascertained by
22 examination, except as specified in Section 36e.

23 (3) The State Universities Civil Service System hereby
24 created shall be a separate entity of the State of Illinois and
25 shall be under the control of a Board to be known as the

1 University Civil Service Merit Board, and is hereinafter
2 referred to as the Merit Board.

3 (Source: P.A. 97-333, eff. 8-12-11.)

4 (110 ILCS 70/36c) (from Ch. 24 1/2, par. 38b2)

5 Sec. 36c. The merit board. The Merit Board shall be
6 composed of 12 ~~14~~ members, 3 of whom shall be members of the
7 Board of Trustees of the University of Illinois, one of whom
8 shall be a member of the Board of Trustees of Southern Illinois
9 University at Carbondale, one of whom shall be a member of the
10 Board of Trustees of Southern Illinois University at
11 Edwardsville, one of whom shall be a member of the Board of
12 Trustees of Chicago State University, one of whom shall be a
13 member of the Board of Trustees of Eastern Illinois University,
14 one of whom shall be a member of the Board of Trustees of
15 Governors State University, one of whom shall be a member of
16 the Board of Trustees of Illinois State University, one of whom
17 shall be a member of the Board of Trustees of Northeastern
18 Illinois University, one of whom shall be a member of the Board
19 of Trustees of Northern Illinois University, and one of whom
20 shall be a member of the Board of Trustees of Western Illinois
21 University. The 7 new members required to be elected to the
22 Merit Board by their respective Boards of Trustees shall
23 replace the 2 persons who, until the effective date of this
24 amendatory Act of 1995, served as members of the Merit Board
25 elected from the Board of Governors of State Colleges and

1 Universities and the Board of Regents; and the terms of the
2 members elected to the Merit Board from the Board of Governors
3 of State Colleges and Universities and the Board of Regents
4 shall terminate on the effective date of this amendatory Act of
5 1995. The members of the Merit Board shall be elected by the
6 respective Boards in which they hold membership and they shall
7 serve at the pleasure of the electing Boards.

8 All members of the Merit Board shall serve without
9 compensation but shall be reimbursed for any traveling expenses
10 incurred in attending meetings of the Merit Board.

11 The Merit Board shall determine the number necessary for a
12 quorum, elect its own chairman and set up an Executive
13 Committee of its own members which shall have all of the powers
14 of the Merit Board except as limited by the Merit Board.

15 The Merit Board shall cause to be elected a committee of
16 not less than eleven members to be made up of Civil Service
17 Employees, six of whom shall be nominated by and from the Civil
18 Service Employees of the University of Illinois and one of whom
19 shall be nominated by and from the Civil Service Employees of
20 each of the other institutions specified in Section 36e, who
21 will function in an advisory capacity to the Merit Board on all
22 matters pertaining to the University System. This Advisory
23 Committee shall meet at least quarterly and members of the
24 Committee shall be reimbursed by their respective employers for
25 time lost from work and for expenses incurred in attending
26 meetings of the Committee.

1 (Source: P.A. 89-4, eff. 1-1-96.)

2 (110 ILCS 70/36e) (from Ch. 24 1/2, par. 38b4)

3 Sec. 36e. Coverage. All employees of the Illinois Community
4 College Board, State Community College of East St. Louis
5 (abolished under Section 2-12.1 of the Public Community College
6 Act), Southern Illinois University at Carbondale, Southern
7 Illinois University at Edwardsville, Chicago State University,
8 Eastern Illinois University, Governors State University,
9 Illinois State University, Northeastern Illinois University,
10 Northern Illinois University, Western Illinois University,
11 University of Illinois, State Universities Civil Service
12 System, State Universities Retirement System, the State
13 Scholarship Commission, and the Board of Higher Education,
14 shall be covered by the University System described in Sections
15 36b to 36q, inclusive, of this Act, except the following
16 persons:

17 (1) The members and officers of the Merit Board and the
18 board of trustees, and the commissioners of the
19 institutions and agencies covered hereunder;

20 (2) The presidents and vice-presidents of each
21 educational institution;

22 (3) Other principal administrative employees of each
23 institution and agency as determined by the Merit Board;

24 (4) The teaching, research and extension faculties of
25 each institution and agency;

1 (5) Students employed under rules prescribed by the
2 Merit Board, without examination or certification.

3 (Source: P.A. 97-333, eff. 8-12-11.)

4 (110 ILCS 70/36g-1) (from Ch. 24 1/2, par. 38b6.1)

5 Sec. 36g-1. Active military service. Any employee of State
6 Community College of East St. Louis (abolished under Section
7 2-12.1 of the Public Community College Act), Southern Illinois
8 University at Carbondale, Southern Illinois University at
9 Edwardsville, the University of Illinois, any university under
10 the jurisdiction of the Board of Regents, or any college or
11 university under the jurisdiction of the Board of Governors of
12 State Colleges and Universities who is a member of any reserve
13 component of the United States Armed Services, including the
14 Illinois National Guard, and who is mobilized to active
15 military duty on or after August 1, 1990 as a result of an
16 order of the President of the United States, shall for each pay
17 period beginning on or after August 1, 1990 continue to receive
18 the same regular compensation that he receives or was receiving
19 as an employee of that educational institution at the time he
20 is or was so mobilized to active military duty, plus any health
21 insurance and other benefits he is or was receiving or accruing
22 at that time, minus the amount of his base pay for military
23 service, for the duration of his active military service.

24 In the event any provision of a collective bargaining
25 agreement or any policy of the educational institution covering

1 any employee so ordered to active duty is more generous than
2 the provisions contained in this Section, that collective
3 bargaining agreement or policy shall be controlling.

4 (Source: P.A. 97-333, eff. 8-12-11.)

5 Section 180. The University - Building Authority Leased
6 Lands Act is amended by changing the title and Sections 1 and 2
7 as follows:

8 (110 ILCS 85/Act title)

9 An Act relating to land leased from the Illinois Building
10 Authority by the respective Boards of Trustees of the
11 University of Illinois, Southern Illinois University at
12 Carbondale, Southern Illinois University at Edwardsville,
13 Chicago State University, Eastern Illinois University,
14 Governors State University, Illinois State University,
15 Northeastern Illinois University, Northern Illinois
16 University, and Western Illinois University.

17 (110 ILCS 85/1) (from Ch. 144, par. 70.11)

18 Sec. 1. The Board of Trustees of the University of
19 Illinois, the Board of Trustees of Southern Illinois University
20 at Carbondale, the Board of Trustees of Southern Illinois
21 University at Edwardsville, the Board of Trustees of Chicago
22 State University, the Board of Trustees of Eastern Illinois
23 University, the Board of Trustees of Governors State

1 University, the Board of Trustees of Illinois State University,
2 the Board of Trustees of Northeastern Illinois University, the
3 Board of Trustees of Northern Illinois University, and the
4 Board of Trustees of Western Illinois University, may
5 construct, complete, remodel, maintain and equip buildings and
6 other facilities, with funds available to them from any source,
7 upon land heretofore or hereafter leased by them from the
8 Illinois Building Authority.

9 (Source: P.A. 89-4, eff. 1-1-96.)

10 (110 ILCS 85/2) (from Ch. 144, par. 70.12)

11 Sec. 2. Expenditures by the Board of Trustees of the
12 University of Illinois, the Board of Trustees of Southern
13 Illinois University at Carbondale, the Board of Trustees of
14 Southern Illinois University at Edwardsville, the Board of
15 Trustees of Chicago State University, the Board of Trustees of
16 Eastern Illinois University, the Board of Trustees of Governors
17 State University, the Board of Trustees of Illinois State
18 University, the Board of Trustees of Northeastern Illinois
19 University, the Board of Trustees of Northern Illinois
20 University, and the Board of Trustees of Western Illinois
21 University for the construction, completion, remodeling,
22 maintenance and equipment of buildings and other facilities are
23 not subject to any law requiring that the State be vested with
24 absolute fee title to the premises, if those expenditures are
25 made in connection with and upon premises owned by the Illinois

1 Building Authority.

2 (Source: P.A. 89-4, eff. 1-1-96.)

3 Section 185. The University Employees Custodial Accounts
4 Act is amended by changing Section 1 as follows:

5 (110 ILCS 95/1) (from Ch. 144, par. 1701)

6 Sec. 1. As used in this Act:

7 "The governing board of any public institution of higher
8 education" means the Board of Trustees of the University of
9 Illinois, the Board of Trustees of Southern Illinois University
10 at Carbondale, the Board of Trustees of Southern Illinois
11 University at Edwardsville, the Board of Trustees of Chicago
12 State University, the Board of Trustees of Eastern Illinois
13 University, the Board of Trustees of Governors State
14 University, the Board of Trustees of Illinois State University,
15 the Board of Trustees of Northeastern Illinois University, the
16 Board of Trustees of Northern Illinois University, the Board of
17 Trustees of Western Illinois University and the Illinois
18 Community College Board.

19 "Eligible employees" means employees of public
20 institutions of higher education who qualify for favorable tax
21 treatment under Section 403b of the Internal Revenue Code.

22 (Source: P.A. 89-4, eff. 1-1-96.)

23 Section 190. The University Faculty Research and

1 Consulting Act is amended by changing Section 2 as follows:

2 (110 ILCS 100/2) (from Ch. 144, par. 217)

3 Sec. 2. For the purposes of this Act,

4 (a) "State-supported institution of higher learning"
5 includes the University of Illinois, Southern Illinois
6 University at Carbondale, Southern Illinois University at
7 Edwardsville, Chicago State University, Eastern Illinois
8 University, Governors State University, Illinois State
9 University, Northeastern Illinois University, Northern
10 Illinois University, Western Illinois University and all
11 public community colleges; and

12 (b) "Contract" includes any grant made by any person
13 (individual or corporate), partnership, foundation or
14 association, other than federal, State or local governments,
15 for the performance of research or consulting services by a
16 member of the faculty of a State-supported institution of
17 higher learning. The term does not include a scholarship or
18 grant for study or research required for a graduate degree or
19 the improvement of existing skills without any services to be
20 rendered for the grantor or donor of such a scholarship or
21 grant.

22 (Source: P.A. 89-4, eff. 1-1-96.)

23 Section 195. The University Religious Observances Act is
24 amended by changing Section 1 as follows:

1 (110 ILCS 110/1) (from Ch. 144, par. 2101)

2 Sec. 1. A public institution of higher education shall
3 adopt a policy which reasonably accommodates the religious
4 observance of individual students in regard to admissions,
5 class attendance, and the scheduling of examinations and work
6 requirements. This policy shall include a grievance procedure
7 by which a student who believes that he or she has been
8 unreasonably denied an educational benefit due to his or her
9 religious belief or practices may seek redress. Such policy
10 shall be made known to faculty and students annually by
11 inclusion in the institution's handbook, manual or other
12 similar document regularly provided to faculty and students.
13 For the purposes of this Section (a) "public institution of
14 higher education" means the University of Illinois, Southern
15 Illinois University at Carbondale, Southern Illinois
16 University at Edwardsville, Chicago State University, Eastern
17 Illinois University, Governors State University, Illinois
18 State University, Northeastern Illinois University, Northern
19 Illinois University, Western Illinois University, the public
20 community colleges of the State and any other public
21 universities, colleges and community colleges now or hereafter
22 established or authorized by the General Assembly; and (b)
23 "religious observance" or "religious practice" includes all
24 aspects of religious observance and practice, as well as
25 belief.

1 (Source: P.A. 89-4, eff. 1-1-96.)

2 Section 200. The Volunteer Emergency Worker Higher
3 Education Protection Act is amended by changing Section 5 as
4 follows:

5 (110 ILCS 122/5)

6 Sec. 5. Definitions. For the purposes of this Section:

7 "Institution of higher education" means the University of
8 Illinois, Southern Illinois University at Carbondale, Southern
9 Illinois University at Edwardsville, Chicago State University,
10 Eastern Illinois University, Governors State University,
11 Illinois State University, Northeastern Illinois University,
12 Northern Illinois University, Western Illinois University, the
13 public community colleges of this State, and any other public
14 universities, colleges, and community colleges now or
15 hereafter established or authorized by law.

16 "Volunteer emergency worker" means a volunteer emergency
17 worker as defined in the Volunteer Emergency Worker Job
18 Protection Act.

19 (Source: P.A. 94-957, eff. 7-1-06.)

20 Section 205. The Board of Higher Education Act is amended
21 by changing Sections 1, 7, 8, 9.11, 9.29, and 10 as follows:

22 (110 ILCS 205/1) (from Ch. 144, par. 181)

1 Sec. 1. The following terms shall have the meanings
2 respectively prescribed for them, except when the context
3 otherwise requires:

4 "Public institutions of higher education": The University
5 of Illinois; Southern Illinois University at Carbondale;
6 Southern Illinois University at Edwardsville; Chicago State
7 University; Eastern Illinois University; Governors State
8 University; Illinois State University; Northeastern Illinois
9 University; Northern Illinois University; Western Illinois
10 University; the public community colleges of the State and any
11 other public universities, colleges and community colleges now
12 or hereafter established or authorized by the General Assembly.

13 "Board": The Board of Higher Education created by this Act.
14 (Source: P.A. 100-167, eff. 1-1-18.)

15 (110 ILCS 205/7) (from Ch. 144, par. 187)

16 Sec. 7. The Board of Trustees of the University of
17 Illinois, the Board of Trustees of Southern Illinois University
18 at Carbondale, the Board of Trustees of Southern Illinois
19 University at Edwardsville, the Board of Trustees of Chicago
20 State University, the Board of Trustees of Eastern Illinois
21 University, the Board of Trustees of Governors State
22 University, the Board of Trustees of Illinois State University,
23 the Board of Trustees of Northeastern Illinois University, the
24 Board of Trustees of Northern Illinois University, the Board of
25 Trustees of Western Illinois University, the Illinois

1 Community College Board and the campuses under their governance
2 or supervision shall not hereafter undertake the establishment
3 of any new unit of instruction, research or public service
4 without the approval of the Board. The term "new unit of
5 instruction, research or public service" includes the
6 establishment of a college, school, division, institute,
7 department or other unit in any field of instruction, research
8 or public service not theretofore included in the program of
9 the institution, and includes the establishment of any new
10 branch or campus. The term does not include reasonable and
11 moderate extensions of existing curricula, research, or public
12 service programs which have a direct relationship to existing
13 programs; and the Board may, under its rule making power,
14 define the character of such reasonable and moderate
15 extensions.

16 Such governing boards shall submit to the Board all
17 proposals for a new unit of instruction, research, or public
18 service. The Board may approve or disapprove the proposal in
19 whole or in part or approve modifications thereof whenever in
20 its judgment such action is consistent with the objectives of
21 an existing or proposed master plan of higher education.

22 The Board of Higher Education is authorized to review
23 periodically all existing programs of instruction, research
24 and public service at the State universities and colleges and
25 to advise the appropriate board of control if the contribution
26 of each program is not educationally and economically

1 justified. Each State university shall report annually to the
2 Board on programs of instruction, research, or public service
3 that have been terminated, dissolved, reduced, or consolidated
4 by the university. Each State university shall also report to
5 the Board all programs of instruction, research, and public
6 service that exhibit a trend of low performance in enrollments,
7 degree completions, and high expense per degree. The Board
8 shall compile an annual report that shall contain information
9 on new programs created, existing programs that have been
10 closed or consolidated, and programs that exhibit low
11 performance or productivity. The report must be submitted to
12 the General Assembly. The Board shall have the authority to
13 define relevant terms and timelines by rule with respect to
14 this reporting.

15 (Source: P.A. 97-610, eff. 1-1-12.)

16 (110 ILCS 205/8) (from Ch. 144, par. 188)

17 Sec. 8. The Board of Trustees of the University of
18 Illinois, the Board of Trustees of Southern Illinois University
19 at Carbondale, the Board of Trustees of Southern Illinois
20 University at Edwardsville, the Board of Trustees of Chicago
21 State University, the Board of Trustees of Eastern Illinois
22 University, the Board of Trustees of Governors State
23 University, the Board of Trustees of Illinois State University,
24 the Board of Trustees of Northeastern Illinois University, the
25 Board of Trustees of Northern Illinois University, the Board of

1 Trustees of Western Illinois University, and the Illinois
2 Community College Board shall submit to the Board not later
3 than the 15th day of November of each year its budget proposals
4 for the operation and capital needs of the institutions under
5 its governance or supervision for the ensuing fiscal year. Each
6 budget proposal shall conform to the procedures developed by
7 the Board in the design of an information system for State
8 universities and colleges.

9 In order to maintain a cohesive system of higher education,
10 the Board and its staff shall communicate on a regular basis
11 with all public university presidents. They shall meet at least
12 semiannually to achieve economies of scale where possible and
13 provide the most innovative and efficient programs and
14 services.

15 The Board, in the analysis of formulating the annual budget
16 request, shall consider rates of tuition and fees and
17 undergraduate tuition and fee waiver programs at the State
18 universities and colleges. The Board shall also consider the
19 current and projected utilization of the total physical plant
20 of each campus of a university or college in approving the
21 capital budget for any new building or facility.

22 The Board of Higher Education shall submit to the Governor,
23 to the General Assembly, and to the appropriate budget agencies
24 of the Governor and General Assembly its analysis and
25 recommendations on such budget proposals.

26 The Board is directed to form a broad-based group of

1 individuals representing the Office of the Governor, the
2 General Assembly, public institutions of higher education,
3 State agencies, business and industry, statewide organizations
4 representing faculty and staff, and others as the Board shall
5 deem appropriate to devise a system for allocating State
6 resources to public institutions of higher education based upon
7 performance in achieving State goals related to student success
8 and certificate and degree completion.

9 Beginning in Fiscal Year 2013, the Board of Higher
10 Education budget recommendations to the Governor and the
11 General Assembly shall include allocations to public
12 institutions of higher education based upon performance
13 metrics designed to promote and measure student success in
14 degree and certificate completion. Public university metrics
15 must be adopted by the Board by rule, and public community
16 college metrics must be adopted by the Illinois Community
17 College Board by rule. These metrics must be developed and
18 promulgated in accordance with the following principles:

19 (1) The metrics must be developed in consultation with
20 public institutions of higher education, as well as other
21 State educational agencies and other higher education
22 organizations, associations, interests, and stakeholders
23 as deemed appropriate by the Board.

24 (2) The metrics shall include provisions for
25 recognizing the demands on and rewarding the performance of
26 institutions in advancing the success of students who are

1 academically or financially at risk, including
2 first-generation students, low-income students, and
3 students traditionally underrepresented in higher
4 education, as specified in Section 9.16 of this Act.

5 (3) The metrics shall recognize and account for the
6 differentiated missions of institutions and sectors of
7 higher education.

8 (4) The metrics shall focus on the fundamental goal of
9 increasing completion of college courses, certificates,
10 and degrees. Performance metrics shall recognize the
11 unique and broad mission of public community colleges
12 through consideration of additional factors including, but
13 not limited to, enrollment, progress through key academic
14 milestones, transfer to a baccalaureate institution, and
15 degree completion.

16 (5) The metrics must be designed to maintain the
17 quality of degrees, certificates, courses, and programs.

18 In devising performance metrics, the Board may be guided by the
19 report of the Higher Education Finance Study Commission.

20 Each State university must submit its plan for capital
21 improvements of non-instructional facilities to the Board for
22 approval before final commitments are made if the total cost of
23 the project as approved by the institution's board of control
24 is in excess of \$2 million. Non-instructional uses shall
25 include but not be limited to dormitories, union buildings,
26 field houses, stadium, other recreational facilities and

1 parking lots. The Board shall determine whether or not any
2 project submitted for approval is consistent with the master
3 plan for higher education and with instructional buildings that
4 are provided for therein. If the project is found by a majority
5 of the Board not to be consistent, such capital improvement
6 shall not be constructed.

7 (Source: P.A. 99-655, eff. 7-28-16.)

8 (110 ILCS 205/9.11) (from Ch. 144, par. 189.11)

9 Sec. 9.11. Effective January 1, 1980, to require the
10 preparation of an annual capital plan which details the
11 proposed budget year and 3-year ~~3-year~~ capital needs of the
12 Board of Trustees of the University of Illinois, the Board of
13 Trustees of Southern Illinois University at Carbondale, the
14 Board of Trustees of Southern Illinois University at
15 Edwardsville, the Board of Trustees of Chicago State
16 University, the Board of Trustees of Eastern Illinois
17 University, the Board of Trustees of Governors State
18 University, the Board of Trustees of Illinois State University,
19 the Board of Trustees of Northeastern Illinois University, the
20 Board of Trustees of Northern Illinois University, and the
21 Board of Trustees of Western Illinois University. Such plan
22 shall detail capital expenditures to finance revenue producing
23 facilities through the issuance of revenue bonds. This plan
24 shall detail each project and the project cost in current
25 dollar amounts. The plan shall contain the appropriate detail

1 for the proposed budget year and the 3-year ~~3-year~~ plan which
2 will justify the projects ability to meet: the debt service
3 requirements by producing sufficient revenue, life expectancy
4 and maintenance requirements. Such annual capital plans shall
5 be submitted to the Commission on Government Forecasting and
6 Accountability no later than March 15th of each year.

7 (Source: P.A. 93-1067, eff. 1-15-05.)

8 (110 ILCS 205/9.29)

9 Sec. 9.29. Tuition and fee waiver report. The Board of
10 Higher Education shall annually compile information concerning
11 tuition and fee waivers and tuition and fee waiver programs
12 that has been provided by the Boards of Trustees of the
13 University of Illinois, Southern Illinois University at
14 Carbondale, Southern Illinois University at Edwardsville,
15 Chicago State University, Eastern Illinois University,
16 Governors State University, Illinois State University,
17 Northeastern Illinois University, Northern Illinois
18 University, and Western Illinois University and shall report
19 its findings and recommendations concerning tuition and fee
20 waivers and tuition and fee waiver programs to the General
21 Assembly by filing electronic or paper copies of its report by
22 December 31 of each year as provided in Section 3.1 of the
23 General Assembly Organization Act.

24 (Source: P.A. 100-167, eff. 1-1-18.)

1 (110 ILCS 205/10) (from Ch. 144, par. 190)

2 Sec. 10. The Board of Trustees of the University of
3 Illinois, the Board of Trustees of Southern Illinois University
4 at Carbondale, the Board of Trustees of Southern Illinois
5 University at Edwardsville, the Board of Trustees of Chicago
6 State University, the Board of Trustees of Eastern Illinois
7 University, the Board of Trustees of Governors State
8 University, the Board of Trustees of Illinois State University,
9 the Board of Trustees of Northeastern Illinois University, the
10 Board of Trustees of Northern Illinois University, the Board of
11 Trustees of Western Illinois University, and the Illinois
12 Community College Board shall retain all the powers and duties
13 heretofore given and conferred upon them by statute, except
14 insofar as they are limited by the powers and duties delegated
15 to the Board of Higher Education by this Act.

16 Nothing, however, in this Act shall be construed to prevent
17 individual state universities and colleges from establishing
18 higher minimum admission requirements and higher minimum
19 admission requirements may be established for out-of-state
20 students than for Illinois residents.

21 (Source: P.A. 89-4, eff. 1-1-96.)

22 Section 210. The Higher Education Cooperation Act is
23 amended by changing Section 2 as follows:

24 (110 ILCS 220/2) (from Ch. 144, par. 282)

1 Sec. 2. As used in this Act, unless the context otherwise
2 requires:

3 "Board" means the Board of Higher Education;

4 "Nonpublic institution of higher education" means an
5 educational organization, other than a public institution of
6 higher education, which provides a minimum of an organized 2
7 year program at the private junior college level or higher and
8 which operates not-for-profit and in conformity with standards
9 substantially equivalent to those of the public institutions of
10 higher education;

11 "Public institution of higher education" means the
12 University of Illinois, Southern Illinois University at
13 Carbondale, Southern Illinois University at Edwardsville,
14 Chicago State University, Eastern Illinois University,
15 Governors State University, Illinois State University,
16 Northeastern Illinois University, Northern Illinois
17 University, Western Illinois University, the public community
18 colleges of this State, and any other public universities,
19 colleges and community colleges now or hereafter established or
20 authorized by the General Assembly.

21 (Source: P.A. 89-4, eff. 1-1-96.)

22 Section 215. The Illinois Cooperative Work Study Program
23 Act is amended by changing Section 2 as follows:

24 (110 ILCS 225/2) (from Ch. 144, par. 2952)

1 Sec. 2. Definitions. In this Act:

2 "Board" means the Illinois Board of Higher Education.

3 "Nonpublic institution of higher education" means an
4 educational organization, other than a public institution of
5 higher education, that provides a minimum of an organized 2
6 year program at the private junior college level or higher and
7 that operates in conformity with standards substantially
8 equivalent to those of the public institutions of higher
9 education.

10 "Public institution of higher education" means the
11 University of Illinois, Southern Illinois University at
12 Carbondale, Southern Illinois University at Edwardsville,
13 Chicago State University, Eastern Illinois University,
14 Governors State University, Illinois State University,
15 Northeastern Illinois University, Northern Illinois
16 University, Western Illinois University, the public community
17 colleges of this State, and any other public universities,
18 colleges and community colleges now or hereafter established or
19 authorized by the General Assembly.

20 "Cooperative work study" means an academically related
21 work and study experience with business, industry, government
22 or other agencies and organizations. Cooperative work study may
23 include, but is not limited to, summer internships, clinical
24 placements, internships and work experiences during the
25 academic year.

26 (Source: P.A. 89-4, eff. 1-1-96.)

1 Section 220. The University of Illinois Act is amended by
2 changing Section 7f as follows:

3 (110 ILCS 305/7f) (from Ch. 144, par. 28f)

4 Sec. 7f. Partial tuition waivers.

5 (a) As used in this Section, "Illinois college or
6 university" means any of the following: the University of
7 Illinois, Southern Illinois University at Carbondale, Southern
8 Illinois University at Edwardsville, Chicago State University,
9 Eastern Illinois University, Governors State University,
10 Illinois State University, Northeastern Illinois University,
11 Northern Illinois University, and Western Illinois University.

12 (b) Each year the Board of Trustees of the University of
13 Illinois shall offer 50% tuition waivers for undergraduate
14 education at any campus under its governance or supervision to
15 the children of employees of an Illinois college or university
16 who have been employed by any one or by more than one Illinois
17 college or university for an aggregate period of at least 7
18 years. To be eligible to receive a partial tuition waiver, the
19 child of an employee of an Illinois college or university (i)
20 must be under the age of 25 at the commencement of the academic
21 year during which the partial tuition waiver is to be
22 effective, and (ii) must qualify for admission to the
23 University of Illinois under the same admissions requirements,
24 standards and policies which the University of Illinois applies

1 to applicants for admission generally to its respective
2 undergraduate colleges and programs.

3 (c) Subject to the provisions and limitations of subsection
4 (b), an eligible applicant who has continued to maintain
5 satisfactory academic progress toward graduation may have his
6 or her partial tuition waiver renewed until the time as he or
7 she has expended 4 years of undergraduate partial tuition
8 waiver benefits under this Section.

9 (d) No partial tuition waiver offered or allocated to any
10 eligible applicant in accordance with the provisions of this
11 Section shall be charged against any tuition waiver limitation
12 established by the Illinois Board of Higher Education.

13 (e) The Board of Trustees shall prescribe rules and
14 regulations as are necessary to implement and administer the
15 provisions of this Section.

16 (Source: P.A. 90-282, eff. 1-1-98.)

17 Section 225. The Southern Illinois University Objects Act
18 is amended by changing the title and Sections 2, 12, and 15 as
19 follows:

20 (110 ILCS 510/Act title)

21 An Act in relation to the Southern Illinois University at
22 Carbondale and Southern Illinois University at Edwardsville.

23 (110 ILCS 510/2) (from Ch. 144, par. 602)

1 Sec. 2. The objects of Southern Illinois University at
2 Carbondale and Southern Illinois University at Edwardsville
3 shall be to qualify teachers for the schools of this State in
4 all branches of study which pertain to a common school
5 education; to teach such branches of learning as are related to
6 agriculture and the mechanic arts, including military tactics;
7 to offer such courses of instruction as shall best serve to
8 provide liberal and vocational education customarily offered
9 at the college level; and to offer such other courses of
10 instruction as these Universities determine ~~the University~~
11 ~~determines~~; provided no professional courses culminating in
12 degrees in law, medicine, dentistry or pharmacy may be offered
13 by such Universities ~~University~~ unless approved by the Board of
14 Higher Education as provided in Section 7 of the Board of
15 Higher Education Act ~~"An Act creating a Board of Higher~~
16 ~~Education, defining its powers and duties, making an~~
17 ~~appropriation therefor, and repealing an Act herein named",~~
18 ~~approved August 22, 1961, as heretofore and hereafter amended.~~

19 (Source: Laws 1963, p. 3272.)

20 (110 ILCS 510/12) (from Ch. 144, par. 612)

21 Sec. 12. The Board of Trustees of Southern Illinois
22 University at Carbondale and the Board of Trustees of Southern
23 Illinois University at Edwardsville shall appoint instructors,
24 and such officers as may be required, fix their respective
25 salaries and prescribe their duties. Each ~~The~~ board may remove

1 any instructor or officer for proper cause giving 10 ~~ten~~ days'
2 notice of any charge presented, and reasonable opportunity of
3 defense. Each ~~The~~ board shall prescribe and provide the
4 textbooks, apparatus and furniture to be used in the university
5 and make all regulations necessary for its management. Each ~~The~~
6 board may, on recommendation of the faculty of the university,
7 issue diplomas to persons who have satisfactorily completed the
8 required studies and confer such degrees as are suitable for
9 the courses of study authorized by Section 2.

10 (Source: Laws 1949, p. 1420.)

11 (110 ILCS 510/15) (from Ch. 144, par. 615)

12 Sec. 15. The expense of the building, improving, repairing
13 and supplying fuel and furniture and the necessary appliances
14 and apparatus for conducting said universities ~~school~~, and the
15 salaries or compensation of the Board of Trustees of Southern
16 Illinois University at Carbondale and the Board of Trustees of
17 Southern Illinois University at Edwardsville, the
18 superintendent, assistants, agents and employees, shall be a
19 charge upon the State Treasury; all other expenses shall be
20 chargeable against pupils, and each ~~the~~ Board of Trustees ~~of~~
21 ~~Southern Illinois University~~ shall regulate the charges
22 accordingly.

23 (Source: Laws 1949, p. 1420.)

24 Section 230. The Southern Illinois University Management

1 Act is amended by changing the title and Sections 1, 2, 4, 5,
2 6.6, 8, 8a, 8b, 8c, 8e, and 8f and adding Sections 0.05, 1.5,
3 1.10, 3.5, 3.10, and 3.15 as follows:

4 (110 ILCS 520/Act title)

5 An Act providing for the management, operation, control and
6 maintenance of Southern Illinois University at Carbondale and
7 Southern Illinois University at Edwardsville.

8 (110 ILCS 520/0.05 new)

9 Sec. 0.05. Definitions. In this Act:

10 "Board" and "Board of Trustees" mean both the Board of
11 Trustees of Southern Illinois University at Carbondale and the
12 Board of Trustees of Southern Illinois University at
13 Edwardsville.

14 "University" means both Southern Illinois University at
15 Carbondale and Southern Illinois University at Edwardsville.

16 (110 ILCS 520/1) (from Ch. 144, par. 651)

17 Sec. 1. There is hereby created a body politic and
18 corporate which shall be styled the Board of Trustees of
19 Southern Illinois University to operate, manage, control and
20 maintain the University, ~~hereinafter called the Board.~~ The
21 Board of Trustees of Southern Illinois University is abolished
22 on July 1, 2018. On July 1, 2018, the governance and control of
23 Southern Illinois University shall pass to and rest within the

1 new boards of trustees created under Sections 1.5 and 1.10 of
2 this Act as provided by law. The sole function and power of the
3 Board of Trustees of Southern Illinois University from June 1,
4 2018 until its abolition on July 1, 2018 shall be to assist in
5 transferring all books, records, papers, documents, pending
6 business, accounts, and all real and personal property
7 belonging to or held for the use and benefit of Southern
8 Illinois University that until July 1, 2018 was under the Board
9 of Trustees' governance to the new boards of trustees as
10 provided by law.

11 (Source: Laws 1951, p. 1407.)

12 (110 ILCS 520/1.5 new)

13 Sec. 1.5. Southern Illinois University at Carbondale;
14 creation of board.

15 (a) There is hereby created a body politic and corporate
16 that shall be styled the Board of Trustees of Southern Illinois
17 University at Carbondale to operate, manage, control, and
18 maintain Southern Illinois University at Carbondale.

19 (b) That part of Southern Illinois University associated
20 with the Carbondale campus and the School of Law before July 1,
21 2018, shall hereafter be known as Southern Illinois University
22 at Carbondale, shall be under the governance and control of the
23 Board of Trustees of Southern Illinois University at
24 Carbondale, and beginning on July 1, 2018, shall award
25 appropriate degrees in the name of Southern Illinois University

1 at Carbondale.

2 (110 ILCS 520/1.10 new)

3 Sec. 1.10. Southern Illinois University at Edwardsville;
4 creation of board.

5 (a) There is hereby created a body politic and corporate
6 that shall be styled the Board of Trustees of Southern Illinois
7 University at Edwardsville to operate, manage, control, and
8 maintain Southern Illinois University at Edwardsville.

9 (b) That part of the Southern Illinois University
10 associated with the Edwardsville campus and the School of
11 Medicine, School of Dental Medicine, School of Pharmacy, School
12 of Nursing, and the East St. Louis Center before July 1, 2018
13 shall hereafter be known as Southern Illinois University at
14 Edwardsville, shall be under the governance and control of the
15 Board of Trustees of Southern Illinois University at
16 Edwardsville, and beginning on July 1, 2018, shall award
17 appropriate degrees in the name of Southern Illinois University
18 at Edwardsville.

19 (110 ILCS 520/2) (from Ch. 144, par. 652)

20 Sec. 2. The Board shall consist of 7 voting members
21 appointed by the Governor, by and with the advice and consent
22 of the Senate, ~~the Superintendent of Public Instruction, or his~~
23 ~~chief assistant for liaison with higher education when~~
24 ~~designated to serve in his place, ex officio, and one voting~~

1 ~~student member designated by the Governor from one campus of~~
2 ~~the University and one voting ~~nonvoting~~ student member who is a~~
3 ~~student at ~~from the campus of the University not represented by~~~~
4 ~~the voting student member. The Governor shall designate one of~~
5 ~~the student members serving on the Board to serve as the voting~~
6 ~~student member. Each student member shall be chosen by the~~
7 ~~respective campuses of Southern Illinois University at~~
8 ~~Carbondale and Edwardsville.~~ The method of choosing the ~~these~~
9 student member ~~members~~ shall be by campus-wide student
10 election, ~~and any student designated by the Governor to be a~~
11 ~~voting student member shall be one of the students chosen by~~
12 ~~this method.~~ The student member ~~members~~ shall serve a term
13 ~~terms~~ of one year beginning on July 1 of each year, except that
14 the student member ~~members~~ initially selected shall serve a
15 term beginning on the date of such selection and expiring on
16 the next succeeding June 30. To be eligible for selection as a
17 student member and to be eligible to remain as a ~~voting or~~
18 ~~nonvoting~~ student member of the Board, the ~~a~~ student member
19 must be a resident of this State, must have and maintain a
20 grade point average that is equivalent to at least 2.5 on a 4.0
21 scale, and must be a full time student enrolled at all times
22 during his or her term of office except for that part of the
23 term which follows the completion of the last full regular
24 semester of an academic year and precedes the first full
25 regular semester of the succeeding academic year at the
26 university (sometimes commonly referred to as the summer

1 session or summer school). If ~~the a voting or nonvoting~~ student
2 member ~~servng on the Board~~ fails to continue to meet or
3 maintain the residency, minimum grade point average, or
4 enrollment requirement established by this Section, his or her
5 membership on the Board shall be deemed to have terminated by
6 operation of law. No more than 4 of the members appointed by
7 the Governor shall be affiliated with the same political party.
8 Each member appointed by the Governor must be a resident of
9 this State. A failure to meet or maintain this residency
10 requirement constitutes a resignation from and creates a
11 vacancy in the Board. Of the members first appointed by the
12 Governor, 4 shall be appointed for terms to expire on the third
13 Monday in January, 2022 and 3 shall be appointed for terms to
14 expire on the third Monday in January, 2024. If the Senate is
15 not in session on July 1, 2018 or if a vacancy in an appointive
16 membership occurs at a time when the Senate is not in session,
17 the Governor shall make temporary appointments until the next
18 meeting of the Senate when he or she shall nominate persons to
19 fill such memberships for the remainder of their respective
20 terms. Upon the expiration of the terms of members appointed by
21 the Governor, their respective successors shall be appointed
22 for terms of 6 years from the third Monday in January of each
23 odd-numbered year and until their respective successors are
24 appointed for like terms. ~~If the Senate is not in session~~
25 ~~appointments shall be made as in the case of vacancies.~~

26 (Source: P.A. 91-778, eff. 1-1-01; 91-798, eff. 7-9-00; 92-16,

1 eff. 6-28-01.)

2 (110 ILCS 520/3.5 new)

3 Sec. 3.5. Southern Illinois University at Carbondale;
4 transfer of authority. All of the rights, powers, and duties
5 vested by law in the Board of Trustees of Southern Illinois
6 University before July 1, 2018 and relating to the operation,
7 management, control, and maintenance of Southern Illinois
8 University at Carbondale prior to its change of name and status
9 are hereby transferred to and vested in the Board of Trustees
10 of Southern Illinois University at Carbondale.

11 All books, records, papers, documents, and pending
12 business in any way pertaining to Southern Illinois University
13 at Carbondale prior to its change of name and status and held
14 by the Board of Trustees of Southern Illinois University before
15 July 1, 2018 are hereby transferred from the Board of Trustees
16 of Southern Illinois University to the Board of Trustees of
17 Southern Illinois University at Carbondale.

18 On July 1, 2018, the rules and regulations previously
19 promulgated by the Board of Trustees of Southern Illinois
20 University and applicable to Southern Illinois University at
21 Carbondale prior to its change of name and status shall be the
22 rules and regulations applicable to Southern Illinois
23 University at Carbondale, provided that, beginning on July 1,
24 2018, any or all of the rules and regulations may be changed or
25 rescinded by the Board of Trustees of Southern Illinois

1 University at Carbondale.

2 The right of custody, possession, and control over all
3 items of income, funds, or deposits in any way pertaining to
4 Southern Illinois University at Carbondale prior to its change
5 of name and status that before July 1, 2018 were held or
6 retained by or under the jurisdiction of the Board of Trustees
7 of Southern Illinois University under the authority of the
8 State Finance Act, as that Act existed before July 1, 2018, is
9 hereby transferred to and vested in the Board of Trustees of
10 Southern Illinois University at Carbondale to be retained by
11 Southern Illinois University at Carbondale in its own treasury,
12 or deposited with a bank or savings and loan association, all
13 in accordance with the provisions of the State Finance Act.

14 There is hereby transferred from the Board of Trustees of
15 Southern Illinois University to the Board of Trustees of
16 Southern Illinois University at Carbondale the power of order
17 and direction over the disbursement of those funds in any way
18 pertaining to Southern Illinois University at Carbondale prior
19 to its change of name and status that immediately prior to the
20 effective date of this amendatory Act of the 100th General
21 Assembly were retained by Southern Illinois University in its
22 own treasury under the authority of the State Finance Act as
23 that Act existed prior to July 1, 2018, provided that such
24 funds shall be disbursed from time to time pursuant to the
25 order and direction of the Board of Trustees of Southern
26 Illinois University at Carbondale in accordance with any

1 contracts, pledges, trusts, or agreements heretofore made with
2 respect to the use or application of such funds by the Board of
3 Trustees of Southern Illinois University.

4 The Board of Trustees of Southern Illinois University at
5 Carbondale shall succeed to, assume, and exercise all rights,
6 powers, duties, and responsibilities formerly exercised by the
7 Board of Trustees of Southern Illinois University on behalf of
8 Southern Illinois University at Carbondale before its change of
9 name and status. All contracts and agreements entered into by
10 the Board of Trustees of Southern Illinois University on behalf
11 of Southern Illinois University at Carbondale before its change
12 of name and status shall subsist notwithstanding the transfer
13 of the functions of the Board of Trustees of Southern Illinois
14 University, with respect to Southern Illinois University at
15 Carbondale prior to its change of name and status, to the Board
16 of Trustees of Southern Illinois University at Carbondale. All
17 bonds, notes, and other evidences of indebtedness outstanding
18 on July 1, 2018 issued by the Board of Trustees of Southern
19 Illinois University on behalf of Southern Illinois University
20 at Carbondale before its change of name and status shall become
21 the bonds, notes, or other evidences of indebtedness of
22 Southern Illinois University at Carbondale and shall be
23 otherwise unaffected by the transfer of functions to the Board
24 of Trustees of Southern Illinois University at Carbondale. Any
25 action with respect to Southern Illinois University at
26 Carbondale prior to its change of name and status, including

1 without limitation approvals of applications for bonds and
2 resolutions constituting official action under the Internal
3 Revenue Code, by the Board of Trustees of Southern Illinois
4 University before July 1, 2018 shall remain effective to the
5 same extent as if that action had been taken by the Board of
6 Trustees of Southern Illinois University at Carbondale and
7 shall be deemed to be action taken by the Board of Trustees of
8 Southern Illinois University at Carbondale for Southern
9 Illinois University at Carbondale.

10 The title to all other property, whether real, personal or
11 mixed, and all accounts receivable belonging to or under the
12 jurisdiction of the Board of Trustees of Southern Illinois
13 University for Southern Illinois University at Carbondale
14 prior to its change of name and status is hereby transferred to
15 and vested in the Board of Trustees of Southern Illinois
16 University at Carbondale to be held for the People of the State
17 of Illinois.

18 The employment of all academic and nonacademic personnel of
19 Southern Illinois University at Carbondale prior to its change
20 of name and status is hereby transferred from the Board of
21 Trustees of Southern Illinois University to the Board of
22 Trustees of Southern Illinois University at Carbondale, but the
23 locus of employment shall not be transferred. The transfer
24 shall not affect the status and rights of any person under the
25 State Universities Retirement System or the State Universities
26 Civil Service System. On July 1, 2018, the individuals whose

1 employment is so transferred shall be credited with earned
2 vacation days and sick leave days accrued before the transfer.

3 On July 1, 2018, individuals who were students of Southern
4 Illinois University at Carbondale prior to its change of name
5 and status shall be students of Southern Illinois University at
6 Carbondale.

7 (110 ILCS 520/3.10 new)

8 Sec. 3.10. Southern Illinois University at Edwardsville;
9 transfer of authority. All of the rights, powers, and duties
10 vested by law in the Board of Trustees of Southern Illinois
11 University before July 1, 2018 and relating to the operation,
12 management, control, and maintenance of Southern Illinois
13 University at Edwardsville prior to its change of name and
14 status are hereby transferred to and vested in the Board of
15 Trustees of Southern Illinois University at Edwardsville.

16 All books, records, papers, documents, and pending
17 business in any way pertaining to Southern Illinois University
18 at Edwardsville prior to its change of name and status and held
19 by the Board of Trustees of Southern Illinois University before
20 July 1, 2018 are hereby transferred from the Board of Trustees
21 of Southern Illinois University to the Board of Trustees of
22 Southern Illinois University at Edwardsville.

23 On July 1, 2018, the rules and regulations previously
24 promulgated by the Board of Trustees of Southern Illinois
25 University and applicable to Southern Illinois University at

1 Edwardsville prior to its change of name and status shall be
2 the rules and regulations applicable to Southern Illinois
3 University at Edwardsville, provided that, beginning on July 1,
4 2018, any or all of the rules and regulations may be changed or
5 rescinded by the Board of Trustees of Southern Illinois
6 University at Edwardsville.

7 The right of custody, possession, and control over all
8 items of income, funds, or deposits in any way pertaining to
9 Southern Illinois University at Edwardsville prior to its
10 change of name and status that before July 1, 2018 were held or
11 retained by or under the jurisdiction of the Board of Trustees
12 of Southern Illinois University under the authority of the
13 State Finance Act as that Act existed before July 1, 2018, is
14 hereby transferred to and vested in the Board of Trustees of
15 Southern Illinois University at Edwardsville to be retained by
16 Southern Illinois University at Edwardsville in its own
17 treasury, or deposited with a bank or savings and loan
18 association, all in accordance with the provisions of the State
19 Finance Act.

20 There is hereby transferred from the Board of Trustees of
21 Southern Illinois University to the Board of Trustees of
22 Southern Illinois University at Edwardsville the power of order
23 and direction over the disbursement of those funds in any way
24 pertaining to Southern Illinois University at Edwardsville
25 prior to its change of name and status that immediately prior
26 to the effective date of this amendatory Act of the 100th

1 General Assembly were retained by Southern Illinois University
2 in its own treasury under the authority of the State Finance
3 Act as that Act existed prior to July 1, 2018, provided that
4 such funds shall be disbursed from time to time pursuant to the
5 order and direction of the Board of Trustees of Southern
6 Illinois University at Edwardsville in accordance with any
7 contracts, pledges, trusts, or agreements heretofore made with
8 respect to the use or application of such funds by the Board of
9 Trustees of Southern Illinois University.

10 The Board of Trustees of Southern Illinois University at
11 Edwardsville shall succeed to, assume, and exercise all rights,
12 powers, duties, and responsibilities formerly exercised by the
13 Board of Trustees of Southern Illinois University on behalf of
14 Southern Illinois University at Edwardsville before its change
15 of name and status. All contracts and agreements entered into
16 by the Board of Trustees of Southern Illinois University on
17 behalf of Southern Illinois University at Edwardsville before
18 its change of name and status shall subsist notwithstanding the
19 transfer of the functions of the Board of Trustees of Southern
20 Illinois University, with respect to Southern Illinois
21 University at Edwardsville prior to its change of name and
22 status, to the Board of Trustees of Southern Illinois
23 University at Edwardsville. All bonds, notes, and other
24 evidences of indebtedness outstanding on July 1, 2018 issued by
25 the Board of Trustees of Southern Illinois University on behalf
26 of Southern Illinois University at Edwardsville before its

1 change of name and status shall become the bonds, notes, or
2 other evidences of indebtedness of Southern Illinois
3 University at Edwardsville and shall be otherwise unaffected by
4 the transfer of functions to the Board of Trustees of Southern
5 Illinois University at Edwardsville. Any action with respect to
6 Southern Illinois University at Edwardsville prior to its
7 change of name and status, including without limitation
8 approvals of applications for bonds and resolutions
9 constituting official action under the Internal Revenue Code,
10 by the Board of Trustees of Southern Illinois University before
11 July 1, 2018 shall remain effective to the same extent as if
12 that action had been taken by the Board of Trustees of Southern
13 Illinois University at Edwardsville and shall be deemed to be
14 action taken by the Board of Trustees of Southern Illinois
15 University at Edwardsville for Southern Illinois University at
16 Edwardsville.

17 The title to all other property, whether real, personal or
18 mixed, and all accounts receivable belonging to or under the
19 jurisdiction of the Board of Trustees of Southern Illinois
20 University for Southern Illinois University at Edwardsville
21 prior to its change of name and status is hereby transferred to
22 and vested in the Board of Trustees of Southern Illinois
23 University at Edwardsville to be held for the People of the
24 State of Illinois.

25 The employment of all academic and nonacademic personnel of
26 Southern Illinois University at Edwardsville prior to its

1 change of name and status is hereby transferred from the Board
2 of Trustees of Southern Illinois University to the Board of
3 Trustees of Southern Illinois University at Edwardsville, but
4 the locus of employment shall not be transferred. The transfer
5 shall not affect the status and rights of any person under the
6 State Universities Retirement System or the State Universities
7 Civil Service System. On July 1, 2018, the individuals whose
8 employment is so transferred shall be credited with earned
9 vacation days and sick leave days accrued before the transfer.

10 On July 1, 2018, individuals who were students of Southern
11 Illinois University at Edwardsville prior to its change of name
12 and status shall be students of Southern Illinois University at
13 Edwardsville.

14 (110 ILCS 520/3.15 new)

15 Sec. 3.15. Inability to transfer. Anything under Section
16 3.5 or 3.10 of this Act that cannot be transferred to the Board
17 of Trustees of Southern Illinois University at Carbondale or
18 the Board of Trustees of Southern Illinois University at
19 Edwardsville because it was not related to either Southern
20 Illinois University at Carbondale prior to its change of name
21 and status or Southern Illinois University at Edwardsville
22 prior to its change of name and status shall be divided
23 equally, if possible, or shared between the 2 universities.

24 (110 ILCS 520/4) (from Ch. 144, par. 654)

1 Sec. 4. Members of the Board shall serve without
2 compensation but shall be entitled to reasonable amounts for
3 expenses necessarily incurred in the performance of their
4 duties. Such expenses incurred by the ~~any non-voting~~ student
5 member may, at the discretion of the Chairperson ~~Chairman~~ of
6 the Board, be provided for by advance payment to the student
7 ~~such~~ member, who shall account therefor to the Board
8 immediately after each meeting.

9 No member of the Board shall hold or be employed in or
10 appointed to any office or place under the authority of the
11 Board, nor shall any member of the Board be directly or
12 indirectly interested in any contract made by the Board, nor
13 shall he or she be an employee of the State government
14 ~~Government~~. This Section ~~section~~ does not prohibit the student
15 member ~~members~~ of the Board from maintaining normal and
16 official status as an enrolled student ~~students~~ or normal
17 student employment at the ~~Southern Illinois~~ University.

18 (Source: P.A. 93-1096, eff. 1-1-06.)

19 (110 ILCS 520/5) (from Ch. 144, par. 655)

20 Sec. 5. Members of the Board shall elect annually by secret
21 ballot from their own number a chairperson ~~chairman~~ who shall
22 preside over meetings of the Board and a secretary.

23 Meetings of the Board shall be held at least once each
24 quarter on the ~~a~~ campus of the ~~Southern Illinois~~ University. At
25 all regular meetings of the Board, a majority of its voting

1 members shall constitute a quorum. The student member ~~members~~
2 shall have all of the privileges of membership, including the
3 right to make and second motions and to attend executive
4 sessions, other than the right to vote, but the ~~except that the~~
5 ~~student member designated by the Governor as the voting student~~
6 ~~member shall have the right to vote on all Board matters except~~
7 ~~those involving faculty tenure, faculty promotion or any issue~~
8 ~~on which the student member has a direct conflict of interest.~~
9 ~~For the purposes of this Section, a student member shall not be~~
10 ~~deemed to have a direct conflict of interest in and may vote on~~
11 ~~any item involving the employment or compensation of the~~
12 ~~Chancellor at any campus or the President of the University or~~
13 ~~the election of officers. A student member who is not entitled~~
14 ~~to vote on a measure at a meeting of the Board or any of its~~
15 ~~committees~~ shall not be considered a member for the purpose of
16 determining whether a quorum is present at any meeting of the
17 Board or any of its committees ~~the time that measure is voted~~
18 ~~upon~~. No action of the Board shall be invalidated by reason of
19 any vacancies on the Board, or by reason of any failure to
20 select a student member.

21 Special meetings of the Board may be called by the
22 chairperson ~~chairman~~ of the Board or by any 3 members of the
23 Board.

24 At each regular and special meeting that is open to the
25 public, members of the public and employees of the University
26 shall be afforded time, subject to reasonable constraints, to

1 make comments to or ask questions of the Board.

2 (Source: P.A. 99-734, eff. 8-5-16.)

3 (110 ILCS 520/6.6)

4 Sec. 6.6. The Illinois Ethanol Research Advisory Board.

5 (a) There is established the Illinois Ethanol Research
6 Advisory Board (the "Advisory Board").

7 (b) The Advisory Board shall be composed of 13 members
8 including: the President of Southern Illinois University at
9 Edwardsville who shall be Chairperson ~~Chairman~~; the Director of
10 Commerce and Economic Opportunity; the Director of
11 Agriculture; the President of the Illinois Corn Growers
12 Association; the President of the National Corn Growers
13 Association; the President of the Renewable Fuels Association;
14 the Dean of the College of Agricultural, Consumer, and
15 Environmental Science, University of Illinois at
16 Champaign-Urbana; and 6 at-large members appointed by the
17 Governor representing the ethanol industry, growers,
18 suppliers, and universities.

19 (c) The 6 at-large members shall serve a term of 4 years.
20 The Advisory Board shall meet at least annually or at the call
21 of the Chairperson ~~Chairman~~. At any time a majority of the
22 Advisory Board may petition the Chairperson ~~Chairman~~ for a
23 meeting of the Board. Seven members of the Advisory Board shall
24 constitute a quorum.

25 (d) The Advisory Board shall:

1 (1) Review the annual operating plans and budget of the
2 National Corn-to-Ethanol Research Pilot Plant.

3 (2) Advise on research and development priorities and
4 projects to be carried out at the Corn-to-Ethanol Research
5 Pilot Plant.

6 (3) Advise on policies and procedures regarding the
7 management and operation of the ethanol research pilot
8 plant. This may include contracts, project selection, and
9 personnel issues.

10 (4) Develop bylaws.

11 (5) Submit a final report to the Governor and General
12 Assembly outlining the progress and accomplishments made
13 during the year along with a financial report for the year.

14 (6) Establish and operate, subject to specific
15 appropriation for the purpose of providing facility
16 operating funds, the National Corn-to-Ethanol Research
17 Center at Southern Illinois University at Edwardsville as a
18 State Biorefining Center of Excellence with the following
19 purposes and goals:

20 (A) To utilize interdisciplinary,
21 interinstitutional, and industrial collaborations to
22 conduct research.

23 (B) To provide training and services to the ethanol
24 fuel industry to make projects and training to advance
25 the biofuels industry in the State more affordable for
26 the institutional and industrial bodies, including,

1 but not limited to, Illinois farmer-owned ethanol
2 cooperatives.

3 (C) To coordinate near-term industry research
4 needs and laboratory services by identifying needs and
5 pursuing federal and other funding sources.

6 (D) To develop and provide hands-on training to
7 prepare students for the biofuels workforce and train
8 workforce reentrants.

9 (E) To serve as an independent, third-party source
10 for review, testing, validation standardization, and
11 definition in areas of industry need.

12 (F) To provide seminars, tours, and informational
13 sessions advocating renewable energy.

14 (G) To provide consultation services and
15 information for those interested in renewable energy.

16 (H) To develop demonstration projects by pursuing
17 federal and other funding sources.

18 (e) The Advisory Board established by this Section is a
19 continuation, as changed by the Section, of the Board
20 established under Section 8a of the Energy Conservation and
21 Coal Act and repealed by this amendatory Act of the 92nd
22 General Assembly.

23 (Source: P.A. 94-793, eff. 5-19-06; 95-99, eff. 1-1-08.)

24 (110 ILCS 520/8) (from Ch. 144, par. 658)

25 Sec. 8. Powers and duties of the Board. The Board shall

1 have power and it shall be its duty:

2 1. To make rules, regulations and by-laws, not
3 inconsistent with law, for the government and management of
4 the ~~Southern Illinois~~ University and its branches.

5 2. To employ, and, for good cause, to remove a
6 president of the ~~Southern Illinois~~ University, and all
7 necessary deans, professors, associate professors,
8 assistant professors, instructors, and other educational
9 and administrative assistants, and all other necessary
10 employees, and contract with them upon matters relating to
11 tenure, salaries and retirement benefits in accordance
12 with the State Universities Civil Service Act; the Board
13 shall, upon the written request of an employee of the
14 ~~Southern Illinois~~ University, withhold from the
15 compensation of that employee any dues, payments or
16 contributions payable by such employee to any labor
17 organization as defined in the Illinois Educational Labor
18 Relations Act. Under such arrangement, an amount shall be
19 withheld from each regular payroll period which is equal to
20 the pro rata share of the annual dues plus any payments or
21 contributions, and the Board shall transmit such
22 withholdings to the specified labor organization within 10
23 working days from the time of the withholding. Whenever the
24 Board establishes a search committee to fill the position
25 of president of the ~~Southern Illinois~~ University, there
26 shall be minority representation, including women, on that

1 search committee.

2 3. To prescribe the course of study to be followed, and
3 textbooks and apparatus to be used at the ~~Southern Illinois~~
4 University.

5 4. To issue upon the recommendation of the faculty,
6 diplomas to such persons as have satisfactorily completed
7 the required studies of the ~~Southern Illinois~~ University,
8 and confer such professional and literary degrees as are
9 usually conferred by other institutions of like character
10 for similar or equivalent courses of study, or such as the
11 Board may deem appropriate.

12 5. To examine into the conditions, management, and
13 administration of the ~~Southern Illinois~~ University, to
14 provide the requisite buildings, apparatus, equipment and
15 auxiliary enterprises, and to fix and collect
16 matriculation fees; tuition fees; fees for student
17 activities; fees for student facilities such as student
18 union buildings or field houses or stadium or other
19 recreational facilities; student welfare fees; laboratory
20 fees and similar fees for supplies and material.

21 6. To succeed to and to administer all trusts, trust
22 property, and gifts now or hereafter belonging or
23 pertaining to the ~~Southern Illinois~~ University.

24 7. To accept endowments of professorships or
25 departments in the University from any person who may
26 proffer them and, at regular meetings, to prescribe rules

1 and regulations in relation to endowments and declare on
2 what general principles they may be accepted.

3 8. To enter into contracts with the Federal government
4 for providing courses of instruction and other services at
5 the ~~Southern Illinois~~ University for persons serving in or
6 with the military or naval forces of the United States, and
7 to provide such courses of instruction and other services.

8 9. To provide for the receipt and expenditures of
9 Federal funds, paid to the ~~Southern Illinois~~ University by
10 the Federal government for instruction and other services
11 for persons serving in or with the military or naval forces
12 of the United States and to provide for audits of such
13 funds.

14 10. To appoint, subject to the applicable civil service
15 law, persons to be members of the ~~Southern Illinois~~
16 University Police Department. Members of the Police
17 Department shall be conservators of the peace and as such
18 have all powers possessed by policemen in cities, and
19 sheriffs, including the power to make arrests on view or
20 warrants of violations of state statutes, university rules
21 and regulations and city or county ordinances, except that
22 they may exercise such powers only within counties wherein
23 the university and any of its branches or properties are
24 located when such is required for the protection of
25 university properties and interests, and its students and
26 personnel, and otherwise, within such counties, when

1 requested by appropriate State or local law enforcement
2 officials. However, such officers shall have no power to
3 serve and execute civil processes.

4 The Board must authorize to each member of the ~~Southern~~
5 ~~Illinois~~ University Police Department and to any other
6 employee of the ~~Southern-Illinois~~ University exercising
7 the powers of a peace officer a distinct badge that, on its
8 face, (i) clearly states that the badge is authorized by
9 the ~~Southern-Illinois~~ University and (ii) contains a unique
10 identifying number. No other badge shall be authorized by
11 the ~~Southern-Illinois~~ University.

12 10.5. To conduct health care programs in furtherance of
13 its teaching, research, and public service functions,
14 which shall include without limitation patient and
15 ancillary facilities, institutes, clinics, or offices
16 owned, leased, or purchased through an equity interest by
17 the Board or its appointed designee to carry out such
18 activities in the course of or in support of the Board's
19 academic, clinical, and public service responsibilities.

20 10.10. With respect to the Board of Trustees of
21 Southern Illinois University at Edwardsville, to
22 administer the School of Medicine, School of Dental
23 Medicine, School of Pharmacy, School of Nursing, and the
24 East St. Louis Center.

25 11. With respect to the Board of Trustees of Southern
26 Illinois University at Edwardsville, to ~~to~~ administer a

1 plan or plans established by the clinical faculty of the
2 School of Medicine or the School of Dental Medicine for the
3 billing, collection and disbursement of charges for
4 services performed in the course of or in support of the
5 faculty's academic responsibilities, provided that such
6 plan has been first approved by Board action. All such
7 collections shall be deposited into a special fund or funds
8 administered by the Board from which disbursements may be
9 made according to the provisions of said plan. The
10 reasonable costs incurred, by the University,
11 administering the billing, collection and disbursement
12 provisions of a plan shall have first priority for payment
13 before distribution or disbursement for any other purpose.
14 Audited financial statements of the plan or plans must be
15 provided to the Legislative Audit Commission annually.

16 The Board of Trustees may own, operate, or govern, by
17 or through the School of Medicine, a managed care community
18 network established under subsection (b) of Section 5-11 of
19 the Illinois Public Aid Code.

20 12. The Board of Trustees may, directly or in
21 cooperation with other institutions of higher education,
22 acquire by purchase or lease or otherwise, and construct,
23 enlarge, improve, equip, complete, operate, control and
24 manage medical research and high technology parks,
25 together with the necessary lands, buildings, facilities,
26 equipment, and personal property therefor, to encourage

1 and facilitate (a) the location and development of business
2 and industry in the State of Illinois, and (b) the
3 increased application and development of technology and
4 (c) the improvement and development of the State's economy.
5 The Board of Trustees may lease to nonprofit corporations
6 all or any part of the land, buildings, facilities,
7 equipment or other property included in a medical research
8 and high technology park upon such terms and conditions as
9 the Board of Trustees may deem advisable and enter into any
10 contract or agreement with such nonprofit corporations as
11 may be necessary or suitable for the construction,
12 financing, operation and maintenance and management of any
13 such park; and may lease to any person, firm, partnership
14 or corporation, either public or private, any part or all
15 of the land, building, facilities, equipment or other
16 property of such park for such purposes and upon such
17 rentals, terms and conditions as the Board of Trustees may
18 deem advisable; and may finance all or part of the cost of
19 any such park, including the purchase, lease,
20 construction, reconstruction, improvement, remodeling,
21 addition to, and extension and maintenance of all or part
22 of such high technology park, and all equipment and
23 furnishings, by legislative appropriations, government
24 grants, contracts, private gifts, loans, receipts from the
25 operation of such high technology park, rentals and similar
26 receipts; and may make its other facilities and services

1 available to tenants or other occupants of any such park at
2 rates which are reasonable and appropriate.

3 13. To borrow money, as necessary, from time to time in
4 anticipation of receiving tuition, payments from the State
5 of Illinois, or other revenues or receipts of the
6 University, also known as anticipated moneys. The
7 borrowing limit shall be capped at 100% of the total amount
8 of payroll and other expense vouchers submitted and payable
9 to the University for fiscal year 2010 expenses, but unpaid
10 by the State Comptroller's office. Prior to borrowing any
11 funds, the University shall request from the Comptroller's
12 office a verification of the borrowing limit and shall
13 include the estimated date on which such borrowing shall
14 occur. The borrowing limit cap shall be verified by the
15 State Comptroller's office not prior to 45 days before any
16 estimated date for executing any promissory note or line of
17 credit established under this item 13. The principal amount
18 borrowed under a promissory note or line of credit shall
19 not exceed 75% of the borrowing limit. Within 15 days after
20 borrowing funds under any promissory note or line of credit
21 established under this item 13, the University shall submit
22 to the Governor's Office of Management and Budget, the
23 Speaker of the House of Representatives, the Minority
24 Leader of the House of Representatives, the President of
25 the Senate, and the Minority Leader of the Senate an
26 Emergency Short Term Cash Management Plan. The Emergency

1 Short Term Cash Management Plan shall outline the amount
2 borrowed, the terms for repayment, the amount of
3 outstanding State vouchers as verified by the State
4 Comptroller's office, and the University's plan for
5 expenditure of any borrowed funds, including, but not
6 limited to, a detailed plan to meet payroll obligations to
7 include collective bargaining employees, civil service
8 employees, and academic, research, and health care
9 personnel. The establishment of any promissory note or line
10 of credit established under this item 13 must be finalized
11 within 90 days after the effective date of this amendatory
12 Act of the 96th General Assembly. The borrowed moneys shall
13 be applied to the purposes of paying salaries and other
14 expenses lawfully authorized in the University's State
15 appropriation and unpaid by the State Comptroller. Any line
16 of credit established under this item 13 shall be paid in
17 full one year after creation or within 10 days after the
18 date the University receives reimbursement from the State
19 for all submitted fiscal year 2010 vouchers, whichever is
20 earlier. Any promissory note established under this item 13
21 shall be repaid within one year after issuance of the note.
22 The Chairman, Comptroller, or Treasurer of the Board shall
23 execute a promissory note or similar debt instrument to
24 evidence the indebtedness incurred by the borrowing. In
25 connection with a borrowing, the Board may establish a line
26 of credit with a financial institution, investment bank, or

1 broker/dealer. The obligation to make the payments due
2 under any promissory note or line of credit established
3 under this item 13 shall be a lawful obligation of the
4 University payable from the anticipated moneys. Any
5 borrowing under this item 13 shall not constitute a debt,
6 legal or moral, of the State and shall not be enforceable
7 against the State. The promissory note or line of credit
8 shall be authorized by a resolution passed by the Board and
9 shall be valid whether or not a budgeted item with respect
10 to that resolution is included in any annual or
11 supplemental budget adopted by the Board. The resolution
12 shall set forth facts demonstrating the need for the
13 borrowing, state an amount that the amount to be borrowed
14 will not exceed, and establish a maximum interest rate
15 limit not to exceed the maximum rate authorized by the Bond
16 Authorization Act or 9%, whichever is less. The resolution
17 may direct the Comptroller or Treasurer of the Board to
18 make arrangements to set apart and hold the portion of the
19 anticipated moneys, as received, that shall be used to
20 repay the borrowing, subject to any prior pledges or
21 restrictions with respect to the anticipated moneys. The
22 resolution may also authorize the Treasurer of the Board to
23 make partial repayments of the borrowing as the anticipated
24 moneys become available and may contain any other terms,
25 restrictions, or limitations not inconsistent with the
26 powers of the Board.

1 For the purposes of this item 13, "financial
2 institution" means any bank subject to the Illinois Banking
3 Act, any savings and loan association subject to the
4 Illinois Savings and Loan Act of 1985, and any federally
5 chartered commercial bank or savings and loan association
6 or government-sponsored enterprise organized and operated
7 in this State pursuant to the laws of the United States.

8 The powers of the Board as herein designated are subject to
9 the Board of Higher Education Act.

10 (Source: P.A. 100-400, eff. 8-25-17.)

11 (110 ILCS 520/8a) (from Ch. 144, par. 658a)

12 Sec. 8a. (1) The Board shall provide each member of the
13 ~~Southern Illinois~~ University Police Department without cost to
14 him public liability insurance covering him for any liability
15 which arises out of his employment to the extent of the
16 insurance policy limits which shall be not less than \$50,000.

17 (2) The Board shall have power to insure the Board, the
18 University and its branches ~~universities~~ under Board
19 jurisdiction, Board members, paid and unpaid employees of the
20 Board, and any students, volunteer workers, visiting faculty
21 and professionals who are agents of the Board in the
22 performance or delivery of its programs or services against
23 claims, damages, losses, expenses and civil suits arising out
24 of statements, acts or omissions in the discharge of their
25 duties, which statements, acts or omissions do not involve

1 intentional or willful and wanton misconduct on the part of
2 such persons; and to insure against losses to real and personal
3 property owned by the Board or in the actual or constructive
4 custody of the Board and for loss of income from such real and
5 personal property. The Board shall have power to defend, hold
6 harmless and indemnify, in whole or in part, all persons as to
7 whom any such insurance is provided. Pursuant to its power to
8 insure, the Board may establish and accumulate reserves for
9 payment of such claims, damages, losses, expenses and civil
10 suit awards or obtain insurance affording coverage for such
11 matters. Reserves established by the Board for the foregoing
12 purpose shall be subject to the following conditions:

13 (a) The amount of such reserves shall not exceed the amount
14 necessary and proper, based on past experience or independent
15 actuarial determinations;

16 (b) All earnings derived from such reserves shall be
17 considered part of the reserves and may be used only for the
18 same purposes for which the reserves may be used;

19 (c) Reserves may be used only for the purposes of making
20 payments for civil suits, claims, damages, losses and expenses,
21 including attorneys fees, claims investigation costs and
22 actuarial studies associated with liabilities arising out of
23 statements, acts or omissions of individuals in the discharge
24 of their duties, which statements, acts or omissions do not
25 involve intentional or willful and wanton misconduct on the
26 part of such individuals, for payment of insurance premiums,

1 and for the purposes of making payments for losses resulting
2 from any insured peril;

3 (d) All funds collected for the purposes specified in
4 paragraph (c) or earmarked for such purposes must be placed in
5 the reserves;

6 (e) Whenever the reserves have a balance in excess of what
7 is necessary and proper, then contributions, charges,
8 assessments or other forms of funding for the reserves shall be
9 appropriately decreased.

10 (3) As to all claims, damages, losses, expenses and civil
11 suits covered by insurance provided by the Board or as to which
12 the Board has not provided insurance, to the extent permitted
13 by law, sovereign immunity shall apply and recourse shall be
14 limited to the Court of Claims.

15 (4) When permitted by law to enter into an agreement with
16 any unit of government, institution of higher education,
17 person, or corporation for the use of property or the
18 performance of any function, service or act, the Board may
19 agree to the sharing or allocation of liabilities and damages
20 resulting from such use of property or performance of any
21 function, service or act. Such agreement may provide for
22 contribution or indemnification by any or all of the parties to
23 the agreement upon any liability arising out of the performance
24 of the agreement.

25 (Source: P.A. 84-1126.)

1 (110 ILCS 520/8b) (from Ch. 144, par. 658b)

2 Sec. 8b. (a) If the Board has provided access to any of the
3 campuses under its jurisdiction to persons or groups whose
4 purpose is to make students aware of educational or
5 occupational options, the board shall provide, on an equal
6 basis, access to the official recruiting representatives of the
7 armed forces of Illinois and the United States for the purpose
8 of informing students of educational and career opportunities
9 available to them in the military. The board is not required to
10 give greater notice regarding the right of access to recruiting
11 representatives than is given to other persons and groups.

12 (b) The Board shall not bar or exclude from the curriculum,
13 campus, or school facilities of the ~~Southern Illinois~~
14 University any armed forces training program or organization
15 operated under the authority of the United States government
16 because the program or organization complies with rules,
17 regulations, or policies of the United States government or any
18 agency, branch, or department thereof.

19 (Source: P.A. 87-788.)

20 (110 ILCS 520/8c) (from Ch. 144, par. 658c)

21 Sec. 8c. The Board of Trustees ~~of Southern Illinois~~
22 ~~University~~ shall establish a program to assess the oral English
23 language proficiency of all persons providing classroom
24 instruction to students at each campus under the jurisdiction,
25 governance or supervision of the Board, and shall ensure that

1 each person who is not orally proficient in the English
2 language attain such proficiency prior to providing any
3 classroom instruction to students. The program required by this
4 Section shall be fully implemented to ensure the oral English
5 language proficiency of all classroom instructors at each
6 campus under the jurisdiction, governance or supervision of the
7 Board ~~by the beginning of the 1987-88 academic year~~. Any other
8 provisions of this Section to the contrary notwithstanding,
9 nothing in this Section shall be deemed or construed to apply
10 to, or to require such oral English language proficiency of any
11 person who provides classroom instruction to students in
12 foreign language courses only.

13 (Source: P.A. 84-1434.)

14 (110 ILCS 520/8e) (from Ch. 144, par. 658e)

15 Sec. 8e. Admissions.

16 (a) ~~No Commencing in the fall of 1993, no~~ new student shall
17 ~~then or thereafter~~ be admitted to instruction in any of the
18 departments or colleges of the University unless such student
19 also has satisfactorily completed:

20 (1) at least 15 units of high school coursework from
21 the following 5 categories:

22 (A) 4 years of English (emphasizing written and
23 oral communications and literature), of which up to 2
24 years may be collegiate level instruction;

25 (B) 3 years of social studies (emphasizing history

1 and government);

2 (C) 3 years of mathematics (introductory through
3 advanced algebra, geometry, trigonometry, or
4 fundamentals of computer programming);

5 (D) 3 years of science (laboratory sciences); and

6 (E) 2 years of electives in foreign language (which
7 may be deemed to include American Sign Language),
8 music, vocational education or art;

9 (2) except that institutions may admit individual
10 applicants if the institution determines through
11 assessment or through evaluation based on learning
12 outcomes of the coursework taken, including vocational
13 education courses and courses taken in a charter school
14 established under Article 27A of the School Code, that the
15 applicant demonstrates knowledge and skills substantially
16 equivalent to the knowledge and skills expected to be
17 acquired in the high school courses required for admission.
18 The Board of Trustees ~~of Southern Illinois University~~ shall
19 not discriminate in the University's admissions process
20 against an applicant for admission because of the
21 applicant's enrollment in a charter school established
22 under Article 27A of the School Code. Institutions may also
23 admit 1) applicants who did not have an opportunity to
24 complete the minimum college preparatory curriculum in
25 high school, and 2) educationally disadvantaged applicants
26 who are admitted to the formal organized special assistance

1 programs that are tailored to the needs of such students,
2 providing that in either case, the institution
3 incorporates in the applicant's baccalaureate curriculum
4 courses or other academic activities that compensate for
5 course deficiencies; and

6 (3) except that up to 3 of 15 units of coursework
7 required by paragraph (1) of this subsection may be
8 distributed by deducting no more than one unit each from
9 the categories of social studies, mathematics, sciences
10 and electives and completing those 3 units in any of the 5
11 categories of coursework described in paragraph (1).

12 (b) When allocating funds, local boards of education shall
13 recognize their obligation to their students to offer the
14 coursework required by subsection (a).

15 (c) A student who has graduated from high school and has
16 scored within the University's accepted range on the ACT or SAT
17 shall not be required to take a high school equivalency test as
18 a prerequisite to admission.

19 (d) The Board shall establish an admissions process in
20 which honorably discharged veterans are permitted to submit an
21 application for admission to the University as a freshman
22 student enrolling in the spring semester if the veteran was on
23 active duty during the fall semester. The University may
24 request that the Department of Veterans' Affairs confirm the
25 status of an applicant as an honorably discharged veteran who
26 was on active duty during the fall semester.

1 (Source: P.A. 98-718, eff. 1-1-15; 99-806, eff. 8-15-16.)

2 (110 ILCS 520/8f) (from Ch. 144, par. 658f)

3 Sec. 8f. Partial tuition waivers.

4 (a) As used in this Section, "Illinois college or
5 university" means any of the following: the University of
6 Illinois, Southern Illinois University at Carbondale, Southern
7 Illinois University at Edwardsville, Chicago State University,
8 Eastern Illinois University, Governors State University,
9 Illinois State University, Northeastern Illinois University,
10 Northern Illinois University, and Western Illinois University.

11 (b) Each year the Board of Trustees ~~of Southern Illinois~~
12 ~~University~~ shall offer 50% tuition waivers for undergraduate
13 education at any campus under its governance or supervision to
14 the children of employees of an Illinois college or university
15 who have been employed by any one or by more than one Illinois
16 college or university for an aggregate period of at least 7
17 years. To be eligible to receive a partial tuition waiver, the
18 child of an employee of an Illinois college or university (i)
19 must be under the age of 25 at the commencement of the academic
20 year during which the partial tuition waiver is to be
21 effective, and (ii) must qualify for admission to the Southern
22 ~~Illinois~~ University under the same admissions requirements,
23 standards and policies which the Southern Illinois University
24 applies to applicants for admission generally to its respective
25 undergraduate colleges and programs.

1 (c) Subject to the provisions and limitations of subsection
2 (b), an eligible applicant who has continued to maintain
3 satisfactory academic progress toward graduation may have his
4 or her partial tuition waiver renewed until the time as he or
5 she has expended 4 years of undergraduate partial tuition
6 waiver benefits under this Section.

7 (d) No partial tuition waiver offered or allocated to any
8 eligible applicant in accordance with the provisions of this
9 Section shall be charged against any tuition waiver limitation
10 established by the Illinois Board of Higher Education.

11 (e) The Board of Trustees shall prescribe rules and
12 regulations as are necessary to implement and administer the
13 provisions of this Section.

14 (Source: P.A. 90-282, eff. 1-1-98.)

15 Section 235. The Southern Illinois University Revenue Bond
16 Act is amended by changing the title and Section 2 as follows:

17 (110 ILCS 525/Act title)

18 An Act to authorize the Board of Trustees of Southern
19 Illinois University at Carbondale and the Board of Trustees of
20 Southern Illinois University at Edwardsville to acquire, own,
21 operate and maintain projects as herein defined, to issue its
22 bonds therefor, to refund its bonds heretofore and hereafter
23 issued, and to provide for the payment and security of all
24 bonds issued hereunder; and to define the powers and duties of

1 said Boards ~~Board~~ in reference thereto.

2 (110 ILCS 525/2) (from Ch. 144, par. 672)

3 Sec. 2. Definitions.

4 In this Act, unless the context otherwise requires:

5 1. "Board" means both the Board of Trustees of Southern
6 Illinois University at Carbondale and the Board of Trustees of
7 Southern Illinois University at Edwardsville, or their
8 successors ~~its successor~~.

9 2. "University" means both Southern Illinois University,
10 ~~located~~ at Carbondale and Southern Illinois University at
11 Edwardsville, Illinois, and their ~~its~~ branches.

12 3. "Federal Agency" means the United States of America, the
13 President of the United States of America, the Housing and Home
14 Finance Agency, or such other agency or agencies of the United
15 States of America as may be designated or created to make loans
16 or grants or both.

17 4. "Acquire" includes to purchase, erect, build,
18 construct, reconstruct, complete, repair, replace, alter,
19 extend, better, equip, develop, and improve a project,
20 including the acquisition and clearing of a site or sites
21 therefor.

22 5. "Project" means and includes student residence halls;
23 apartments; staff housing facilities; dormitories; health,
24 hospital or medical facilities; dining halls; student union
25 buildings; field houses; stadiums; physical education

1 installations and facilities; auditoriums; facilities for
2 student or staff services; any facility or building leased to
3 the United States of America; heretofore, or as may be
4 hereafter, acquired, and any other revenue producing building
5 or buildings of such type and character for which the Board
6 shall hereafter from time to time find a necessity exists and
7 as may be required for the good and benefit of the University,
8 with all equipment and appurtenant facilities, including
9 off-street parking facilities; or any one or more than one, or
10 all, of the foregoing, or any combination thereof, for the
11 University.

12 (Source: Laws 1965, p. 2913.)

13 Section 240. The Sewage and Water System Training Institute
14 Act is amended by changing Sections 1 and 2 as follows:

15 (110 ILCS 530/1) (from Ch. 144, par. 691)

16 Sec. 1. The Board of Trustees of the Southern Illinois
17 University at Carbondale shall establish a Sewage Treatment
18 Plant Operators Training Institute and a Public Water Supply
19 Operators Training Institute and shall designate the location
20 within this State for and the number of times each year the
21 programs provided for in this Act shall be offered.

22 (Source: Laws 1967, p. 3465.)

23 (110 ILCS 530/2) (from Ch. 144, par. 692)

1 Sec. 2. There is created the Sewage Treatment Operators
2 Training Institute Committee composed of 3 sewage treatment
3 operators designated by the Governor and 3 representatives of
4 Southern Illinois University at Carbondale designated by the
5 Board of Trustees thereof and a Public Water Supply Operators
6 Training Institute Committee composed of 3 public water supply
7 operators designated by the Governor and 3 representatives of
8 Southern Illinois University at Carbondale designated by the
9 Board of Trustees thereof. However, if in the discretion of the
10 Board of Trustees of Southern Illinois University at Carbondale
11 the purposes of this Act can best be served by one committee,
12 such committee shall be composed of 6 members designated by the
13 Governor, 3 of whom are sewage treatment operators and 3 of
14 whom are public water supply operators, and 3 representatives
15 of Southern Illinois University at Carbondale designated by the
16 Board of Trustees thereof. Members of the Committee shall serve
17 without compensation but shall be reimbursed for their actual
18 expenses incurred in the performance of their duties. Members
19 shall serve at the pleasure of the appointing authority
20 designating them to Committee membership.

21 (Source: P.A. 84-1308.)

22 Section 245. The Chicago State University Law is amended by
23 changing Section 5-90 as follows:

24 (110 ILCS 660/5-90)

1 Sec. 5-90. Partial tuition waivers.

2 (a) As used in this Section, "Illinois college or
3 university" means any of the following: the University of
4 Illinois, Southern Illinois University at Carbondale, Southern
5 Illinois University at Edwardsville, Chicago State University,
6 Eastern Illinois University, Governors State University,
7 Illinois State University, Northeastern Illinois University,
8 Northern Illinois University, and Western Illinois University.

9 (b) Each year the Board of Chicago State University shall
10 offer 50% tuition waivers for undergraduate education at any
11 campus under its governance to the children of employees of an
12 Illinois college or university who have been employed by any
13 one or by more than one Illinois college or university for an
14 aggregate period of at least 7 years. To be eligible to receive
15 a partial tuition waiver, the child of an employee of an
16 Illinois college or university (i) must be under the age of 25
17 at the commencement of the academic year during which the
18 partial tuition waiver is to be effective, and (ii) must
19 qualify for admission to Chicago State University under the
20 same admissions requirements, standards and policies which
21 Chicago State University applies to applicants for admission
22 generally to its respective undergraduate colleges and
23 programs.

24 (c) Subject to the provisions and limitations of subsection
25 (b), an eligible applicant who has continued to maintain
26 satisfactory academic progress toward graduation may have his

1 or her partial tuition waiver renewed until the time as he or
2 she has expended 4 years of undergraduate partial tuition
3 waiver benefits under this Section.

4 (d) No partial tuition waiver offered or allocated to any
5 eligible applicant in accordance with the provisions of this
6 Section shall be charged against any tuition waiver limitation
7 established by the Illinois Board of Higher Education.

8 (e) The Board shall prescribe rules and regulations as are
9 necessary to implement and administer the provisions of this
10 Section.

11 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

12 Section 250. The Eastern Illinois University Law is amended
13 by changing Section 10-90 as follows:

14 (110 ILCS 665/10-90)

15 Sec. 10-90. Partial tuition waivers.

16 (a) As used in this Section, "Illinois college or
17 university" means any of the following: the University of
18 Illinois, Southern Illinois University at Carbondale, Southern
19 Illinois University at Edwardsville, Chicago State University,
20 Eastern Illinois University, Governors State University,
21 Illinois State University, Northeastern Illinois University,
22 Northern Illinois University, and Western Illinois University.

23 (b) Each year the Board of Eastern Illinois University
24 shall offer 50% tuition waivers for undergraduate education at

1 any campus under its governance to the children of employees of
2 an Illinois college or university who have been employed by any
3 one or by more than one Illinois college or university for an
4 aggregate period of at least 7 years. To be eligible to receive
5 a partial tuition waiver, the child of an employee of an
6 Illinois college or university (i) must be under the age of 25
7 at the commencement of the academic year during which the
8 partial tuition waiver is to be effective, and (ii) must
9 qualify for admission to Eastern Illinois University under the
10 same admissions requirements, standards and policies which
11 Eastern Illinois University applies to applicants for
12 admission generally to its respective undergraduate colleges
13 and programs.

14 (c) Subject to the provisions and limitations of subsection
15 (b), an eligible applicant who has continued to maintain
16 satisfactory academic progress toward graduation may have his
17 or her partial tuition waiver renewed until the time as he or
18 she has expended 4 years of undergraduate partial tuition
19 waiver benefits under this Section.

20 (d) No partial tuition waiver offered or allocated to any
21 eligible applicant in accordance with the provisions of this
22 Section shall be charged against any tuition waiver limitation
23 established by the Illinois Board of Higher Education.

24 (e) The Board shall prescribe rules and regulations as are
25 necessary to implement and administer the provisions of this
26 Section.

1 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

2 Section 255. The Governors State University Law is amended
3 by changing Section 15-90 as follows:

4 (110 ILCS 670/15-90)

5 Sec. 15-90. Partial tuition waivers.

6 (a) As used in this Section, "Illinois college or
7 university" means any of the following: the University of
8 Illinois, Southern Illinois University at Carbondale, Southern
9 Illinois University at Edwardsville, Chicago State University,
10 Eastern Illinois University, Governors State University,
11 Illinois State University, Northeastern Illinois University,
12 Northern Illinois University, and Western Illinois University.

13 (b) Each year the Board of Governors State University shall
14 offer 50% tuition waivers for undergraduate education at any
15 campus under its governance to the children of employees of an
16 Illinois college or university who have been employed by any
17 one or by more than one Illinois college or university for an
18 aggregate period of at least 7 years. To be eligible to receive
19 a partial tuition waiver, the child of an employee of an
20 Illinois college or university (i) must be under the age of 25
21 at the commencement of the academic year during which the
22 partial tuition waiver is to be effective, and (ii) must
23 qualify for admission to Governors State University under the
24 same admissions requirements, standards and policies which

1 Governors State University applies to applicants for admission
2 generally to its respective undergraduate colleges and
3 programs.

4 (c) Subject to the provisions and limitations of subsection
5 (b), an eligible applicant who has continued to maintain
6 satisfactory academic progress toward graduation may have his
7 or her partial tuition waiver renewed until the time as he or
8 she has expended 4 years of undergraduate partial tuition
9 waiver benefits under this Section.

10 (d) No partial tuition waiver offered or allocated to any
11 eligible applicant in accordance with the provisions of this
12 Section shall be charged against any tuition waiver limitation
13 established by the Illinois Board of Higher Education.

14 (e) The Board shall prescribe rules and regulations as are
15 necessary to implement and administer the provisions of this
16 Section.

17 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

18 Section 260. The Illinois State University Law is amended
19 by changing Section 20-90 as follows:

20 (110 ILCS 675/20-90)

21 Sec. 20-90. Partial tuition waivers.

22 (a) As used in this Section, "Illinois college or
23 university" means any of the following: the University of
24 Illinois, Southern Illinois University at Carbondale, Southern

1 Illinois University at Edwardsville, Chicago State University,
2 Eastern Illinois University, Governors State University,
3 Illinois State University, Northeastern Illinois University,
4 Northern Illinois University, and Western Illinois University.

5 (b) Each year the Board of Illinois State University shall
6 offer 50% tuition waivers for undergraduate education at any
7 campus under its governance to the children of employees of an
8 Illinois college or university who have been employed by any
9 one or by more than one Illinois college or university for an
10 aggregate period of at least 7 years. To be eligible to receive
11 a partial tuition waiver, the child of an employee of an
12 Illinois college or university (i) must be under the age of 25
13 at the commencement of the academic year during which the
14 partial tuition waiver is to be effective, and (ii) must
15 qualify for admission to Illinois State University under the
16 same admissions requirements, standards and policies which
17 Illinois State University applies to applicants for admission
18 generally to its respective undergraduate colleges and
19 programs.

20 (c) Subject to the provisions and limitations of subsection
21 (b), an eligible applicant who has continued to maintain
22 satisfactory academic progress toward graduation may have his
23 or her partial tuition waiver renewed until the time as he or
24 she has expended 4 years of undergraduate partial tuition
25 waiver benefits under this Section.

26 (d) No partial tuition waiver offered or allocated to any

1 eligible applicant in accordance with the provisions of this
2 Section shall be charged against any tuition waiver limitation
3 established by the Illinois Board of Higher Education.

4 (e) The Board shall prescribe rules and regulations as are
5 necessary to implement and administer the provisions of this
6 Section.

7 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

8 Section 265. The Northeastern Illinois University Law is
9 amended by changing Section 25-90 as follows:

10 (110 ILCS 680/25-90)

11 Sec. 25-90. Partial tuition waivers.

12 (a) As used in this Section, "Illinois college or
13 university" means any of the following: the University of
14 Illinois, Southern Illinois University at Carbondale, Southern
15 Illinois University at Edwardsville, Chicago State University,
16 Eastern Illinois University, Governors State University,
17 Illinois State University, Northeastern Illinois University,
18 Northern Illinois University, and Western Illinois University.

19 (b) Each year the Board of Northeastern Illinois University
20 shall offer 50% tuition waivers for undergraduate education at
21 any campus under its governance to the children of employees of
22 an Illinois college or university who have been employed by any
23 one or by more than one Illinois college or university for an
24 aggregate period of at least 7 years. To be eligible to receive

1 a partial tuition waiver, the child of an employee of an
2 Illinois college or university (i) must be under the age of 25
3 at the commencement of the academic year during which the
4 partial tuition waiver is to be effective, and (ii) must
5 qualify for admission to Northeastern Illinois University
6 under the same admissions requirements, standards and policies
7 which Northeastern Illinois University applies to applicants
8 for admission generally to its respective undergraduate
9 colleges and programs.

10 (c) Subject to the provisions and limitations of subsection
11 (b), an eligible applicant who has continued to maintain
12 satisfactory academic progress toward graduation may have his
13 or her partial tuition waiver renewed until the time as he or
14 she has expended 4 years of undergraduate partial tuition
15 waiver benefits under this Section.

16 (d) No partial tuition waiver offered or allocated to any
17 eligible applicant in accordance with the provisions of this
18 Section shall be charged against any tuition waiver limitation
19 established by the Illinois Board of Higher Education.

20 (e) The Board shall prescribe rules and regulations as are
21 necessary to implement and administer the provisions of this
22 Section.

23 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

24 Section 270. The Northern Illinois University Law is
25 amended by changing Section 30-90 as follows:

1 (110 ILCS 685/30-90)

2 Sec. 30-90. Partial tuition waivers.

3 (a) As used in this Section, "Illinois college or
4 university" means any of the following: the University of
5 Illinois, Southern Illinois University at Carbondale, Southern
6 Illinois University at Edwardsville, Chicago State University,
7 Eastern Illinois University, Governors State University,
8 Illinois State University, Northeastern Illinois University,
9 Northern Illinois University, and Western Illinois University.

10 (b) Each year the Board of Northern Illinois University
11 shall offer 50% tuition waivers for undergraduate education at
12 any campus under its governance to the children of employees of
13 an Illinois college or university who have been employed by any
14 one or by more than one Illinois college or university for an
15 aggregate period of at least 7 years. To be eligible to receive
16 a partial tuition waiver, the child of an employee of an
17 Illinois college or university (i) must be under the age of 25
18 at the commencement of the academic year during which the
19 partial tuition waiver is to be effective, and (ii) must
20 qualify for admission to Northern Illinois University under the
21 same admissions requirements, standards and policies which
22 Northern Illinois University applies to applicants for
23 admission generally to its respective undergraduate colleges
24 and programs.

25 (c) Subject to the provisions and limitations of subsection

1 (b), an eligible applicant who has continued to maintain
2 satisfactory academic progress toward graduation may have his
3 or her partial tuition waiver renewed until the time as he or
4 she has expended 4 years of undergraduate partial tuition
5 waiver benefits under this Section.

6 (d) No partial tuition waiver offered or allocated to any
7 eligible applicant in accordance with the provisions of this
8 Section shall be charged against any tuition waiver limitation
9 established by the Illinois Board of Higher Education.

10 (e) The Board shall prescribe rules and regulations as are
11 necessary to implement and administer the provisions of this
12 Section.

13 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

14 Section 275. The Western Illinois University Law is amended
15 by changing Section 35-90 as follows:

16 (110 ILCS 690/35-90)

17 Sec. 35-90. Partial tuition waivers.

18 (a) As used in this Section, "Illinois college or
19 university" means any of the following: the University of
20 Illinois, Southern Illinois University at Carbondale, Southern
21 Illinois University at Edwardsville, Chicago State University,
22 Eastern Illinois University, Governors State University,
23 Illinois State University, Northeastern Illinois University,
24 Northern Illinois University, and Western Illinois University.

1 (b) Each year the Board of Western Illinois University
2 shall offer 50% tuition waivers for undergraduate education at
3 any campus under its governance to the children of employees of
4 an Illinois college or university who have been employed by any
5 one or by more than one Illinois college or university for an
6 aggregate period of at least 7 years. To be eligible to receive
7 a partial tuition waiver, the child of an employee of an
8 Illinois college or university (i) must be under the age of 25
9 at the commencement of the academic year during which the
10 partial tuition waiver is to be effective, and (ii) must
11 qualify for admission to Western Illinois University under the
12 same admissions requirements, standards and policies which
13 Western Illinois University applies to applicants for
14 admission generally to its respective undergraduate colleges
15 and programs.

16 (c) Subject to the provisions and limitations of subsection
17 (b), an eligible applicant who has continued to maintain
18 satisfactory academic progress toward graduation may have his
19 or her partial tuition waiver renewed until the time as he or
20 she has expended 4 years of undergraduate partial tuition
21 waiver benefits under this Section.

22 (d) No partial tuition waiver offered or allocated to any
23 eligible applicant in accordance with the provisions of this
24 Section shall be charged against any tuition waiver limitation
25 established by the Illinois Board of Higher Education.

26 (e) The Board shall prescribe rules and regulations as are

1 necessary to implement and administer the provisions of this
2 Section.

3 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

4 Section 280. The Baccalaureate Savings Act is amended by
5 changing Section 3 as follows:

6 (110 ILCS 920/3) (from Ch. 144, par. 2403)

7 Sec. 3. Definitions. The following terms shall have the
8 meanings ascribed to them in this Section unless the context
9 clearly indicates otherwise:

10 (a) "College Savings Bonds" mean general obligation bonds
11 of the State issued under the General Obligation Bond Act in
12 accordance with this Act and designated as General Obligation
13 College Savings Bonds.

14 (b) "Institution of Higher Education" includes: The
15 University of Illinois; Southern Illinois University at
16 Carbondale; Southern Illinois University at Edwardsville;
17 Chicago State University; Eastern Illinois University;
18 Governors State University; Illinois State University;
19 Northeastern Illinois University; Northern Illinois
20 University; Western Illinois University; the public community
21 colleges of the State; any public universities, colleges and
22 community colleges now or hereafter established or authorized
23 by the General Assembly; any nonpublicly supported
24 postsecondary educational organization located and authorized

1 to operate in this State which operates privately,
2 not-for-profit. "Institution of higher education" does not
3 include any educational organization used for sectarian
4 instruction, as a place of religious teaching or worship or for
5 any religious denomination or the training of ministers,
6 priests, rabbis or other professional persons in the field of
7 religion.

8 (Source: P.A. 89-4, eff. 1-1-96; 90-372, eff. 7-1-98.)

9 Section 285. The Higher Education Student Assistance Act is
10 amended by changing Sections 45, 65, 65.20, 65.25, 65.30, and
11 65.40 as follows:

12 (110 ILCS 947/45)

13 Sec. 45. Illinois National Guard and Naval Militia grant
14 program.

15 (a) As used in this Section:

16 "State controlled university or community college" means
17 those institutions under the administration of the Chicago
18 State University Board of Trustees, the Eastern Illinois
19 University Board of Trustees, the Governors State University
20 Board of Trustees, the Illinois State University Board of
21 Trustees, the Northeastern Illinois University Board of
22 Trustees, the Northern Illinois University Board of Trustees,
23 the Western Illinois University Board of Trustees, Southern
24 Illinois University at Carbondale Board of Trustees,

1 University of Illinois Board of Trustees, Southern Illinois
2 University at Edwardsville Board of Trustees or the Illinois
3 Community College Board.

4 "Tuition and fees" shall not include expenses for any
5 sectarian or denominational instruction, the construction or
6 maintenance of sectarian or denominational facilities, or any
7 other sectarian or denominational purposes or activity.

8 "Fees" means matriculation, graduation, activity, term, or
9 incidental fees. Exemption shall not be granted from any other
10 fees, including book rental, service, laboratory, supply, and
11 union building fees, hospital and medical insurance fees, and
12 any fees established for the operation and maintenance of
13 buildings, the income of which is pledged to the payment of
14 interest and principal on bonds issued by the governing board
15 of any university or community college.

16 (b) Any person who has served at least one year in the
17 Illinois National Guard or the Illinois Naval Militia and who
18 possesses all necessary entrance requirements shall, upon
19 application and proper proof, be awarded a grant to the
20 State-controlled university or community college of his or her
21 choice, consisting of exemption from tuition and fees for not
22 more than the equivalent of 4 years of full-time enrollment,
23 including summer terms, in relation to his or her course of
24 study at that State controlled university or community college
25 while he or she is a member of the Illinois National Guard or
26 the Illinois Naval Militia. Beginning with the 2013-2014

1 academic year, any person who has served over 10 years in the
2 Illinois National Guard shall be awarded an additional grant to
3 the State-controlled university or community college of his or
4 her choice, consisting of an exemption from tuition and fees
5 for not more than the equivalent of an additional 2 years of
6 full-time enrollment, including summer terms. Except as
7 otherwise provided in this Section, if the recipient of any
8 grant awarded under this Section ceases to be a member of the
9 Illinois National Guard or the Illinois Naval Militia while
10 enrolled in a course of study under that grant, the grant shall
11 be terminated as of the date membership in the Illinois
12 National Guard or the Illinois Naval Militia ended, and the
13 recipient shall be permitted to complete the school term in
14 which he or she is then enrolled only upon payment of tuition
15 and other fees allocable to the part of the term then
16 remaining. If the recipient of a grant awarded under this
17 Section ceases to be a member of the Illinois National Guard or
18 the Illinois Naval Militia while enrolled in a course of study
19 under that grant but (i) has served in the Illinois National
20 Guard or the Illinois Naval Militia for at least 5 years and
21 (ii) has served a cumulative total of at least 6 months of
22 active duty, then that recipient shall continue to be eligible
23 for a grant for one year after membership in the Illinois
24 National Guard or the Illinois Naval Militia ended, provided
25 that the recipient has not already received the exemption from
26 tuition and fees for the equivalent of 4 years of full-time

1 enrollment, including summer terms, under this Section. If the
2 recipient of the grant fails to complete his or her military
3 service obligations or requirements for satisfactory
4 participation, the Department of Military Affairs shall
5 require the recipient to repay the amount of the grant
6 received, prorated according to the fraction of the service
7 obligation not completed, and, if applicable, reasonable
8 collection fees. The Department of Military Affairs may adopt
9 rules relating to its collection activities for repayment of
10 the grant under this Section. Unsatisfactory participation
11 shall be defined by rules adopted by the Department of Military
12 Affairs. Repayments shall be deposited in the National Guard
13 and Naval Militia Grant Fund. The National Guard and Naval
14 Militia Grant Fund is created as a special fund in the State
15 treasury. All money in the National Guard and Naval Militia
16 Grant Fund shall be used, subject to appropriation, by the
17 Illinois Student Assistance Commission for the purposes of this
18 Section.

19 A grant awarded under this Section shall be considered an
20 entitlement which the State-controlled university or community
21 college in which the holder is enrolled shall honor without any
22 condition other than the holder's maintenance of minimum grade
23 levels and a satisfactory student loan repayment record
24 pursuant to subsection (c) of Section 20 of this Act.

25 (c) Subject to a separate appropriation for such purposes,
26 the Commission may reimburse the State-controlled university

1 or community college for grants authorized by this Section.

2 (Source: P.A. 98-314, eff. 8-12-13.)

3 (110 ILCS 947/65)

4 Sec. 65. Student to student grant program.

5 (a) As used in this Section:

6 "Voluntary contribution" includes fees collected from
7 students by college or university officials when the fee is
8 optional or refundable to students and has been approved by
9 a majority of those voting in a campus-wide referendum of
10 students.

11 "College or university" means any of the
12 State-supported institutions of higher learning
13 administered by the Board of Trustees of the University of
14 Illinois, the Board of Trustees of Southern Illinois
15 University at Carbondale, the Board of Trustees of Southern
16 Illinois University at Edwardsville, the Board of Trustees
17 of Chicago State University, the Board of Trustees of
18 Eastern Illinois University, the Board of Trustees of
19 Governors State University, the Board of Trustees of
20 Illinois State University, the Board of Trustees of
21 Northeastern Illinois University, the Board of Trustees of
22 Northern Illinois University, the Board of Trustees of
23 Western Illinois University, or the boards of trustees of
24 public community college districts as established and
25 defined by the Public Community College Act.

1 (b) Subject to a separate appropriation for such purposes,
2 the Commission shall make matching grants to each college or
3 university for a program of student grant assistance. Such
4 grants shall match equally the amount raised by college or
5 university students for the grant program. Contributions from
6 individuals who are not then enrolled as college or university
7 students or from private or eleemosynary groups and
8 associations made directly to the student fund or through a
9 college or university student shall not be included in the
10 total amount that the State shall match. If the sum
11 appropriated is insufficient to match equally the amount raised
12 by students, the amount payable to each college or university
13 shall be proportionately reduced.

14 (c) Grant programs under this Section shall be administered
15 by each college or university, and grants under those programs
16 shall be awarded to individuals on a need basis as prescribed
17 by the Commission.

18 (d) No grant to any student from funds raised through
19 voluntary contributions and matched from the State
20 appropriation under this Section may exceed \$1,000 per year.

21 (e) Each college or university shall submit to the
22 Commission an annual report of the activities, operation and
23 results of its grant program under this Section.

24 (Source: P.A. 89-4, eff. 1-1-96.)

1 Sec. 65.20. Science-mathematics teacher scholarships.

2 (a) The Commission may annually award a number of
3 scholarships, not to exceed 200, to persons holding valid
4 teaching certificates issued under Article 21 of the School
5 Code. Such scholarships shall be issued to teachers who make
6 application to the Commission and who agree to take courses at
7 qualified institutions of higher learning that will prepare
8 them to teach science or mathematics at the secondary school
9 level.

10 (b) Scholarships awarded under this Section shall be issued
11 pursuant to regulations promulgated by the Commission;
12 provided that no rule or regulation promulgated by the State
13 Board of Education prior to the effective date of this
14 amendatory Act of 1993 pursuant to the exercise of any right,
15 power, duty, responsibility or matter of pending business
16 transferred from the State Board of Education to the Commission
17 under this Section shall be affected thereby, and all such
18 rules and regulations shall become the rules and regulations of
19 the Commission until modified or changed by the Commission in
20 accordance with law. In awarding scholarships, the Commission
21 shall give priority to those teachers with the greatest amount
22 of seniority within school districts.

23 (c) Each scholarship shall be utilized by its holder for
24 the payment of tuition at any qualified institution of higher
25 learning. Such tuition shall be available only for courses that
26 will enable the teacher to be certified to teach science or

1 mathematics at the secondary school level. The Commission, in
2 consultation with the State Teacher Certification Board, shall
3 determine which courses are eligible for tuition payments under
4 this Section.

5 (d) The Commission shall make tuition payments directly to
6 the qualified institution of higher learning which the teacher
7 attends for the courses prescribed or may make payments to the
8 teacher. Any teacher who receives payments and who fails to
9 enroll in the courses prescribed shall refund the payments to
10 the Commission.

11 (e) Following the completion of the program of study, the
12 teacher must accept employment within 2 years in a secondary
13 school in Illinois within 60 miles of the teacher's residence
14 to teach science or mathematics; provided, however, that the
15 teacher instead may elect to accept employment within such 2
16 year period to teach science or mathematics in a secondary
17 school in Illinois which is more than 60 miles from the
18 teacher's residence. Teachers who fail to comply with this
19 provision shall refund all of the scholarship awarded to the
20 Commission, whether payments were made directly to the
21 institutions of higher learning or to the teachers, and this
22 condition shall be agreed to in writing by all scholarship
23 recipients at the time the scholarship is awarded. No teacher
24 shall be required to refund tuition payments if his or her
25 failure to obtain employment as a mathematics or science
26 teacher in a secondary school is the result of financial

1 conditions within school districts. The rules and regulations
2 promulgated as provided in this Section shall include
3 provisions regarding the waiving and deferral of such payments.

4 (f) The Commission, with the cooperation of the State Board
5 of Education, shall assist teachers who have participated in
6 the scholarship program established by this Section in finding
7 employment to teach science or mathematics at the secondary
8 level.

9 (g) This Section is substantially the same as Section 30-4b
10 of the School Code, which Section is repealed by this
11 amendatory Act of 1993, and shall be construed as a
12 continuation of the science-mathematics teacher scholarship
13 program established by that prior law, and not as a new or
14 different science-mathematics teacher scholarship program. The
15 State Board of Education shall transfer to the Commission, as
16 the successor to the State Board of Education for all purposes
17 of administering and implementing the provisions of this
18 Section, all books, accounts, records, papers, documents,
19 contracts, agreements, and pending business in any way relating
20 to the science-mathematics teacher scholarship program
21 continued under this Section; and all scholarships at any time
22 awarded under that program by, and all applications for any
23 such scholarships at any time made to, the State Board of
24 Education shall be unaffected by the transfer to the Commission
25 of all responsibility for the administration and
26 implementation of the science-mathematics teacher scholarship

1 program continued under this Section. The State Board of
2 Education shall furnish to the Commission such other
3 information as the Commission may request to assist it in
4 administering this Section.

5 (h) Appropriations for the scholarships outlined in this
6 Section shall be made to the Commission from funds appropriated
7 by the General Assembly.

8 (i) For the purposes of this Section:

9 "Qualified institution of higher learning" means the
10 University of Illinois, Southern Illinois University at
11 Carbondale, Southern Illinois University at Edwardsville,
12 Chicago State University, Eastern Illinois University,
13 Governors State University, Illinois State University,
14 Northeastern Illinois University, Northern Illinois
15 University, Western Illinois University, and the public
16 community colleges subject to the Public Community College Act.

17 "Secondary school level" means grades 9 through 12 or a
18 portion of such grades.

19 (Source: P.A. 88-228; 88-670, eff. 12-2-94; 89-4, eff. 1-1-96.)

20 (110 ILCS 947/65.25)

21 Sec. 65.25. Teacher shortage scholarships.

22 (a) The Commission may annually award a number of
23 scholarships to persons preparing to teach in areas of
24 identified staff shortages. Such scholarships shall be issued
25 to individuals who make application to the Commission and who

1 agree to take courses at qualified institutions of higher
2 learning which will prepare them to teach in areas of
3 identified staff shortages.

4 (b) Scholarships awarded under this Section shall be issued
5 pursuant to regulations promulgated by the Commission;
6 provided that no rule or regulation promulgated by the State
7 Board of Education prior to the effective date of this
8 amendatory Act of 1993 pursuant to the exercise of any right,
9 power, duty, responsibility or matter of pending business
10 transferred from the State Board of Education to the Commission
11 under this Section shall be affected thereby, and all such
12 rules and regulations shall become the rules and regulations of
13 the Commission until modified or changed by the Commission in
14 accordance with law. The Commission shall allocate the
15 scholarships awarded between persons initially preparing to
16 teach, persons holding valid teaching certificates issued
17 under Articles 21 and 34 of the School Code, and persons
18 holding a bachelor's degree from any accredited college or
19 university who have been employed for a minimum of 10 years in
20 a field other than teaching.

21 (c) Each scholarship shall be utilized by its holder for
22 the payment of tuition and non-revenue bond fees at any
23 qualified institution of higher learning. Such tuition and fees
24 shall be available only for courses that will enable the
25 individual to be certified to teach in areas of identified
26 staff shortages. The Commission shall determine which courses

1 are eligible for tuition payments under this Section.

2 (d) The Commission may make tuition payments directly to
3 the qualified institution of higher learning which the
4 individual attends for the courses prescribed or may make
5 payments to the teacher. Any teacher who received payments and
6 who fails to enroll in the courses prescribed shall refund the
7 payments to the Commission.

8 (e) Following the completion of the program of study,
9 persons who held valid teaching certificates and persons
10 holding a bachelor's degree from any accredited college or
11 university who have been employed for a minimum of 10 years in
12 a field other than teaching prior to receiving a teacher
13 shortage scholarship must accept employment within 2 years in a
14 school in Illinois within 60 miles of the person's residence to
15 teach in an area of identified staff shortage for a period of
16 at least 3 years; provided, however that any such person
17 instead may elect to accept employment within such 2 year
18 period to teach in an area of identified staff shortage for a
19 period of at least 3 years in a school in Illinois which is
20 more than 60 miles from such person's residence. Persons
21 initially preparing to teach prior to receiving a teacher
22 shortage scholarship must accept employment within 2 years in a
23 school in Illinois to teach in an area of identified staff
24 shortage for a period of at least 3 years. Individuals who fail
25 to comply with this provision shall refund all of the
26 scholarships awarded to the Commission, whether payments were

1 made directly to the institutions of higher learning or to the
2 individuals, and this condition shall be agreed to in writing
3 by all scholarship recipients at the time the scholarship is
4 awarded. No individual shall be required to refund tuition
5 payments if his or her failure to obtain employment as a
6 teacher in a school is the result of financial conditions
7 within school districts. The rules and regulations promulgated
8 as provided in this Section shall contain provisions regarding
9 the waiving and deferral of such payments.

10 (f) The Commission, with the cooperation of the State Board
11 of Education, shall assist individuals who have participated in
12 the scholarship program established by this Section in finding
13 employment in areas of identified staff shortages.

14 (g) Beginning in September, 1994 and annually thereafter,
15 the Commission, using data annually supplied by the State Board
16 of Education under procedures developed by it to measure the
17 level of shortage of qualified bilingual personnel serving
18 students with disabilities, shall annually publish (i) the
19 level of shortage of qualified bilingual personnel serving
20 students with disabilities, and (ii) allocations of
21 scholarships for personnel preparation training programs in
22 the areas of bilingual special education teacher training and
23 bilingual school service personnel.

24 (h) Appropriations for the scholarships outlined in this
25 Section shall be made to the Commission from funds appropriated
26 by the General Assembly.

1 (i) This Section is substantially the same as Section 30-4c
2 of the School Code, which Section is repealed by this
3 amendatory Act of 1993, and shall be construed as a
4 continuation of the teacher shortage scholarship program
5 established under that prior law, and not as a new or different
6 teacher shortage scholarship program. The State Board of
7 Education shall transfer to the Commission, as the successor to
8 the State Board of Education for all purposes of administering
9 and implementing the provisions of this Section, all books,
10 accounts, records, papers, documents, contracts, agreements,
11 and pending business in any way relating to the teacher
12 shortage scholarship program continued under this Section; and
13 all scholarships at any time awarded under that program by, and
14 all applications for any such scholarships at any time made to,
15 the State Board of Education shall be unaffected by the
16 transfer to the Commission of all responsibility for the
17 administration and implementation of the teacher shortage
18 scholarship program continued under this Section. The State
19 Board of Education shall furnish to the Commission such other
20 information as the Commission may request to assist it in
21 administering this Section.

22 (j) For the purposes of this Section:

23 "Qualified institution of higher learning" means the
24 University of Illinois, Southern Illinois University at
25 Carbondale, Southern Illinois University at Edwardsville,
26 Chicago State University, Eastern Illinois University,

1 Governors State University, Illinois State University,
2 Northeastern Illinois University, Northern Illinois
3 University, Western Illinois University, the public community
4 colleges subject to the Public Community College Act and any
5 Illinois privately operated college, community college or
6 university offering degrees and instructional programs above
7 the high school level either in residence or by correspondence.
8 The Board of Higher Education and the Commission, in
9 consultation with the State Board of Education, shall identify
10 qualified institutions to supply the demand for bilingual
11 special education teachers and bilingual school service
12 personnel.

13 "Areas of identified staff shortages" means courses of
14 study, including, but not limited to, agricultural education,
15 in which the number of teachers is insufficient to meet student
16 or school district demand for such instruction as determined by
17 the State Board of Education.

18 (Source: P.A. 99-826, eff. 1-1-17.)

19 (110 ILCS 947/65.30)

20 Sec. 65.30. Equal opportunity scholarships.

21 (a) The Commission may annually award a number of
22 scholarships to students who are interested in pursuing studies
23 in educational administration. Such scholarships shall be
24 issued to students who make application to the Commission and
25 who agree to take courses at qualified institutions of higher

1 learning that will allow them to complete a degree in
2 educational administration.

3 (b) Scholarships awarded under this Section shall be issued
4 pursuant to regulations promulgated by the Commission;
5 provided that no rule or regulation promulgated by the State
6 Board of Education prior to the effective date of this
7 amendatory Act of 1993 pursuant to the exercise of any right,
8 power, duty, responsibility or matter of pending business
9 transferred from the State Board of Education to the Commission
10 under this Section shall be affected thereby, and all such
11 rules and regulations shall become the rules and regulations of
12 the Commission until modified or changed by the Commission in
13 accordance with law.

14 (c) Such scholarships shall be utilized for the payment of
15 tuition and non-revenue bond fees at any qualified institution
16 of higher learning. Such tuition and fees shall only be
17 available for courses that will enable the student to complete
18 training in educational administration. The Commission shall
19 determine which courses are eligible for tuition payments under
20 this Section.

21 (d) The Commission may make tuition payments directly to
22 the qualified institution of higher learning which the student
23 attends for the courses prescribed or may make payments to the
24 student. Any student who receives payments and who fails to
25 enroll in the courses prescribed shall refund the payments to
26 the Commission.

1 (e) The Commission, with the cooperation of the State Board
2 of Education, shall assist students who have participated in
3 the scholarship program established by this Section in finding
4 employment in positions relating to educational
5 administration.

6 (f) Appropriations for the scholarships outlined in this
7 Section shall be made to the Commission from funds appropriated
8 by the General Assembly.

9 (g) This Section is substantially the same as Section 30-4d
10 of the School Code, which Section is repealed by this
11 amendatory Act of 1993, and shall be construed as a
12 continuation of the equal opportunity scholarship program
13 established under that prior law, and not as a new or different
14 equal opportunity scholarship program. The State Board of
15 Education shall transfer to the Commission, as the successor to
16 the State Board of Education for all purposes of administering
17 and implementing the provisions of this Section, all books,
18 accounts, records, papers, documents, contracts, agreements,
19 and pending business in any way relating to the equal
20 opportunity scholarship program continued under this Section;
21 and all scholarships at any time awarded under that program by,
22 and all applications for any such scholarship at any time made
23 to, the State Board of Education shall be unaffected by the
24 transfer to the Commission of all responsibility for the
25 administration and implementation of the equal opportunity
26 scholarship program continued under this Section. The State

1 Board of Education shall furnish to the Commission such other
2 information as the Commission may request to assist it in
3 administering this Section.

4 (h) For purposes of this Section:

5 (1) "Qualified institution of higher learning" means
6 the University of Illinois; Southern Illinois University
7 at Carbondale; Southern Illinois University at
8 Edwardsville; Chicago State University; Eastern Illinois
9 University; Governors State University; Illinois State
10 University; Northeastern Illinois University; Northern
11 Illinois University; Western Illinois University; the
12 public community colleges of the State; any other public
13 universities, colleges and community colleges now or
14 hereafter established or authorized by the General
15 Assembly; and any Illinois privately operated, not for
16 profit institution located in this State which provides at
17 least an organized 2-year program of collegiate grade in
18 liberal arts or sciences, or both, directly applicable
19 toward the attainment of a baccalaureate or graduate
20 degree.

21 (2) "Racial minority" means a person who is any of the
22 following:

23 (1) American Indian or Alaska Native (a person
24 having origins in any of the original peoples of North
25 and South America, including Central America, and who
26 maintains tribal affiliation or community attachment).

1 (2) Asian (a person having origins in any of the
2 original peoples of the Far East, Southeast Asia, or
3 the Indian subcontinent, including, but not limited
4 to, Cambodia, China, India, Japan, Korea, Malaysia,
5 Pakistan, the Philippine Islands, Thailand, and
6 Vietnam).

7 (3) Black or African American (a person having
8 origins in any of the black racial groups of Africa).
9 Terms such as "Haitian" or "Negro" can be used in
10 addition to "Black or African American".

11 (4) Hispanic or Latino (a person of Cuban, Mexican,
12 Puerto Rican, South or Central American, or other
13 Spanish culture or origin, regardless of race).

14 (5) Native Hawaiian or Other Pacific Islander (a
15 person having origins in any of the original peoples of
16 Hawaii, Guam, Samoa, or other Pacific Islands).

17 (3) "Student" means a woman or racial minority.

18 (Source: P.A. 97-396, eff. 1-1-12.)

19 (110 ILCS 947/65.40)

20 Sec. 65.40. General provisions; leaves of absence.

21 (a) The scholarships issued under Section 65.15 may be used
22 at the University of Illinois, Southern Illinois University at
23 Carbondale, Southern Illinois University at Edwardsville,
24 Chicago State University, Eastern Illinois University,
25 Governors State University, Illinois State University,

1 Northeastern Illinois University, Northern Illinois
2 University, and Western Illinois University. Unless otherwise
3 indicated, the scholarships shall exempt the holder from the
4 payment of tuition and other necessary fees as defined in
5 Section 35 of this Act.

6 Any student who has been or shall be awarded a scholarship
7 shall be reimbursed by the appropriate university or community
8 college for any charges which he or she has paid and for which
9 exemption is granted under this Section, if application for
10 such reimbursement is made within 2 months following the school
11 term for which the charges were paid.

12 The holder of a scholarship shall be subject to all
13 examinations, rules and requirements of the university or
14 community college in which he or she is enrolled except as
15 herein directed.

16 This Section does not prohibit the Board of Trustees of the
17 University of Illinois, the Board of Trustees of Southern
18 Illinois University at Carbondale, the Board of Trustees of
19 Southern Illinois University at Edwardsville, the Board of
20 Trustees of Chicago State University, the Board of Trustees of
21 Eastern Illinois University, the Board of Trustees of Governors
22 State University, the Board of Trustees of Illinois State
23 University, the Board of Trustees of Northeastern Illinois
24 University, the Board of Trustees of Northern Illinois
25 University, and the Board of Trustees of Western Illinois
26 University for the institutions under their respective

1 jurisdictions from granting other scholarships.

2 (b) Any student enrolled in a university to which he or she
3 is holding a scholarship issued under Section 65.15 who
4 satisfies the president of the university or someone designated
5 by the president that the student requires leave of absence for
6 the purpose of earning funds to defray his or her expenses
7 while in attendance or on account of illness or military
8 service may be granted such leave and allowed a period of not
9 to exceed 6 years in which to complete his or her course at the
10 university. Time spent in the armed forces shall not be part of
11 the 6 years.

12 (Source: P.A. 91-496, eff. 8-13-99.)

13 Section 290. The Illinois Prepaid Tuition Act is amended by
14 changing Section 10 as follows:

15 (110 ILCS 979/10)

16 Sec. 10. Definitions. In this Act:

17 "Illinois public university" means the University of
18 Illinois, Illinois State University, Chicago State University,
19 Governors State University, Southern Illinois University at
20 Carbondale, Southern Illinois University at Edwardsville,
21 Northern Illinois University, Eastern Illinois University,
22 Western Illinois University, or Northeastern Illinois
23 University.

24 "Illinois community college" means a public community

1 college as defined in Section 1-2 of the Public Community
2 College Act.

3 "Eligible institution" means an eligible educational
4 institution as defined in Section 529 of the federal Internal
5 Revenue Code of 1986 and any regulations thereunder.

6 "Illinois prepaid tuition contract" or "contract" means a
7 contract entered into between the State and a Purchaser under
8 Section 45 to provide for the higher education of a qualified
9 beneficiary.

10 "Illinois prepaid tuition program" or "program" means the
11 program created in Section 15.

12 "Purchaser" means a person who makes or has contracted to
13 make payments under an Illinois prepaid tuition contract.

14 "Public institution of higher education" means an Illinois
15 public university or Illinois community college.

16 "Nonpublic institution of higher education" means any
17 eligible institution, other than a public institution of higher
18 education.

19 "Qualified beneficiary" means (i) anyone who has been a
20 resident of this State for at least 12 months prior to the date
21 of the contract, or (ii) a nonresident, so long as the
22 purchaser has been a resident of the State for at least 12
23 months prior to the date of the contract, or (iii) any person
24 less than one year of age whose parent or legal guardian has
25 been a resident of this State for at least 12 months prior to
26 the date of the contract.

1 "Tuition" means the quarter or semester charges imposed on
2 a qualified beneficiary to attend an eligible institution.

3 "Mandatory Fees" means those quarter or semester fees
4 imposed upon all students enrolled at an eligible institution.

5 "Registration Fees" means the charges derived by combining
6 tuition and mandatory fees.

7 "Contract Unit" means 15 credit hours of instruction at an
8 eligible institution.

9 "Panel" means the investment advisory panel created under
10 Section 20.

11 "Commission" means the Illinois Student Assistance
12 Commission.

13 (Source: P.A. 99-842, eff. 8-19-16.)

14 Section 295. The Senior Citizen Courses Act is amended by
15 changing Section 1 as follows:

16 (110 ILCS 990/1) (from Ch. 144, par. 1801)

17 Sec. 1. Definitions. For the purposes of this Act:

18 (a) "Public institutions of higher education" means the
19 University of Illinois, Southern Illinois University at
20 Carbondale, Southern Illinois University at Edwardsville,
21 Chicago State University, Eastern Illinois University,
22 Governors State University, Illinois State University,
23 Northeastern Illinois University, Northern Illinois
24 University, Western Illinois University, and the public

1 community colleges subject to the "Public Community College
2 Act".

3 (b) "Credit Course" means any program of study for which
4 public institutions of higher education award credit hours.

5 (c) "Senior citizen" means any person 65 years or older
6 whose annual household income is less than the threshold amount
7 provided in Section 4 of the "Senior Citizens and Persons with
8 Disabilities Property Tax Relief Act", approved July 17, 1972,
9 as amended.

10 (Source: P.A. 99-143, eff. 7-27-15.)

11 Section 300. The Public Utilities Act is amended by
12 changing Sections 16-111.1 and 16-111.2 as follows:

13 (220 ILCS 5/16-111.1)

14 Sec. 16-111.1. Illinois Clean Energy Community Trust.

15 (a) An electric utility which has sold or transferred
16 generating facilities in a transaction to which subsection (k)
17 of Section 16-111 applies is authorized to establish an
18 Illinois clean energy community trust or foundation for the
19 purposes of providing financial support and assistance to
20 entities, public or private, within the State of Illinois
21 including, but not limited to, units of State and local
22 government, educational institutions, corporations, and
23 charitable, educational, environmental and community
24 organizations, for programs and projects that benefit the

1 public by improving energy efficiency, developing renewable
2 energy resources, supporting other energy related projects
3 that improve the State's environmental quality, and supporting
4 projects and programs intended to preserve or enhance the
5 natural habitats and wildlife areas of the State. Provided,
6 however, that the trust or foundation funds shall not be used
7 for the remediation of environmentally impaired property. The
8 trust or foundation may also assist in identifying other energy
9 and environmental grant opportunities.

10 (b) Such trust or foundation shall be governed by a
11 declaration of trust or articles of incorporation and bylaws
12 which shall, at a minimum, provide that:

13 (1) There shall be 6 voting trustees of the trust or
14 foundation, one of whom shall be appointed by the Governor,
15 one of whom shall be appointed by the President of the
16 Illinois Senate, one of whom shall be appointed by the
17 Minority Leader of the Illinois Senate, one of whom shall
18 be appointed by the Speaker of the Illinois House of
19 Representatives, one of whom shall be appointed by the
20 Minority Leader of the Illinois House of Representatives,
21 and one of whom shall be appointed by the electric utility
22 establishing the trust or foundation, provided that the
23 voting trustee appointed by the utility shall be a
24 representative of a recognized environmental action group
25 selected by the utility. The Governor shall designate one
26 of the 6 voting trustees to serve as chairman of the trust

1 or foundation, who shall serve as chairman of the trust or
2 foundation at the pleasure of the Governor. In addition,
3 there shall be 5 non-voting trustees, one of whom shall be
4 appointed by the Director of Commerce and Economic
5 Opportunity, one of whom shall be appointed by the Director
6 of the Illinois Environmental Protection Agency, one of
7 whom shall be appointed by the Director of Natural
8 Resources, and 2 of whom shall be appointed by the electric
9 utility establishing the trust or foundation, provided
10 that the non-voting trustee appointed by the utility shall
11 bring financial expertise to the trust or foundation and
12 shall have appropriate credentials therefor.

13 (2) All voting trustees and the non-voting trustee with
14 financial expertise shall be entitled to compensation for
15 their services as trustees, provided, however, that no
16 member of the General Assembly and no employee of the
17 electric utility establishing the trust or foundation
18 serving as a voting trustee shall receive any compensation
19 for his or her services as a trustee, and provided further
20 that the compensation to the chairman of the trust shall
21 not exceed \$25,000 annually and the compensation to any
22 other trustee shall not exceed \$20,000 annually. All
23 trustees shall be entitled to reimbursement for reasonable
24 expenses incurred on behalf of the trust in the performance
25 of their duties as trustees. All such compensation and
26 reimbursements shall be paid out of the trust.

1 (3) Trustees shall be appointed within 30 days after
2 the creation of the trust or foundation and shall serve for
3 a term of 5 years commencing upon the date of their
4 respective appointments, until their respective successors
5 are appointed and qualified.

6 (4) A vacancy in the office of trustee shall be filled
7 by the person holding the office responsible for appointing
8 the trustee whose death or resignation creates the vacancy,
9 and a trustee appointed to fill a vacancy shall serve the
10 remainder of the term of the trustee whose resignation or
11 death created the vacancy.

12 (5) The trust or foundation shall have an indefinite
13 term, and shall terminate at such time as no trust assets
14 remain.

15 (6) The trust or foundation shall be funded in the
16 minimum amount of \$250,000,000, with the allocation and
17 disbursement of funds for the various purposes for which
18 the trust or foundation is established to be determined by
19 the trustees in accordance with the declaration of trust or
20 the articles of incorporation and bylaws; provided,
21 however, that this amount may be reduced by up to
22 \$25,000,000 if, at the time the trust or foundation is
23 funded, a corresponding amount is contributed by the
24 electric utility establishing the trust or foundation to
25 the Board of Trustees of Southern Illinois University at
26 Carbondale for the purpose of funding programs or projects

1 related to clean coal and provided further that \$25,000,000
2 of the amount contributed to the trust or foundation shall
3 be available to fund programs or projects related to clean
4 coal.

5 (7) The trust or foundation shall be authorized to
6 employ an executive director and other employees, to enter
7 into leases, contracts and other obligations on behalf of
8 the trust or foundation, and to incur expenses that the
9 trustees deem necessary or appropriate for the fulfillment
10 of the purposes for which the trust or foundation is
11 established, provided, however, that salaries and
12 administrative expenses incurred on behalf of the trust or
13 foundation shall not exceed \$500,000 in the first fiscal
14 year after the trust or foundation is established and shall
15 not exceed \$1,000,000 in each subsequent fiscal year.

16 (8) The trustees may create and appoint advisory boards
17 or committees to assist them with the administration of the
18 trust or foundation, and to advise and make recommendations
19 to them regarding the contribution and disbursement of the
20 trust or foundation funds.

21 (c)(1) In addition to the allocation and disbursement of
22 funds for the purposes set forth in subsection (a) of this
23 Section, the trustees of the trust or foundation shall
24 annually contribute funds in amounts set forth in
25 subparagraph (2) of this subsection to the Citizens Utility
26 Board created by the Citizens Utility Board Act; provided,

1 however, that any such funds shall be used solely for the
2 representation of the interests of utility consumers
3 before the Illinois Commerce Commission, the Federal
4 Energy Regulatory Commission, and the Federal
5 Communications Commission and for the provision of
6 consumer education on utility service and prices and on
7 benefits and methods of energy conservation. Provided,
8 however, that no part of such funds shall be used to
9 support (i) any lobbying activity, (ii) activities related
10 to fundraising, (iii) advertising or other marketing
11 efforts regarding a particular utility, or (iv)
12 solicitation of support for, or advocacy of, a particular
13 position regarding any specific utility or a utility's
14 docketed proceeding.

15 (2) In the calendar year in which the trust or
16 foundation is first funded, the trustees shall contribute
17 \$1,000,000 to the Citizens Utility Board within 60 days
18 after such trust or foundation is established; provided,
19 however, that such contribution shall be made after
20 December 31, 1999. In each of the 6 calendar years
21 subsequent to the first contribution, if the trust or
22 foundation is in existence, the trustees shall contribute
23 to the Citizens Utility Board an amount equal to the total
24 expenditures by such organization in the prior calendar
25 year, as set forth in the report filed by the Citizens
26 Utility Board with the chairman of such trust or foundation

1 as required by subparagraph (3) of this subsection. Such
2 subsequent contributions shall be made within 30 days of
3 submission by the Citizens Utility Board of such report to
4 the Chairman of the trust or foundation, but in no event
5 shall any annual contribution by the trustees to the
6 Citizens Utility Board exceed \$1,000,000. Following such
7 7-year period, an Illinois statutory consumer protection
8 agency may petition the trust or foundation for
9 contributions to fund expenditures of the type identified
10 in paragraph (1), but in no event shall annual
11 contributions by the trust or foundation for such
12 expenditures exceed \$1,000,000.

13 (3) The Citizens Utility Board shall file a report with
14 the chairman of such trust or foundation for each year in
15 which it expends any funds received from the trust or
16 foundation setting forth the amount of any expenditures
17 (regardless of the source of funds for such expenditures)
18 for: (i) the representation of the interests of utility
19 consumers before the Illinois Commerce Commission, the
20 Federal Energy Regulatory Commission, and the Federal
21 Communications Commission, and (ii) the provision of
22 consumer education on utility service and prices and on
23 benefits and methods of energy conservation. Such report
24 shall separately state the total amount of expenditures for
25 the purposes or activities identified by items (i) and (ii)
26 of this paragraph, the name and address of the external

1 recipient of any such expenditure, if applicable, and the
2 specific purposes or activities (including internal
3 purposes or activities) for which each expenditure was
4 made. Any report required by this subsection shall be filed
5 with the chairman of such trust or foundation no later than
6 March 31 of the year immediately following the year for
7 which the report is required.

8 (d) In addition to any other allocation and disbursement of
9 funds in this Section, the trustees of the trust or foundation
10 shall contribute an amount up to \$125,000,000 (1) for deposit
11 into the General Obligation Bond Retirement and Interest Fund
12 held in the State treasury to assist in the repayment on
13 general obligation bonds issued under subsection (d) of Section
14 7 of the General Obligation Bond Act, and (2) for deposit into
15 funds administered by agencies with responsibility for
16 environmental activities to assist in payment for
17 environmental programs. The amount required to be contributed
18 shall be provided to the trustees in a certification letter
19 from the Director of the Bureau of the Budget that shall be
20 provided no later than August 1, 2003. The payment from the
21 trustees shall be paid to the State no later than December 31st
22 following the receipt of the letter.

23 (Source: P.A. 99-906, eff. 6-1-17.)

24 (220 ILCS 5/16-111.2)

25 Sec. 16-111.2. Provisions related to proposed utility

1 transactions.

2 (a) The General Assembly finds:

3 (1) A transaction as described in paragraph (3) of this
4 subsection (a) will contribute to improved reliability of
5 the electric supply system in Illinois which is one of the
6 key purposes of the Illinois Electric Service Customer
7 Choice and Rate Relief Law of 1997.

8 (2) A transaction as described in paragraph (3) of this
9 subsection (a) is likely to promote additional investment
10 in the existing generating assets and in the development of
11 additional generation capacity in Illinois, and such
12 change in ownership is in the public interest, consistent
13 with the intent of the Illinois Electric Service Customer
14 Choice and Rate Relief Law of 1997 and beneficial for the
15 citizens of this State.

16 (3) As of the date on which this amendatory Act of 1999
17 becomes law, an electric utility providing service to more
18 than 1,000,000 customers in this State has proposed to sell
19 or transfer to a single buyer 5 or more generating plants
20 with a total net dependable capacity of 5000 megawatts or
21 more pursuant to subsection (g) of Section 16-111.

22 (4) Such electric utility anticipates receiving a sale
23 price or consideration as a result of such transaction
24 exceeding 200% of the book value of these plants.

25 (5) Such electric utility has presented to the Governor
26 and the leaders of the General Assembly a written

1 commitment in which such electric utility agrees to expend
2 \$2,000,000,000 outside the corporate limits of any
3 municipality with 1,000,000 or more inhabitants within
4 such electric utility's service area, over a 6-year period
5 beginning with this calendar year on projects, programs and
6 improvements within its service area relating to
7 transmission and distribution including, without
8 limitation, infrastructure expansion, repair and
9 replacement, capital investments, operations and
10 maintenance, and vegetation management.

11 (6) Such electric utility has committed that, if the
12 sale or transfer contemplated by paragraph (3) of this
13 subsection is consummated on or before December 31, 1999,
14 the electric utility shall make contributions totaling
15 \$250,000,000 to entities within this State for, among other
16 purposes, environmental and clean coal initiatives
17 pursuant to Section 16-111.1, which commitment includes a
18 contribution of \$25,000,000 to the Board of Trustees of
19 Southern Illinois University at Carbondale for the purpose
20 of funding programs or projects related to clean coal.

21 (b) That, in light of the findings in paragraphs (1) and
22 (2) of subsection (a) and, in this instance, the circumstances
23 described in paragraphs (3) through (6) of subsection (a) and
24 otherwise, the General Assembly hereby finds that allowing the
25 generating facilities being acquired to be eligible facilities
26 under the provisions of the National Energy Policy Act of 1992

1 that apply to exempt wholesale generators (A) will benefit
2 consumers; (B) is in the public interest; and (C) does not
3 violate the law of this State.

4 (c) Nothing in this Section shall have any effect on the
5 authority of the Commission under subsection (g) of Section
6 16-111 of this Act.

7 (Source: P.A. 91-50, eff. 6-30-99.)

8 Section 305. The Solicitation for Charity Act is amended by
9 changing Section 3 as follows:

10 (225 ILCS 460/3) (from Ch. 23, par. 5103)

11 Sec. 3. Exemptions.

12 (a) Upon initial filing of a registration statement
13 pursuant to Section 2 of this Act and notification by the
14 Attorney General of his determination that the organizational
15 purposes or circumstances specified in this paragraph for
16 exemption are actual and genuine, the following entities shall
17 be exempt from all the report filing provisions of this Act,
18 except for the requirements set forth in Section 2 of this Act:

19 1. A corporation sole or other religious corporation,
20 trust or organization incorporated or established for
21 religious purposes, nor to any agency or organization
22 incorporated or established for charitable, hospital or
23 educational purposes and engaged in effectuating one or
24 more of such purposes, that is affiliated with, operated

1 by, or supervised or controlled by a corporation sole or
2 other religious corporation, trust or organization
3 incorporated or established for religious purposes, nor to
4 other religious agencies or organizations which serve
5 religion by the preservation of religious rights and
6 freedom from persecution or prejudice or by fostering
7 religion, including the moral and ethical aspects of a
8 particular religious faith.

9 2. Any charitable organization which does not intend to
10 solicit and receive and does not actually receive
11 contributions in excess of \$15,000 during any 12 month
12 period ending December 31 of any year. However, if the
13 gross contributions received by such charitable
14 organization during any 12 month period ending December 31
15 of any year shall be in excess of \$15,000, it shall file
16 reports as required under this Act and the provisions of
17 this Act shall apply.

18 (b) The following persons shall not be required to register
19 with the Attorney General:

20 1. The University of Illinois, Southern Illinois
21 University at Carbondale, Southern Illinois University at
22 Edwardsville, Eastern Illinois University, Illinois State
23 Normal University, Northern Illinois University, Western
24 Illinois University, all educational institutions that are
25 recognized by the State Board of Education or that are
26 accredited by a regional accrediting association or by an

1 organization affiliated with the National Commission on
2 Accrediting, any foundation having an established identity
3 with any of the aforementioned educational institutions,
4 any other educational institution confining its
5 solicitation of contributions to its student body, alumni,
6 faculty and trustees, and their families, or a library
7 established under the laws of this State, provided that the
8 annual financial report of such institution or library
9 shall be filed with the State Board of Education, Governor,
10 Illinois State Library, County Library Board or County
11 Board, as provided by law.

12 2. Fraternal, patriotic, social, educational, alumni
13 organizations and historical societies when solicitation
14 of contributions is confined to their membership. This
15 exemption shall be extended to any subsidiary of a parent
16 or superior organization exempted by Sub-paragraph 2 of
17 Paragraph (b) of Section 3 of this Act where such
18 solicitation is confined to the membership of the
19 subsidiary, parent or superior organization.

20 3. Persons requesting any contributions for the relief
21 or benefit of any individual, specified by name at the time
22 of the solicitation, if the contributions collected are
23 turned over to the named beneficiary, first deducting
24 reasonable expenses for costs of banquets, or social
25 gatherings, if any, provided all fund raising functions are
26 carried on by persons who are unpaid, directly or

1 indirectly, for such services.

2 4. Any bona fide union, bona fide political
3 organization or bona fide political action committee,
4 which does not solicit funds for a charitable purpose.

5 5. Any charitable organization receiving an allocation
6 from an incorporated community chest or united fund,
7 provided such chest or fund is complying with the
8 provisions of this Act relating to registration and filing
9 of annual reports with the Attorney General, and provided
10 such organization does not actually receive, in addition to
11 such allocation, contributions in excess of \$4,000 during
12 any 12 month period ending June 30th of any year, and
13 provided further that all the fund raising functions of
14 such organization are carried on by persons who are unpaid
15 for such services. However, if the gross contributions
16 other than such allocation received by such charitable
17 organization during any 12 month period ending June 30th of
18 any year shall be in excess of \$4,000, it shall within 30
19 days after the date it shall have received such
20 contributions in excess of \$4,000 register with the
21 Attorney General as required by Section 2.

22 6. A bona fide organization of volunteer firemen, or a
23 bona fide auxiliary or affiliate of such organization,
24 provided all its fund raising activities are carried on by
25 members of such an organization or an affiliate thereof and
26 such members receive no compensation, directly or

1 indirectly, therefor.

2 7. Any charitable organization operating a nursery for
3 infants awaiting adoption providing that all its fund
4 raising activities are carried on by members of such an
5 organization or an affiliate thereof and such members
6 receive no compensation, directly or indirectly therefor.

7 8. Any corporation established by the Federal Congress
8 that is required by federal law to submit annual reports of
9 its activities to Congress containing itemized accounts of
10 all receipts and expenditures after being duly audited.

11 9. Any boys' club which is affiliated with the Boys'
12 Club of America, a corporation chartered by Congress;
13 provided, however, that such an affiliate properly files
14 the reports required by the Boys' Club of America and that
15 the Boys' Club of America files with the Government of the
16 United States the reports required by its federal charter.

17 10. Any veterans organization chartered or
18 incorporated under federal law and any veterans
19 organization which is affiliated with, and recognized in
20 the bylaws of, a congressionally chartered or incorporated
21 veterans organization; provided, however, that the
22 affiliate properly files the reports required by the
23 congressionally chartered or incorporated veterans
24 organization, that the congressionally chartered or
25 incorporated veterans organization files with the
26 government of the United States the reports required by its

1 federal charter, and that copies of such federally required
2 reports are filed with the Attorney General.

3 11. Any parent-teacher organization that is controlled
4 by teachers and parents of children attending a particular
5 public or private school for which the organization is
6 named and solicits contributions for the benefit of that
7 particular school; provided that:

8 (i) the school is specified by name at the time the
9 solicitation is made;

10 (ii) all of the contributions are turned over to
11 the school, after first deducting reasonable expenses
12 for fundraising and parent-teacher activities;

13 (iii) all fundraising functions are carried on by
14 persons who are not paid, either directly or
15 indirectly, for their fundraising services;

16 (iv) the total contributions, less reasonable
17 fundraising expenses, do not exceed \$50,000 in any
18 calendar year;

19 (v) the organization provides the school at least
20 annually with a complete accounting of all
21 contributions received; and

22 (vi) the governing board of the school certifies to
23 the Attorney General, if the Attorney General makes a
24 request for certification, that the parent-teacher
25 organization has provided the school with a full
26 accounting and that the organization has provided

1 benefits and contributions to the school.

2 (Source: P.A. 90-469, eff. 8-17-97; 91-444, eff. 8-6-99.)

3 Section 310. The Liquor Control Act of 1934 is amended by
4 changing Section 12-1 as follows:

5 (235 ILCS 5/12-1)

6 Sec. 12-1. Grape and Wine Resources Council.

7 (a) There is hereby created the Grape and Wine Resources
8 Council, which shall have the powers and duties specified in
9 this Article and all other powers necessary and proper to
10 execute the provisions of this Article.

11 (b) The Council shall consist of 17 members including:

12 (1) The Director of Agriculture, ex officio, or the
13 Director's designee.

14 (2) The Dean of the Southern Illinois University at
15 Carbondale ~~SIU~~ College of Agriculture, or the Dean's
16 designee.

17 (3) The Dean of the University of Illinois College of
18 Agriculture, or the Dean's designee.

19 (4) An expert in enology or food science and nutrition
20 to be named by the Director of Agriculture from nominations
21 submitted jointly by the Deans of the Colleges of
22 Agriculture at Southern Illinois University at Carbondale
23 and the University of Illinois.

24 (5) An expert in marketing to be named by the Director

1 of Agriculture from nominations submitted jointly by the
2 Deans of the Colleges of Agriculture at Southern Illinois
3 University at Carbondale and the University of Illinois.

4 (6) An expert in viticulture to be named by the
5 Director of Agriculture from nominations submitted jointly
6 by the Deans of the Colleges of Agriculture at Southern
7 Illinois University at Carbondale and the University of
8 Illinois.

9 (7) A representative from the Illinois Division of
10 Tourism, to be named by the Director of Commerce and
11 Economic Opportunity.

12 (8) Six persons to be named by the Director of
13 Agriculture from nominations from the President of the
14 Illinois Grape Growers and Vintners Association, of whom 3
15 shall be grape growers and 3 shall be vintners.

16 (9) Four persons, one of whom shall be named by the
17 Speaker of the House of Representatives, one of whom shall
18 be named by the Minority Leader of the House of
19 Representatives, one of whom shall be named by the
20 President of the Senate, and one of whom shall be named by
21 the Minority Leader of the Senate.

22 Members of the Council shall receive no compensation, but shall
23 be reimbursed for necessary expenses incurred in the
24 performance of their duties. The Council's Chair shall be the
25 Dean of the College of Agriculture at the University where the
26 Council is housed.

1 (c) The Council shall be housed at Southern Illinois
2 University at Carbondale, which shall maintain a collaborative
3 relationship with the University of Illinois at Champaign.

4 (Source: P.A. 94-793, eff. 5-19-06.)

5 Section 315. The Illinois Rural/Downstate Health Act is
6 amended by changing Sections 3, 3.1, and 5.5 as follows:

7 (410 ILCS 65/3) (from Ch. 111 1/2, par. 8053)

8 Sec. 3. The Illinois Department of Public Health shall
9 establish a downstate health care program as a component of
10 primary care development. The Department shall create a Center
11 for Rural Health to coordinate programs and activities within
12 the agency relating to access to health care in rural areas and
13 designated shortage areas. The Center may work with
14 universities, private foundations, health care providers or
15 other interested organizations, private foundations, health
16 care providers or other interested organizations on innovative
17 strategies to respond to the health care needs of residents of
18 these areas.

19 The Center shall cooperate with ~~Southern Illinois~~
20 ~~University~~ programs and services of Southern Illinois
21 University at Carbondale and Southern Illinois University at
22 Edwardsville that respond to the health care needs of residents
23 of downstate areas, including but not limited to the
24 development of primary care centers, the development of

1 obstetrical care centers through affiliation with hospitals
2 and clinics, and the conduct of health research and evaluation.

3 The Center shall cooperate with University of Illinois
4 programs and services that respond to the health care needs of
5 residents of downstate areas, including but not limited to:
6 developing innovative educational strategies designed to
7 graduate primary care physicians, especially family
8 physicians, for all Illinois, particularly the rural
9 underserved areas; developing primary care centers with
10 comprehensive care, including emergency and obstetric care
11 through affiliation with hospitals and clinics; and conducting
12 health research and evaluation.

13 (Source: P.A. 86-965; 86-1187; 87-1162.)

14 (410 ILCS 65/3.1) (from Ch. 111 1/2, par. 8053.1)

15 Sec. 3.1. Southern Illinois University at Carbondale and
16 Southern Illinois University at Edwardsville shall expand
17 their ~~its~~ focus on rural health care as a component of health
18 professions education programs on their ~~its~~ several campuses,
19 including, but not limited to, ~~its~~ programs in medicine,
20 nursing, dentistry, and technical careers, and through
21 research and technical assistance programs. Southern Illinois
22 ~~The~~ University at Edwardsville shall further encourage the
23 regional outreach mission of its School of Medicine through the
24 establishment of a dedicated administrative entity within the
25 School with responsibility for rural health care planning and

1 programming. Southern Illinois ~~The~~ University at Carbondale
2 and Southern Illinois University at Edwardsville may work with
3 communities, state agencies, other colleges and universities,
4 private foundations, health care providers, and other
5 interested organizations on innovative strategies to respond
6 to the health care needs of residents of rural areas.

7 Southern Illinois ~~The~~ University at Carbondale and
8 Southern Illinois University at Edwardsville shall have the
9 authority:

10 (a) To establish such clinical centers as may be necessary
11 to carry out the intent of this Act according to the following
12 priorities:

13 (1) Preference for programs which are designed to
14 facilitate the education of health professions students.

15 (2) Preference for programs established in locations
16 which exhibit potential for locating physicians in health
17 manpower shortage areas.

18 (3) Preference for programs which are located away from
19 communities in which medical school and residency programs
20 are located.

21 (4) Preference for programs which are geographically
22 distributed throughout downstate Illinois.

23 (b) To receive and disburse funds in accordance with the
24 purpose stated in Section 2 of this Act.

25 (c) To enter into contracts or agreements with any agency
26 or department of the State of Illinois or the United States to

1 carry out the provisions of this Act.

2 (Source: P.A. 86-1187.)

3 (410 ILCS 65/5.5)

4 Sec. 5.5. Rural/Downstate Health Access Fund.

5 (a) The Rural/Downstate Health Access Fund is created as a
6 special fund in the State treasury. Moneys from fees and gifts,
7 grants, or donations made to the Center for Rural Health shall
8 be deposited into the Fund. Subject to appropriation and except
9 as provided in subsection (b) of this Section, moneys in the
10 Fund shall be used in the following manner for rural health
11 programs or for programs for the medically underserved
12 authorized under this Act: 60.2% shall be distributed to the
13 Department of Public Health, 26.3% shall be distributed to the
14 Board of Trustees of Southern Illinois University at Carbondale
15 and the Board of Trustees of Southern Illinois University at
16 Edwardsville, and 13.5% shall be distributed to the Board of
17 Trustees of the University of Illinois.

18 (b) The Center for Rural Health at the Department of Public
19 Health may require that a J-1 Visa Waiver Program application
20 fee be collected from international medical graduates for the
21 purpose of administering the Program. J-1 Visa Waiver Program
22 application fees shall be deposited into the Rural/Downstate
23 Health Access Fund, shall be dedicated to the administration of
24 the J-1 Visa Waiver Program in Illinois, and may not be subject
25 to the distribution formula referenced in subsection (a) of

1 this Section.

2 (c) The Center for Rural Health shall administer the Fund.

3 (d) The Department shall adopt rules necessary to implement
4 the provisions of this Section.

5 (Source: P.A. 98-1006, eff. 1-1-15.)

6 Section 320. The Illinois Solid Waste Management Act is
7 amended by changing Section 3.1 as follows:

8 (415 ILCS 20/3.1) (from Ch. 111 1/2, par. 7053.1)

9 Sec. 3.1. Institutions of higher learning.

10 (a) For purposes of this Section "State-supported
11 institutions of higher learning" or "institutions" means the
12 University of Illinois, Southern Illinois University at
13 Carbondale, Southern Illinois University at Edwardsville, the
14 colleges and universities under the jurisdiction of the Board
15 of Governors of State Colleges and Universities, the colleges
16 and universities under the jurisdiction of the Board of Regents
17 of Regency Universities, and the public community colleges
18 subject to the Public Community College Act.

19 (b) Each State-supported institution of higher learning
20 shall develop a comprehensive waste reduction plan covering a
21 period of 10 years which addresses the management of solid
22 waste generated by academic, administrative, student housing
23 and other institutional functions. The waste reduction plan
24 shall be developed by January 1, 1995. The initial plan

1 required under this Section shall be updated by the institution
2 every 5 years, and any proposed amendments to the plan shall be
3 submitted for review in accordance with subsection (f).

4 (c) Each waste reduction plan shall address, at a minimum,
5 the following topics: existing waste generation by volume,
6 waste composition, existing waste reduction and recycling
7 activities, waste collection and disposal costs, future waste
8 management methods, and specific goals to reduce the amount of
9 waste generated that is subject to landfill disposal.

10 (d) Each waste reduction plan shall provide for recycling
11 of marketable materials currently present in the institution's
12 waste stream, including but not limited to landscape waste,
13 corrugated cardboard, computer paper, and white office paper,
14 and shall provide for the investigation of potential markets
15 for other recyclable materials present in the institution's
16 waste stream. The recycling provisions of the waste reduction
17 plan shall be designed to achieve, by January 1, 2000, at least
18 a 40% reduction (referenced to a base year of 1987) in the
19 amount of solid waste that is generated by the institution and
20 identified in the waste reduction plan as being subject to
21 landfill disposal.

22 (e) Each waste reduction plan shall evaluate the
23 institution's procurement policies and practices to eliminate
24 procedures which discriminate against items with recycled
25 content, and to identify products or items which are procured
26 by the institution on a frequent or repetitive basis for which

1 products with recycled content may be substituted. Each waste
2 reduction plan shall prescribe that it will be the policy of
3 the institution to purchase products with recycled content
4 whenever such products have met specifications and standards of
5 equivalent products which do not contain recycled content.

6 (f) Each waste reduction plan developed in accordance with
7 this Section shall be submitted to the Department of Commerce
8 and Economic Opportunity for review and approval. The
9 Department's review shall be conducted in cooperation with the
10 Board of Higher Education and the Illinois Community College
11 Board.

12 (g) The Department of Commerce and Economic Opportunity
13 shall provide technical assistance, technical materials,
14 workshops and other information necessary to assist in the
15 development and implementation of the waste reduction plans.
16 The Department shall develop guidelines and funding criteria
17 for providing grant assistance to institutions for the
18 implementation of approved waste reduction plans.

19 (Source: P.A. 94-793, eff. 5-19-06.)

20 Section 325. The Illinois Groundwater Protection Act is
21 amended by changing Section 7 as follows:

22 (415 ILCS 55/7) (from Ch. 111 1/2, par. 7457)

23 Sec. 7. (a) The Department, with the advice of the
24 Committee and the Council, shall develop a coordinated

1 groundwater data collection and automation program. The
2 collected and automated data shall include but need not be
3 limited to groundwater monitoring results, well logs,
4 pollution source permits and water quality assessments. The
5 Department shall act as the repository for such data and shall
6 automate this data in a manner that is accessible and usable by
7 all State agencies.

8 (b) The Department, in consultation with the Agency, the
9 Committee and the Council, shall develop and administer an
10 ongoing program of basic and applied research relating to
11 groundwater. Information generated from this program will be
12 made available to local governments seeking technical
13 assistance from the Department. The research program shall
14 include but need not be limited to:

15 (1) Long-term statewide groundwater quality
16 monitoring. A statewide monitoring well network shall be
17 composed of public water supply wells sampled by the
18 Agency, non-community wells sampled by the Department of
19 Public Health, and a representative sampling of other
20 existing private wells and newly constructed, dedicated
21 monitoring wells. The monitoring program shall be operated
22 for the following purposes: to evaluate, over time, the
23 appropriateness and effectiveness of groundwater quality
24 protection measures; to determine regional trends in
25 groundwater quality which may affect public health and
26 welfare; and to help identify the need for corrective

1 action. The Department shall periodically publish the
2 results of groundwater quality monitoring activities.

3 (2) Statewide groundwater assessment. The Department
4 shall conduct assessments to enhance the State's data base
5 concerning groundwater resources. The assessments shall
6 include location of groundwater resources, mapping of
7 aquifers, identification of appropriate recharge areas,
8 and evaluation of baseline groundwater quality. The
9 Department shall complete the statewide mapping of
10 appropriate recharge areas within 18 months after the
11 enactment of this Act at a level of detail suitable for
12 guiding the Agency in establishing priority groundwater
13 protection planning regions.

14 (3) Evaluation of pesticide impacts upon groundwater.
15 Such evaluation shall include the general location and
16 extent of any contamination of groundwaters resulting from
17 pesticide use, determination of any practices which may
18 contribute to contamination of groundwaters, and
19 recommendations regarding measures which may help prevent
20 degradation of groundwater quality by pesticides. Priority
21 shall be given to those areas of the State where pesticides
22 are utilized most intensively. The Department shall
23 prepare an initial report by January 1, 1990.

24 (4) Other basic and applied research. The Department
25 may conduct research in at least the following areas:
26 groundwater hydrology and hydraulics, movement of

1 contaminants through geologic materials, aquifer
2 restoration, and remediation technologies.

3 (c) The Department is authorized to accept and expend,
4 subject to appropriation by the General Assembly, any and all
5 grants, matching funds, appropriations from whatever source,
6 or other items of value from the federal or state governments
7 or from any institution, person, partnership, joint venture, or
8 corporation, public or private, for the purposes of fulfilling
9 its obligations under this Act.

10 (d) Southern Illinois University at Carbondale is
11 authorized to conduct basic and applied research relating to
12 chemical contamination of groundwater. It may assist the
13 Department in conducting research on any of the subjects
14 included in subsection (b) of this Section, and may accept and
15 expend grants and other support from the Department or other
16 sources for that purpose.

17 (Source: P.A. 87-479.)

18 Section 330. The Court of Claims Act is amended by changing
19 Sections 8, 22-1, and 22-2 as follows:

20 (705 ILCS 505/8) (from Ch. 37, par. 439.8)

21 Sec. 8. Court of Claims jurisdiction; deliberation
22 periods. The court shall have exclusive jurisdiction to hear
23 and determine the following matters:

24 (a) All claims against the State founded upon any law of

1 the State of Illinois or upon any regulation adopted thereunder
2 by an executive or administrative officer or agency; provided,
3 however, the court shall not have jurisdiction (i) to hear or
4 determine claims arising under the Workers' Compensation Act or
5 the Workers' Occupational Diseases Act, or claims for expenses
6 in civil litigation, or (ii) to review administrative decisions
7 for which a statute provides that review shall be in the
8 circuit or appellate court.

9 (b) All claims against the State founded upon any contract
10 entered into with the State of Illinois.

11 (c) All claims against the State for time unjustly served
12 in prisons of this State when the person imprisoned received a
13 pardon from the governor stating that such pardon is issued on
14 the ground of innocence of the crime for which he or she was
15 imprisoned or he or she received a certificate of innocence
16 from the Circuit Court as provided in Section 2-702 of the Code
17 of Civil Procedure; provided, the amount of the award is at the
18 discretion of the court; and provided, the court shall make no
19 award in excess of the following amounts: for imprisonment of 5
20 years or less, not more than \$85,350; for imprisonment of 14
21 years or less but over 5 years, not more than \$170,000; for
22 imprisonment of over 14 years, not more than \$199,150; and
23 provided further, the court shall fix attorney's fees not to
24 exceed 25% of the award granted. On or after the effective date
25 of this amendatory Act of the 95th General Assembly, the court
26 shall annually adjust the maximum awards authorized by this

1 subsection (c) to reflect the increase, if any, in the Consumer
2 Price Index For All Urban Consumers for the previous calendar
3 year, as determined by the United States Department of Labor,
4 except that no annual increment may exceed 5%. For the annual
5 adjustments, if the Consumer Price Index decreases during a
6 calendar year, there shall be no adjustment for that calendar
7 year. The transmission by the Prisoner Review Board or the
8 clerk of the circuit court of the information described in
9 Section 11(b) to the clerk of the Court of Claims is conclusive
10 evidence of the validity of the claim. The changes made by this
11 amendatory Act of the 95th General Assembly apply to all claims
12 pending on or filed on or after the effective date.

13 (d) All claims against the State for damages in cases
14 sounding in tort, if a like cause of action would lie against a
15 private person or corporation in a civil suit, and all like
16 claims sounding in tort against the Medical Center Commission,
17 the Board of Trustees of the University of Illinois, the Board
18 of Trustees of Southern Illinois University at Carbondale, the
19 Board of Trustees of Southern Illinois University at
20 Edwardsville, the Board of Trustees of Chicago State
21 University, the Board of Trustees of Eastern Illinois
22 University, the Board of Trustees of Governors State
23 University, the Board of Trustees of Illinois State University,
24 the Board of Trustees of Northeastern Illinois University, the
25 Board of Trustees of Northern Illinois University, the Board of
26 Trustees of Western Illinois University, or the Board of

1 Trustees of the Illinois Mathematics and Science Academy;
2 provided, that an award for damages in a case sounding in tort,
3 other than certain cases involving the operation of a State
4 vehicle described in this paragraph, shall not exceed the sum
5 of \$100,000 to or for the benefit of any claimant. The \$100,000
6 limit prescribed by this Section does not apply to an award of
7 damages in any case sounding in tort arising out of the
8 operation by a State employee of a vehicle owned, leased or
9 controlled by the State. The defense that the State or the
10 Medical Center Commission or the Board of Trustees of the
11 University of Illinois, the Board of Trustees of Southern
12 Illinois University at Carbondale, the Board of Trustees of
13 Southern Illinois University at Edwardsville, the Board of
14 Trustees of Chicago State University, the Board of Trustees of
15 Eastern Illinois University, the Board of Trustees of Governors
16 State University, the Board of Trustees of Illinois State
17 University, the Board of Trustees of Northeastern Illinois
18 University, the Board of Trustees of Northern Illinois
19 University, the Board of Trustees of Western Illinois
20 University, or the Board of Trustees of the Illinois
21 Mathematics and Science Academy is not liable for the
22 negligence of its officers, agents, and employees in the course
23 of their employment is not applicable to the hearing and
24 determination of such claims.

25 (e) All claims for recoupment made by the State of Illinois
26 against any claimant.

1 (f) All claims pursuant to the Line of Duty Compensation
2 Act. A claim under that Act must be heard and determined within
3 one year after the application for that claim is filed with the
4 Court as provided in that Act.

5 (g) All claims filed pursuant to the Crime Victims
6 Compensation Act.

7 (h) All claims pursuant to the Illinois National
8 Guardsman's Compensation Act. A claim under that Act must be
9 heard and determined within one year after the application for
10 that claim is filed with the Court as provided in that Act.

11 (i) All claims authorized by subsection (a) of Section
12 10-55 of the Illinois Administrative Procedure Act for the
13 expenses incurred by a party in a contested case on the
14 administrative level.

15 (Source: P.A. 95-970, eff. 9-22-08; 96-80, eff. 7-27-09.)

16 (705 ILCS 505/22-1) (from Ch. 37, par. 439.22-1)

17 Sec. 22-1. Within one ~~±~~ year from the date that such an
18 injury was received or such a cause of action accrued, any
19 person who is about to commence any action in the Court of
20 Claims against the State of Illinois, the Medical Center
21 Commission, the Board of Trustees of the University of
22 Illinois, the Board of Trustees of Southern Illinois University
23 at Carbondale, the Board of Trustees of Southern Illinois
24 University at Edwardsville, the Board of Trustees of Chicago
25 State University, the Board of Trustees of Eastern Illinois

1 University, the Board of Trustees of Governors State
2 University, the Board of Trustees of Illinois State University,
3 the Board of Trustees of Northeastern Illinois University, the
4 Board of Trustees of Northern Illinois University, the Board of
5 Trustees of Western Illinois University, or the Board of
6 Trustees of the Illinois Mathematics and Science Academy, for
7 damages on account of any injury to his person shall file in
8 the office of the Attorney General and also in the office of
9 the Clerk of the Court of Claims, either by himself, his agent,
10 or attorney, giving the name of the person to whom the cause of
11 action has accrued, the name and residence of the person
12 injured, the date and about the hour of the accident, the place
13 or location where the accident occurred, a brief description of
14 how the accident occurred, and the name and address of the
15 attending physician, if any, except as otherwise provided by
16 the Crime Victims Compensation Act.

17 In actions for death by wrongful act, neglect or default,
18 the executor of the estate, or in the event there is no will,
19 the administrator or other personal representative of the
20 decedent, shall file within 1 year of the date of death or the
21 date that the executor or administrator is qualified, whichever
22 occurs later, in the office of the Attorney General and also in
23 the office of the Clerk of the Court of Claims, giving the name
24 of the person to whom the cause of action has accrued, the name
25 and last residence of the decedent, the date of the accident
26 causing death, the date of the decedent's demise, the place or

1 location where the accident causing the death occurred, the
2 date and about the hour of the accident, a brief description of
3 how the accident occurred, and the names and addresses of the
4 attending physician and treating hospital if any, except as
5 otherwise provided by the Crime Victims Compensation Act.

6 A claimant is not required to file the notice required by
7 this Section if he or she files his or her claim within one
8 year of its accrual.

9 (Source: P.A. 89-4, eff. 1-1-96; 90-492, eff. 8-17-97.)

10 (705 ILCS 505/22-2) (from Ch. 37, par. 439.22-2)

11 Sec. 22-2. If the notice provided for by Section 22-1 is
12 not filed as provided in that Section, any such action
13 commenced against the State of Illinois, the Medical Center
14 Commission, the Board of Trustees of the University of
15 Illinois, the Board of Trustees of Southern Illinois University
16 at Carbondale, the Board of Trustees of Southern Illinois
17 University at Edwardsville, the Board of Trustees of Chicago
18 State University, the Board of Trustees of Eastern Illinois
19 University, the Board of Trustees of Governors State
20 University, the Board of Trustees of Illinois State University,
21 the Board of Trustees of Northeastern Illinois University, the
22 Board of Trustees of Northern Illinois University, the Board of
23 Trustees of Western Illinois University, or the Board of
24 Trustees of the Illinois Mathematics and Science Academy, shall
25 be dismissed and the person to whom any such cause of action

1 accrued for any personal injury shall be forever barred from
2 further action in the Court of Claims for such personal injury,
3 except as otherwise provided by the Crime Victims Compensation
4 Act.

5 (Source: P.A. 89-4, eff. 1-1-96.)

6 Section 335. The Eminent Domain Act is amended by changing
7 Section 15-5-20 as follows:

8 (735 ILCS 30/15-5-20)

9 Sec. 15-5-20. Eminent domain powers in ILCS Chapters 105
10 through 115. The following provisions of law may include
11 express grants of the power to acquire property by condemnation
12 or eminent domain:

13 (105 ILCS 5/10-22.35A); School Code; school boards; for school
14 buildings.

15 (105 ILCS 5/16-6); School Code; school boards; for adjacent
16 property to enlarge a school site.

17 (105 ILCS 5/22-16); School Code; school boards; for school
18 purposes.

19 (105 ILCS 5/32-4.13); School Code; special charter school
20 districts; for school purposes.

21 (105 ILCS 5/34-20); School Code; Chicago Board of Education;
22 for school purposes.

23 (110 ILCS 305/7); University of Illinois Act; Board of Trustees

1 of the University of Illinois; for general purposes,
2 including quick-take power.

3 (110 ILCS 325/2); University of Illinois at Chicago Land
4 Transfer Act; Board of Trustees of the University of
5 Illinois; for removal of limitations or restrictions on
6 property conveyed by the Chicago Park District.

7 (110 ILCS 335/3); Institution for Tuberculosis Research Act;
8 Board of Trustees of the University of Illinois; for the
9 Institution for Tuberculosis Research.

10 (110 ILCS 525/3); Southern Illinois University Revenue Bond
11 Act; Board of Trustees of Southern Illinois University at
12 Carbondale and Board of Trustees of Southern Illinois
13 University at Edwardsville; for general purposes.

14 (110 ILCS 615/3); State Colleges and Universities Revenue Bond
15 Act of 1967; Board of Governors of State Colleges and
16 Universities; for general purposes.

17 (110 ILCS 660/5-40); Chicago State University Law; Board of
18 Trustees of Chicago State University; for general
19 purposes.

20 (110 ILCS 661/6-10); Chicago State University Revenue Bond Law;
21 Board of Trustees of Chicago State University; for general
22 purposes.

23 (110 ILCS 665/10-40); Eastern Illinois University Law; Board of
24 Trustees of Eastern Illinois University; for general
25 purposes.

26 (110 ILCS 666/11-10); Eastern Illinois University Revenue Bond

1 Law; Board of Trustees of Eastern Illinois University; for
2 general purposes.

3 (110 ILCS 670/15-40); Governors State University Law; Board of
4 Trustees of Governors State University; for general
5 purposes.

6 (110 ILCS 671/16-10); Governors State University Revenue Bond
7 Law; Board of Trustees of Governors State University; for
8 general purposes.

9 (110 ILCS 675/20-40); Illinois State University Law; Board of
10 Trustees of Illinois State University; for general
11 purposes.

12 (110 ILCS 676/21-10); Illinois State University Revenue Bond
13 Law; Board of Trustees of Illinois State University; for
14 general purposes.

15 (110 ILCS 680/25-40); Northeastern Illinois University Law;
16 Board of Trustees of Northeastern Illinois University; for
17 general purposes.

18 (110 ILCS 681/26-10); Northeastern Illinois University Revenue
19 Bond Law; Board of Trustees of Northeastern Illinois
20 University; for general purposes.

21 (110 ILCS 685/30-40); Northern Illinois University Law; Board
22 of Trustees of Northern Illinois University; for general
23 purposes.

24 (110 ILCS 685/30-45); Northern Illinois University Law; Board
25 of Trustees of Northern Illinois University; for buildings
26 and facilities.

1 (110 ILCS 686/31-10); Northern Illinois University Revenue
2 Bond Law; Board of Trustees of Northern Illinois
3 University; for general purposes.

4 (110 ILCS 690/35-40); Western Illinois University Law; Board of
5 Trustees of Western Illinois University; for general
6 purposes.

7 (110 ILCS 691/36-10); Western Illinois University Revenue Bond
8 Law; Board of Trustees of Western Illinois University; for
9 general purposes.

10 (110 ILCS 710/3); Board of Regents Revenue Bond Act of 1967;
11 Board of Regents; for general purposes.

12 (110 ILCS 805/3-36); Public Community College Act; community
13 college district boards; for sites for college purposes.

14 (Source: P.A. 96-328, eff. 8-11-09.)

15 (110 ILCS 520/3 rep.)

16 Section 500. The Southern Illinois University Management
17 Act is amended by repealing Section 3.

18 Section 999. Effective date. This Act takes effect July 1,
19 2019.