



Rep. Jay Hoffman

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1 AMENDMENT TO HOUSE BILL 1292

2 AMENDMENT NO. _____. Amend House Bill 1292 by replacing
3 everything after the enacting clause with the following:

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."

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

6 (d) "Carrier" means any corporation, authority,
7 partnership, association, person or district authorized to
8 maintain a transportation system within the State with the
9 exception of the Federal Railroad Corporation.

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

19 (f) "Universities" means all public institutions of higher
20 education as defined in an "Act creating a Board of Higher
21 Education, defining its powers and duties, making an
22 appropriation therefor, and repealing an Act herein named",
23 approved August 22, 1961, as amended, and all private
24 institutions of higher education as defined in the Illinois
25 Finance Authority Act.

26 (g) "Department" means the Illinois Department of

1 Transportation, or such other department designated by law to
2 perform the duties and functions of the Illinois Department of
3 Transportation prior to January 1, 1972.

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

6 (i) "Contracting Parties" means any units of local
7 government or universities which have associated and joined
8 together pursuant to Section 3 of this Act.

9 (j) "Governing authorities" means (1) the city council or
10 similar legislative body of a city; (2) the board of trustees
11 or similar body of a village or incorporated town; (3) the
12 council of a municipality under the commission form of
13 municipal government; (4) the board of trustees in a township;
14 (5) the Board of Trustees of the University of Illinois, the
15 Board of Trustees of Southern Illinois University at
16 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, and the Illinois
24 Community College Board; (6) the county board of a county; and
25 (7) the trustees, commissioners, board members, or directors of
26 a university, special district, authority or similar agency.

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

2 Section 10. The Official Bond Act is amended by changing
3 Section 14.3 as follows:

4 (5 ILCS 260/14.3) (from Ch. 103, par. 14.3)

5 Sec. 14.3. All departments, boards, bureaus, commissions,
6 authorities, or other units of State government, except the
7 Board of Trustees of Chicago State University, the Board of
8 Trustees of Eastern Illinois University, the Board of Trustees
9 of Governors State University, the Board of Trustees of
10 Illinois State University, the Board of Trustees of
11 Northeastern Illinois University, the Board of Trustees of
12 Northern Illinois University, the Board of Trustees of Western
13 Illinois University, the Board of Trustees of the University of
14 Illinois, ~~and~~ the Board of Trustees of Southern Illinois
15 University at Carbondale, and the Board of Trustees of Southern
16 Illinois University at Edwardsville, that bond officers or
17 employees who are not required by law to obtain bonds to
18 qualify for office or employment, shall effect such bonding
19 through the Department of Central Management Services by
20 inclusion in the blanket bond or bonds or self-insurance
21 program provided for in Sections 14.1 and 14.2 of this Act.

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

23 Section 15. The Voluntary Payroll Deductions Act of 1983 is

1 amended by changing Sections 4 and 5 as follows:

2 (5 ILCS 340/4) (from Ch. 15, par. 504)

3 Sec. 4. Employee withholding. An employee may authorize
4 the withholding of a portion of his or her salary or wages for
5 contribution to a maximum number of 4 organizations described
6 in paragraphs (b) and (c) of Section 3 of this Act. A
7 department, board, body, agency or commission may direct the
8 State Comptroller to deduct, and the University of Illinois,
9 Southern Illinois University at Carbondale, Southern Illinois
10 University at Edwardsville, Chicago State University, Eastern
11 Illinois University, Governors State University, Illinois
12 State University, Northeastern Illinois University, Northern
13 Illinois University, and Western Illinois University may
14 deduct, upon written request of a State employee, for each
15 regular payroll period, from the salary or wages of the
16 employee the amount specified in the written request for
17 payment to the organization designated by the employee. The
18 moneys so deducted shall be paid over promptly to the
19 organizations designated by the employee by means of warrants
20 drawn by the State Comptroller, the University of Illinois,
21 Southern Illinois University at Carbondale, Southern Illinois
22 University at Edwardsville, Chicago State University, Eastern
23 Illinois University, Governors State University, Illinois
24 State University, Northeastern Illinois University, Northern
25 Illinois University, and Western Illinois University, against

1 the appropriation for personal services of the department,
2 board, body, agency or commission by which such employee is
3 employed.

4 Such deductions may be made notwithstanding that the
5 compensation paid in cash to such employee is thereby reduced
6 below the minimum prescribed by law. Payment to such employee
7 of compensation less such deduction shall constitute a full and
8 complete discharge and acquittance of all claims and demands
9 whatsoever for the services rendered by such employee during
10 the period covered by such payment.

11 Such request for deduction may be withdrawn at any time by
12 filing a written notification of withdrawal with the
13 department, board, body, agency or commission, the University
14 of Illinois, Southern Illinois University at Carbondale,
15 Southern Illinois University at Edwardsville, Chicago State
16 University, Eastern Illinois University, Governors State
17 University, Illinois State University, Northeastern Illinois
18 University, Northern Illinois University, or Western Illinois
19 University, by which such employee is employed.

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

21 (5 ILCS 340/5) (from Ch. 15, par. 505)

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

25 However, all solicitations of State employees for

1 contributions at their workplace and all solicitations of State
2 annuitants for contributions shall be in accordance with rules
3 promulgated by the Governor or his or her designee or other
4 agency as may be designated by the Governor. All solicitations
5 of State annuitants for contributions shall also be in
6 accordance with the rules promulgated by the applicable
7 retirement system.

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

21 The Governor or the Governor's designee shall promulgate
22 rules to establish the composition and the duties of the
23 Advisory Committee. The Governor or the Governor's designee
24 shall make appointments to the Advisory Committee. The powers
25 of the Advisory Committee shall include, at a minimum, the
26 ability to impose the sanctions authorized by rule. Each State

1 agency and each retirement system shall file an annual report
2 that sets forth, for the prior calendar year, (i) the total
3 amount of money contributed to each qualified organization and
4 united fund through both payroll deductions and cash
5 contributions, (ii) the number of employees or State annuitants
6 who have contributed to each qualified organization and united
7 fund, and (iii) any other information required by the rules.
8 The report shall not include the names of any contributing or
9 non-contributing employees or State annuitants. The report
10 shall be filed with the Advisory Committee no later than March
11 15. The report shall be available for inspection.

12 Other constitutional officers, retirement systems, 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 shall be governed
19 by the rules promulgated pursuant to this Section, unless such
20 entities adopt their own rules governing solicitation of
21 contributions at the workplace.

22 All rules promulgated pursuant to this Section shall not
23 discriminate against one or more qualified organizations or
24 United Funds.

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

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

3 (5 ILCS 365/2) (from Ch. 127, par. 352)

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

6 "Office" means the State Comptroller, the Board of Trustees
7 of the State Universities Retirement System, or the Board of
8 Trustees of any of the following institutions: the University
9 of Illinois, Southern Illinois University at Carbondale,
10 Southern Illinois University at Edwardsville, Chicago State
11 University, Eastern Illinois University, Governors State
12 University, Illinois State University, Northeastern Illinois
13 University, Northern Illinois University, and Western Illinois
14 University.

15 "Department" means any department, board, commission,
16 institution, officer, court, or agency of State government,
17 other than the University of Illinois, Southern Illinois
18 University at Carbondale, Southern Illinois University at
19 Edwardsville, Chicago State University, Eastern Illinois
20 University, Governors State University, Illinois State
21 University, Northeastern Illinois University, Northern
22 Illinois University, and Western Illinois University,
23 receiving State appropriations and having the power to certify
24 payrolls to the Comptroller authorizing payments of salary or
25 wages from appropriations from any State fund or from trust

1 funds held by the State Treasurer; and the Board of Trustees of
2 the General Assembly Retirement System, the Board of Trustees
3 of the State Employees' Retirement System of Illinois, the
4 Board of Trustees of the Teachers' Retirement System of the
5 State of Illinois, and the Board of Trustees of the Judges
6 Retirement System of Illinois created respectively by Articles
7 2, 14, 16, and 18 of the Illinois Pension Code.

8 "Employee" means any regular officer or employee who
9 receives salary or wages for personal service rendered to the
10 State of Illinois and, for the purpose of deduction for the
11 purchase of United States Savings Bonds, includes any State
12 contractual employee.

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

16 "Annuity" means the retirement annuity or disability
17 benefits received by an annuitant.

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

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

22 (5 ILCS 410/10)

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

24 (a) "Agency work force" means those persons employed by a

1 State agency who are part of the State work force.

2 (b) "Contractual services employee" means a person
3 employed by the State, or a State supported institution of
4 higher education, under a written contract and paid by a State
5 system CO-2 voucher (or its administrative equivalent) whose
6 daily duties and responsibilities are directly or indirectly
7 supervised or managed by a person paid by a payroll warrant (or
8 its administrative equivalent) funded by State funds or pass
9 through funds.

10 (c) "Agency" or "State agency" means those entities
11 included in the definition of "State agencies" in the Illinois
12 State Auditing Act.

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

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

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

23 (3) Black or African American (a person having origins
24 in any of the black racial groups of Africa). Terms such as
25 "Haitian" or "Negro" can be used in addition to "Black or
26 African American".

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

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

7 (e) "Professional employee" means a person employed to
8 perform employment duties requiring academic training,
9 evidenced by a graduate or advanced degree from an accredited
10 institution of higher education, and who, in the performance of
11 those employment duties, may only engage in active practice of
12 the academic training received when licensed or certified by
13 the State of Illinois.

14 (f) "State employee" means any person employed within the
15 State work force.

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

18 (1) the total number of all payroll warrants (or their
19 administrative equivalent) issued by the Comptroller to
20 pay:

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

22 (ii) for the sole purpose of providing accurate
23 statistical information, all persons exempt from the
24 Personnel Code; and

25 (2) the total number of payroll warrants (or their
26 administrative equivalent) funded by State appropriation

1 which are issued by educational institutions governed by
2 the Board of Trustees of the University of Illinois, the
3 Board of Trustees of Southern Illinois University at
4 Carbondale, the Board of Trustees of Southern Illinois
5 University at Edwardsville, the Board of Trustees of
6 Chicago State University, the Board of Trustees of Eastern
7 Illinois University, the Board of Trustees of Governors
8 State University, the Board of Trustees of Illinois State
9 University, the Board of Trustees of Northeastern Illinois
10 University, the Board of Trustees of Northern Illinois
11 University, and the Board of Trustees of Western Illinois
12 University ~~the Board of Governors of State Colleges and~~
13 ~~Universities, and the Board of Regents; and~~

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

17 (i) the State Comptroller; and

18 (ii) the issuing agents of the educational
19 institutions listed in subdivision (2) of this
20 subsection (g).

21 "State work force" does not, however, include persons holding
22 elective State office.

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

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

1 (5 ILCS 420/4A-101) (from Ch. 127, par. 604A-101)

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

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

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

10 (c) Members of a Commission or Board created by the
11 Illinois Constitution, and candidates for nomination or
12 election to such Commission or Board.

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

18 (e) Holders of, and candidates for nomination or
19 election to, the office of judge or associate judge of the
20 Circuit Court and the office of judge of the Appellate or
21 Supreme Court.

22 (f) Persons who are employed by any branch, agency,
23 authority or board of the government of this State,
24 including but not limited to, the Illinois State Toll
25 Highway Authority, the Illinois Housing Development

1 Authority, the Illinois Community College Board, and
2 institutions under the jurisdiction of the Board of
3 Trustees of the University of Illinois, Board of Trustees
4 of Southern Illinois University at Carbondale, Board of
5 Trustees of Southern Illinois University at Edwardsville,
6 Board of Trustees of Chicago State University, Board of
7 Trustees of Eastern Illinois University, Board of Trustees
8 of Governor's State University, Board of Trustees of
9 Illinois State University, Board of Trustees of
10 Northeastern Illinois University, Board of Trustees of
11 Northern Illinois University, Board of Trustees of Western
12 Illinois University, or Board of Trustees of the Illinois
13 Mathematics and Science Academy, and are compensated for
14 services as employees and not as independent contractors
15 and who:

16 (1) are, or function as, the head of a department,
17 commission, board, division, bureau, authority or
18 other administrative unit within the government of
19 this State, or who exercise similar authority within
20 the government of this State;

21 (2) have direct supervisory authority over, or
22 direct responsibility for the formulation,
23 negotiation, issuance or execution of contracts
24 entered into by the State in the amount of \$5,000 or
25 more;

26 (3) have authority for the issuance or

1 promulgation of rules and regulations within areas
2 under the authority of the State;

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

5 (5) have responsibility with respect to the
6 financial inspection of regulated nongovernmental
7 entities;

8 (6) adjudicate, arbitrate, or decide any judicial
9 or administrative proceeding, or review the
10 adjudication, arbitration or decision of any judicial
11 or administrative proceeding within the authority of
12 the State;

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

15 (8) negotiate, assign, authorize, or grant naming
16 rights or sponsorship rights regarding any property or
17 asset of the State, whether real, personal, tangible,
18 or intangible; or

19 (9) have responsibility with respect to the
20 procurement of goods or services.

21 (g) Persons who are elected to office in a unit of
22 local government, and candidates for nomination or
23 election to that office, including regional
24 superintendents of school districts.

25 (h) Persons appointed to the governing board of a unit
26 of local government, or of a special district, and persons

1 appointed to a zoning board, or zoning board of appeals, or
2 to a regional, county, or municipal plan commission, or to
3 a board of review of any county, and persons appointed to
4 the Board of the Metropolitan Pier and Exposition Authority
5 and any Trustee appointed under Section 22 of the
6 Metropolitan Pier and Exposition Authority Act, and
7 persons appointed to a board or commission of a unit of
8 local government who have authority to authorize the
9 expenditure of public funds. This subsection does not apply
10 to members of boards or commissions who function in an
11 advisory capacity.

12 (i) Persons who are employed by a unit of local
13 government and are compensated for services as employees
14 and not as independent contractors and who:

15 (1) are, or function as, the head of a department,
16 division, bureau, authority or other administrative
17 unit within the unit of local government, or who
18 exercise similar authority within the unit of local
19 government;

20 (2) have direct supervisory authority over, or
21 direct responsibility for the formulation,
22 negotiation, issuance or execution of contracts
23 entered into by the unit of local government in the
24 amount of \$1,000 or greater;

25 (3) have authority to approve licenses and permits
26 by the unit of local government; this item does not

1 include employees who function in a ministerial
2 capacity;

3 (4) adjudicate, arbitrate, or decide any judicial
4 or administrative proceeding, or review the
5 adjudication, arbitration or decision of any judicial
6 or administrative proceeding within the authority of
7 the unit of local government;

8 (5) have authority to issue or promulgate rules and
9 regulations within areas under the authority of the
10 unit of local government; or

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

13 (j) Persons on the Board of Trustees of the Illinois
14 Mathematics and Science Academy.

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

18 (l) Special government agents. A "special government
19 agent" is a person who is directed, retained, designated,
20 appointed, or employed, with or without compensation, by or
21 on behalf of a statewide executive branch constitutional
22 officer to make an ex parte communication under Section
23 5-50 of the State Officials and Employees Ethics Act or
24 Section 5-165 of the Illinois Administrative Procedure
25 Act.

26 (m) Members of the board of commissioners of any flood

1 prevention district created under the Flood Prevention
2 District Act or the Beardstown Regional Flood Prevention
3 District Act.

4 (n) Members of the board of any retirement system or
5 investment board established under the Illinois Pension
6 Code, if not required to file under any other provision of
7 this Section.

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

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

13 This Section shall not be construed to prevent any unit of
14 local government from enacting financial disclosure
15 requirements that mandate more information than required by
16 this Act.

17 (Source: P.A. 96-6, eff. 4-3-09; 96-543, eff. 8-17-09; 96-555,
18 eff. 8-18-09; 96-1000, eff. 7-2-10; 97-309, eff. 8-11-11;
19 97-754, eff. 7-6-12.)

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

22 (15 ILCS 405/13) (from Ch. 15, par. 213)

23 Sec. 13. Payment of salaries of State employees - Schedule.
24 The comptroller shall prepare a schedule showing the dates on

1 which all employees of the State shall be paid. All employees
2 shall be paid at least semi-monthly, except that employees of
3 the University of Illinois, Chicago State University, Eastern
4 Illinois University, Governors State University, Illinois
5 State University, Northeastern Illinois University, Northern
6 Illinois University, Western Illinois University, ~~and~~ Southern
7 Illinois University at Carbondale, and Southern Illinois
8 University at Edwardsville who are not subject to the State
9 Universities Civil Service System shall be paid at least once
10 each month. No payment shall be made before the completion of
11 the period for which the compensation is being paid, except
12 that employees leaving the service of the State may be paid at
13 the termination of their period of employment.

14 Such schedule shall be prepared showing such dates of
15 payment so as to provide as far as is practical, an even flow
16 of work for issuance of warrants in payment of personal
17 services.

18 In making payments for a fractional part of a pay period,
19 that part of the regular compensation for the period shall be
20 paid represented by a fraction, the numerator being the number
21 of days worked and the denominator being the number of work
22 days in the period. However, in making payments for a
23 fractional part of a pay period for positions subject to the
24 jurisdiction of the Department of Central Management Services,
25 that part of the regular compensation shall be paid by
26 deducting an amount determined by multiplying the number of

1 work days without pay by the applicable daily rate as defined
2 within the Department of Central Management Services Pay Plan.

3 In employments of a teaching or professional nature in
4 connection with the educational, charitable, penal or
5 reformatory institutions, where the compensation of an
6 employee is based upon an annual salary, a teaching or
7 professional year may be substituted for a calendar year in
8 determining the pay schedule.

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

10 (15 ILCS 405/13.1) (from Ch. 15, par. 213.1)

11 Sec. 13.1. Compliance with State Employment Records Act.
12 The Comptroller, for the purpose of facilitating an accurate
13 compilation of the entire State work force as defined and
14 required by the State Employment Records Act, shall report, on
15 a fiscal year basis, the total number of payroll warrants drawn
16 for the payment of salaries for State employees, including
17 contractual payroll system CO-2 vouchers (or their
18 administrative equivalent) or any other information necessary
19 to comply with that Act. The State Employment Records (SER)
20 report shall be maintained and kept on file as public
21 information within the Office of the Comptroller.

22 The total number of payroll warrants drawn by the Board of
23 Trustees of the University of Illinois, the Board of Trustees
24 of Southern Illinois University at Carbondale, the Board of
25 Trustees of Southern Illinois University at Edwardsville, the

1 Board of Trustees of Chicago State University, the Board of
2 Trustees of Eastern Illinois University, the Board of Trustees
3 of 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 Western
7 Illinois University, ~~the Board of Governors of State Colleges~~
8 and Universities, the Board of Regents and all educational
9 institutions governed by those boards to be paid from funds
10 retained in their own treasuries shall be filed with the Office
11 of the Secretary of State by the respective boards and
12 educational institutions in the same manner.

13 Multiple payroll warrants issued to the same person shall
14 be noted with multiple warrants counted and reported as one
15 payroll warrant count for the purposes of the State Employment
16 Records Act. The total State remuneration to persons paid by
17 multiple payroll warrants or, if applicable, contractual
18 payroll system CO-2 vouchers, or both, shall be reported
19 separately by agency.

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

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

22 Sec. 21. Rules and Regulations - Imprest accounts. The
23 Comptroller shall promulgate rules and regulations to
24 implement the exercise of his or her powers and performance of
25 his or her duties under this Act and to guide and assist State

1 agencies in complying with this Act. Any rule or regulation
2 specifically requiring the approval of the State Treasurer
3 under this Act for adoption by the Comptroller shall require
4 the approval of the State Treasurer for modification or repeal.

5 The Comptroller may provide in his or her rules and
6 regulations for periodic transfers, with the approval of the
7 State Treasurer, for use in accordance with the imprest system,
8 subject to the rules and regulations of the Comptroller as
9 respects vouchers, controls and reports, as follows:

10 (a) To 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, Western Illinois University, and
16 State Community College of East St. Louis under the
17 jurisdiction of the Illinois Community College Board
18 (abolished under Section 2-12.1 of the Public Community
19 College Act), not to exceed \$200,000 for each campus.

20 (b) To the Department of Agriculture and the Department
21 of Commerce and Economic Opportunity for the operation and
22 closing of overseas offices, not to exceed \$500,000 for
23 each Department for each overseas office.

24 (c) To the Department of Agriculture for the purpose of
25 making change for activities at each State Fair, not to
26 exceed \$200,000, to be returned within 5 days of the

1 termination of such activity.

2 (d) To the Department of Agriculture to pay (i) State
3 Fair premiums and awards and State Fair entertainment
4 contracts at each State Fair, and (ii) ticket refunds for
5 cancelled events. The amount transferred from any fund
6 shall not exceed the appropriation for each specific
7 purpose. This authorization shall terminate each year
8 within 60 days of the close of each State Fair. The
9 Department shall be responsible for withholding State
10 income tax, where necessary, as required by Section 709 of
11 the Illinois Income Tax Act.

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

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

19 (g) To the Department of Natural Resources to pay out
20 cash prizes associated with competitions held at the World
21 Shooting and Recreational Complex, to purchase awards
22 associated with competitions held at the World Shooting and
23 Recreational Complex, to pay State and national membership
24 dues associated with competitions held at the World
25 Shooting and Recreational Complex, and to pay State and
26 national membership target fees associated with

1 competitions held at the World Shooting and Recreational
2 Complex. The amount of funds advanced to the account
3 created by this subsection (g) must not exceed \$250,000 in
4 any fiscal year.

5 (Source: P.A. 96-785, eff. 8-28-09; 96-1118, eff. 7-20-10;
6 97-72, eff. 7-1-11; 97-333, eff. 8-12-11.)

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

9 (20 ILCS 5/5-525) (was 20 ILCS 5/6.01)

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

11 (a) (Blank).

12 (b) An Advisory Board of Livestock Commissioners to consist
13 of 25 persons. The Board shall consist of the administrator of
14 animal disease programs, the Dean of the College of
15 Agricultural, Consumer, and Environmental Sciences of the
16 University of Illinois, the Dean of the College of Veterinary
17 Medicine of the University of Illinois, and, commencing on
18 January 1, 1990, the Deans or Chairmen of the Colleges or
19 Departments of Agriculture of Illinois State University,
20 Southern Illinois University at Carbondale, and Western
21 Illinois University in that order who shall each serve for 1
22 year terms, provided that, commencing on January 1, 1993, such
23 terms shall be for 2 years in the same order, the Director of
24 Public Health, the Director of Natural Resources, the

1 Chairperson of the Agriculture and Conservation Committee of
2 the Senate, and the Chairperson of the Agriculture &
3 Conservation Committee of the House of Representatives, who
4 shall be ex-officio members of the Board, and 17 additional
5 persons, appointed by the Governor to serve at the Governor's
6 pleasure, who are interested in the well-being of domestic
7 animals and poultry and in the prevention, elimination, and
8 control of diseases affecting them. Of the 17 additional
9 persons, one shall be a representative of breeders of beef
10 cattle, one shall be a representative of breeders of dairy
11 cattle, one shall be a representative of breeders of dual
12 purpose cattle, one shall be a representative of breeders of
13 swine, one shall be a representative of poultry breeders, one
14 shall be a representative of sheep breeders, one shall be a
15 veterinarian licensed in this State, one shall be a
16 representative of general or diversified farming, one shall be
17 a representative of deer or elk breeders, one shall be a
18 representative of livestock auction markets, one shall be a
19 representative of cattle feeders, one shall be a representative
20 of pork producers, one shall be a representative of the State
21 licensed meat packers, one shall be a representative of canine
22 breeders, one shall be a representative of equine breeders, one
23 shall be a representative of the Illinois licensed renderers,
24 and one shall be a representative of livestock dealers. An
25 appointed member's office becomes vacant upon the member's
26 absence from 3 consecutive meetings. Appointments made by the

1 Governor after the effective date of this amendatory Act of the
2 96th General Assembly shall be for a term of 5 years. The
3 members of the Board shall receive no compensation but shall be
4 reimbursed for expenses necessarily incurred in the
5 performance of their duties. In the appointment of the Advisory
6 Board of Livestock Commissioners, the Governor shall consult
7 with representative persons and recognized organizations in
8 the respective fields concerning the appointments.

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

26 The Director of Agriculture or his or her representative

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

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

25 Section 45. The Personnel Code is amended by changing

1 Section 4c as follows:

2 (20 ILCS 415/4c) (from Ch. 127, par. 63b104c)

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

7 (1) All officers elected by the people.

8 (2) All positions under the Lieutenant Governor,
9 Secretary of State, State Treasurer, State Comptroller,
10 State Board of Education, Clerk of the Supreme Court,
11 Attorney General, and State Board of Elections.

12 (3) Judges, and officers and employees of the courts,
13 and notaries public.

14 (4) All officers and employees of the Illinois General
15 Assembly, all employees of legislative commissions, all
16 officers and employees of the Illinois Legislative
17 Reference Bureau, the Legislative Research Unit, and the
18 Legislative Printing Unit.

19 (5) All positions in the Illinois National Guard and
20 Illinois State Guard, paid from federal funds or positions
21 in the State Military Service filled by enlistment and paid
22 from State funds.

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

25 (7) Directors of Departments, the Adjutant General,

1 the Assistant Adjutant General, the Director of the
2 Illinois Emergency Management Agency, members of boards
3 and commissions, and all other positions appointed by the
4 Governor by and with the consent of the Senate.

5 (8) The presidents, other principal administrative
6 officers, and teaching, research and extension faculties
7 of Chicago State University, Eastern Illinois University,
8 Governors State University, Illinois State University,
9 Northeastern Illinois University, Northern Illinois
10 University, Western Illinois University, the Illinois
11 Community College Board, Southern Illinois University at
12 Carbondale, Southern Illinois University at Edwardsville,
13 the Illinois Board of Higher Education, the University of
14 Illinois, the State Universities Civil Service System,
15 University Retirement System of Illinois, and the
16 administrative officers and scientific and technical staff
17 of the Illinois State Museum.

18 (9) All other employees, except the presidents, other
19 principal administrative officers, and teaching, research
20 and extension faculties of the ~~universities under the~~
21 ~~jurisdiction of the Board of Regents and the colleges and~~
22 ~~universities under the jurisdiction of the Board of~~
23 ~~Governors of State Colleges and Universities,~~ Illinois
24 Community College Board, Southern Illinois University at
25 Carbondale, Southern Illinois University at Edwardsville,
26 the Illinois Board of Higher Education, Chicago State

1 University, Eastern Illinois University, Governors State
2 University, Illinois State University, Northeastern
3 Illinois University, Northern Illinois University, Western
4 Illinois University ~~Board of Governors of State Colleges~~
5 ~~and Universities, the Board of Regents, the~~ University of
6 Illinois, the State Universities Civil Service System, and
7 the University Retirement System of Illinois, so long as
8 these are subject to the provisions of the State
9 Universities Civil Service Act.

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

12 (11) (Blank).

13 (12) The technical and engineering staffs of the
14 Department of Transportation, the Department of Nuclear
15 Safety, the Pollution Control Board, and the Illinois
16 Commerce Commission, and the technical and engineering
17 staff providing architectural and engineering services in
18 the Department of Central Management Services.

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

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

23 (15) All persons who are appointed or employed by the
24 Director of Insurance under authority of Section 202 of the
25 Illinois Insurance Code to assist the Director of Insurance
26 in discharging his responsibilities relating to the

1 rehabilitation, liquidation, conservation, and dissolution
2 of companies that are subject to the jurisdiction of the
3 Illinois Insurance Code.

4 (16) All employees of the St. Louis Metropolitan Area
5 Airport Authority.

6 (17) All investment officers employed by the Illinois
7 State Board of Investment.

8 (18) Employees of the Illinois Young Adult
9 Conservation Corps program, administered by the Illinois
10 Department of Natural Resources, authorized grantee under
11 Title VIII of the Comprehensive Employment and Training Act
12 of 1973, 29 USC 993.

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

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

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

23 (22) All employees of the Illinois Mathematics and
24 Science Academy.

25 (23) All employees of the Kankakee River Valley Area
26 Airport Authority.

1 (24) The commissioners and employees of the Executive
2 Ethics Commission.

3 (25) The Executive Inspectors General, including
4 special Executive Inspectors General, and employees of
5 each Office of an Executive Inspector General.

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

8 (27) The Legislative Inspector General, including
9 special Legislative Inspectors General, and employees of
10 the Office of the Legislative Inspector General.

11 (28) The Auditor General's Inspector General and
12 employees of the Office of the Auditor General's Inspector
13 General.

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

15 (30) Employees having demonstrable, defined advanced
16 skills in accounting, financial reporting, or technical
17 expertise who are employed within executive branch
18 agencies and whose duties are directly related to the
19 submission to the Office of the Comptroller of financial
20 information for the publication of the Comprehensive
21 Annual Financial Report (CAFR).

22 (31) All employees of the Illinois Sentencing Policy
23 Advisory Council.

24 (Source: P.A. 97-618, eff. 10-26-11; 97-1055, eff. 8-23-12;
25 98-65, eff. 7-15-13.)

1 Section 50. The Forms Notice Act is amended by changing
2 Section 4 as follows:

3 (20 ILCS 435/4) (from Ch. 127, par. 1404)

4 Sec. 4. Definition; State agency.

5 As used in this Act the term "state agency" means and
6 includes all boards, commissions, agencies, institutions,
7 authorities, bodies politic and corporate of the State created
8 by or pursuant to the constitution or statute, of the executive
9 branch of State government; However, such term does not include
10 colleges, universities and institutions under the jurisdiction
11 of the Board of Trustees of the University of Illinois, the
12 Board of Trustees of Southern Illinois University at
13 Carbondale, the Board of Trustees of Southern Illinois
14 University at Edwardsville, the Board of Trustees of Chicago
15 State 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, the Board of
20 Trustees of Western Illinois University, the Board of Higher
21 Education, or the Illinois Community College Board.

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

24 Section 55. The Department of Commerce and Community

1 Affairs Law of the Civil Administrative Code of Illinois is
2 amended by changing Section 605-355 as follows:

3 (20 ILCS 605/605-355) (was 20 ILCS 605/46.19a in part)

4 Sec. 605-355. Grants for research and development in high
5 technology and service sectors.

6 (a) The Department is authorized to establish a program of
7 grants to universities, community colleges, research
8 institutions, research consortiums, other not-for-profit
9 entities, and Illinois businesses for the purpose of fostering
10 research and development in the high technology and the service
11 sector leading to the development of new products and services
12 that can be marketed by Illinois businesses. All grant awards
13 shall include a contract that may provide for payment of
14 negotiated royalties to the Department if the product or
15 service to be developed by the grantee is subsequently licensed
16 for production.

17 (b) Grants may be awarded to universities and research
18 institutions to assist them in making their faculties and
19 facilities available to Illinois businesses. The grants may be
20 used by a university or research institution for purposes
21 including but not limited to the following: (i) to establish or
22 enhance computerized cataloging of all research labs and
23 university staff and make those catalogues available to
24 Illinois businesses; (ii) to market products developed by the
25 university to Illinois businesses; (iii) to review

1 publications in order to identify, catalog, and inform Illinois
2 businesses of new practices in areas such as robotics and
3 biotechnology; (iv) to build an on-line, information and
4 technology system that relies on other computerized networks in
5 the United States; and (v) to assist in securing temporary
6 replacement for faculty who are granted a leave of absence from
7 their teaching duties for the purpose of working full-time for
8 an Illinois business to assist that business with technology
9 transfer.

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

21 (1) Directing research assistance for new venture
22 creations.

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

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

26 (4) Commercialization of technology and research.

1 (5) Development of prototypes and testing new
2 products.

3 (6) Identifying and assisting in securing financing.

4 (7) Marketing assistance.

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

7 A commercialization center may charge a nominal fee or
8 accept royalty agreements for conducting feasibility studies
9 and other services.

10 (d) Grants may be awarded by the Department to Illinois
11 businesses to fund research and consultation arrangements
12 between businesses and universities, community colleges,
13 research institutions, research consortiums, and other
14 not-for-profit entities within this State.

15 The Department shall give priority to Illinois small
16 businesses in awarding grants. Each grant awarded under this
17 subsection (d) shall provide funding for up to 50% of the cost
18 of the research or consultation arrangements, not to exceed
19 \$100,000; provided that the grant recipient utilizes Illinois
20 not for profit research and academic institutions to perform
21 the research and development function for which grant funds
22 were requested.

23 (e) Grants may be awarded to research consortiums and other
24 qualified applicants, in conjunction with private sector or
25 federal funding, for other creative systems that bridge
26 university resources and business, technological, production,

1 and development concerns.

2 (f) For the purposes of this Section:

3 "High technology" means any area of research or development
4 designed to foster greater knowledge or understanding in fields
5 such as computer science, electronics, physics, chemistry, or
6 biology for the purpose of producing designing, developing, or
7 improving prototypes and new processes.

8 "Illinois business" means a "small business concern" as
9 defined in 15 U.S.C. 632 that conducts its business primarily
10 in Illinois.

11 "Illinois research institutions" refers to not-for-profit
12 entities, which include federally funded research
13 laboratories, that conduct research and development activities
14 for the purpose of producing, designing, developing, or
15 improving prototypes and new processes.

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

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

21 "University" means either a degree granting institution
22 located in Illinois as defined in Section 2 of the Academic
23 Degree Act, or a State-supported institution of higher learning
24 administered by the Board of Trustees of the University of
25 Illinois, the Board of Trustees of Southern Illinois University
26 at Carbondale, the Board of Trustees of Southern Illinois

1 University at Edwardsville, the Board of Trustees of Chicago
2 State University, the Board of Trustees of Eastern Illinois
3 University, the Board of Trustees of Governors State
4 University, the Board of Trustees of Illinois State University,
5 the Board of Trustees of Northeastern Illinois University, the
6 Board of Trustees of Northern Illinois University, the Board of
7 Trustees of Western Illinois University, or the Illinois
8 Community College Board.

9 "Venture" means any Illinois business engaged in research
10 and development to create new products or services with high
11 growth potential.

12 (g) The Department may establish a program of grant
13 assistance on a matching basis to universities, community
14 colleges, small business development centers, community action
15 agencies and other not-for-profit economic development
16 agencies to encourage new enterprise development and new
17 business formation and to encourage enterprises in this State.
18 The Department may provide grants, which shall be exempt from
19 the provisions of Section 35-360, to universities, community
20 colleges, small business development centers, community action
21 agencies, and other not-for-profit economic development
22 entities for the purpose of making loans to small businesses.
23 All grant applications shall contain information as required by
24 the Department, including the following: a program operation
25 plan; a certification and assurance that the small business
26 applicants have received business development training or

1 education, have a business and finance plan, and have
2 experience in the proposed business area; and a description of
3 the support services that the grant recipient will provide to
4 the small business. No more than 10% of the grant may be used
5 by the grant recipient for administrative costs associated with
6 the grant. Grant recipients may use grant funds under this
7 program to make loans on terms and conditions favorable to the
8 small business and shall give priority to those businesses
9 located in high poverty areas, enterprise zones, or both.

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

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

13 (20 ILCS 3105/12) (from Ch. 127, par. 782)

14 Sec. 12. Nothing in this Act shall be construed to include
15 the power to abrogate those powers vested in the boards of the
16 local public community college districts and the Illinois
17 Community College Board by the Public Community College Act,
18 the Board of Trustees of the University of Illinois, the Board
19 of Trustees of Southern Illinois University at Carbondale, the
20 Board of Trustees of Southern Illinois University at
21 Edwardsville, the Board of Trustees of Chicago State
22 University, the Board of Trustees of Eastern Illinois
23 University, the Board of Trustees of Governors State
24 University, the Board of Trustees of Illinois State University,

1 the Board of Trustees of Northeastern Illinois University, the
2 Board of Trustees of Northern Illinois University, and the
3 Board of Trustees of Western Illinois University, hereinafter
4 referred to as Governing Boards. In the exercise of the powers
5 conferred by law upon the Board and in the exercise of the
6 powers vested in such Governing Boards, it is hereby provided
7 that (i) the Board and any such Governing Board may contract
8 with each other and other parties as to the design and
9 construction of any project to be constructed for or upon the
10 property of such Governing Board or any institution under its
11 jurisdiction; (ii) in connection with any such project,
12 compliance with the provisions of the Illinois Purchasing Act
13 by either the Board or such Governing Board shall be deemed to
14 be compliance by the other; (iii) funds appropriated to any
15 such Governing Board may be expended for any project
16 constructed by the Board for such Governing Board; (iv) in
17 connection with any such project the architects and engineers
18 retained for the project and the plans and specifications for
19 the project must be approved by both the Governing Board and
20 the Board before undertaking either design or construction of
21 the project, as the case may be.

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

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

1 (20 ILCS 3110/3) (from Ch. 127, par. 213.3)

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

6 (a) Office structures, recreational facilities, fixed
7 equipment of any kind, electric, gas, steam, water and sewer
8 utilities, motor parking facilities, hospitals, penitentiaries
9 and facilities of every kind and character, other than movable
10 equipment, considered by the Authority necessary or convenient
11 for the efficient operation of any unit which is used by any
12 officer, department, board, commission or other agency of the
13 State.

14 (b) Buildings and other facilities intended for use as
15 classrooms, laboratories, libraries, student residence halls,
16 instructional and administrative facilities for students,
17 faculty, officers, and employees, and motor vehicle parking
18 facilities and fixed equipment for any institution or unit
19 under the control of the Board of Trustees of the University of
20 Illinois, the Board of Trustees of Southern Illinois University
21 at Carbondale, the Board of Trustees of Southern Illinois
22 University at Edwardsville, the Board of Trustees of Chicago
23 State University, the Board of Trustees of Eastern Illinois
24 University, the Board of Trustees of Governors State
25 University, the Board of Trustees of Illinois State University,
26 the Board of Trustees of Northeastern Illinois University, the

1 Board of Trustees of Northern Illinois University, the Board of
2 Trustees of Western Illinois University, the School Building
3 Commission or any public community college district board.

4 (c) School sites, buildings and fixed equipment to meet the
5 needs of school districts unable to provide such facilities
6 because of lack of funds and constitutional bond limitations,
7 whenever any General Assembly has declared the acquisition of
8 sites, construction of buildings and installation of fixed
9 equipment for such school districts to be in the public
10 interest, and allocations of said declarations shall be made as
11 provided in Section 5 of this Act.

12 Whenever the General Assembly declares by law that it is in
13 the public interest for the Authority to acquire any real
14 estate, construct, complete and remodel buildings, and install
15 fixed equipment in buildings and other facilities for public
16 community college districts, the amount of any declaration to
17 be allocated to any public community college district shall be
18 determined by the Illinois Community College Board, unless
19 otherwise provided by law.

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

21 (20 ILCS 3110/4) (from Ch. 127, par. 213.4)

22 Sec. 4. Any department, board, commission, agency or
23 officer of this State or the Board of Trustees of the
24 University of Illinois, the Board of Trustees of Southern
25 Illinois University at Carbondale, the Board of Trustees of

1 Southern Illinois University at Edwardsville, the Board of
2 Trustees of Chicago State University, the Board of Trustees of
3 Eastern Illinois University, the Board of Trustees of Governors
4 State University, the Board of Trustees of Illinois State
5 University, the Board of Trustees of Northeastern Illinois
6 University, the Board of Trustees of Northern Illinois
7 University, the Board of Trustees of Western Illinois
8 University, or any public community college district board may
9 transfer jurisdiction of or title to any property under its or
10 his control to the Authority when such transfer is approved in
11 writing by the Governor as being advantageous to the State.

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

13 (20 ILCS 3110/5) (from Ch. 127, par. 213.5)

14 Sec. 5. Powers. To accomplish projects of the kind listed
15 in Section 3 above, the Authority shall possess the following
16 powers:

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

23 Whenever the General Assembly has by law declared it to be
24 in the public interest for the Authority to acquire any real
25 estate, construct, complete, remodel and install fixed

1 equipment in buildings and other facilities for public
2 community college districts, the Director of the Department of
3 Central Management Services shall, when requested by any such
4 public community college district board, enter into a lease by
5 and on behalf of and for the use of such public community
6 college district board to the extent appropriations have been
7 made by the General Assembly to pay the rents under the terms
8 of such lease.

9 In the course of such activities, acquire property of any
10 and every kind and description, whether real, personal or
11 mixed, by gift, purchase or otherwise. It may also acquire real
12 estate of the State of Illinois controlled by any officer,
13 department, board, commission, or other agency of the State, or
14 the Board of Trustees of the University of Illinois, the Board
15 of Trustees of Southern Illinois University at Carbondale, the
16 Board of Trustees of Southern Illinois University at
17 Edwardsville, the Board of Trustees of Chicago State
18 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 any public
24 community college district board, the jurisdiction of which is
25 transferred by such officer, department, board, commission, or
26 other agency or the Board of Trustees of Southern Illinois

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

26 (b) Execute leases of facilities and sites to, and charge

1 for the use of any such facilities and sites by, any officer,
2 department, board, commission or other agency of the State of
3 Illinois, or the Director of the Department of Central
4 Management Services when the Director is requested to, by and
5 on behalf of, or for the use of, any officer, department,
6 board, commission or other agency of the State of Illinois, or
7 by 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, or any public
17 community college district board. Such leases may be entered
18 into contemporaneously with any financing to be done by the
19 Authority and payments under the terms of the lease shall begin
20 at any time after execution of any such lease.

21 (c) In the event of non-payment of rents reserved in such
22 leases, maintain and operate such facilities and sites or
23 execute leases thereof to others for any suitable purposes.
24 Such leases to the officers, departments, boards, commissions,
25 other agencies, the respective Boards of Trustees, or any
26 public community college district board shall contain the

1 provision that rents under such leases shall be payable solely
2 from appropriations to be made by the General Assembly for the
3 payment of such rent and any revenues derived from the
4 operation of the leased premises.

5 (d) Borrow money and issue and sell bonds in such amount or
6 amounts as the Authority may determine for the purpose of
7 acquiring, constructing, completing or remodeling, or putting
8 fixed equipment in any such facility; refund and refinance the
9 same from time to time as often as advantageous and in the
10 public interest to do so; and pledge any and all income of such
11 Authority, and any revenues derived from such facilities, or
12 any combination thereof, to secure the payment of such bonds
13 and to redeem such bonds. All such bonds are subject to the
14 provisions of Section 6 of this Act.

15 In addition to the permanent financing authorized by
16 Sections 5 and 6 of this Act, the Illinois Building Authority
17 may borrow money and issue interim notes in evidence thereof
18 for any of the projects, or to perform any of the duties
19 authorized under this Act, and in addition may borrow money and
20 issue interim notes for planning, architectural and
21 engineering, acquisition of land, and purchase of fixed
22 equipment as follows:

23 1. Whenever the Authority considers it advisable and in
24 the interests of the Authority to borrow funds temporarily
25 for any of the purposes enumerated in this Section, the
26 Authority may from time to time, and pursuant to

1 appropriate resolution, issue interim notes to evidence
2 such borrowings including funds for the payment of interest
3 on such borrowings and funds for all necessary and
4 incidental expenses in connection with any of the purposes
5 provided for by this Section and this Act until the date of
6 the permanent financing. Any resolution authorizing the
7 issuance of such notes shall describe the project to be
8 undertaken and shall specify the principal amount, rate of
9 interest (not exceeding the maximum rate authorized by the
10 Bond Authorization Act, as amended at the time of the
11 making of the contract,) and maturity date, but not to
12 exceed 5 years from date of issue, and such other terms as
13 may be specified in such resolution; however, time of
14 payment of any such notes may be extended for a period of
15 not exceeding 3 years from the maturity date thereof.

16 The Authority may provide for the registration of the
17 notes in the name of the owner either as to principal
18 alone, or as to both principal and interest, on such terms
19 and conditions as the Authority may determine by the
20 resolution authorizing their issue. The notes shall be
21 issued from time to time by the Authority as funds are
22 borrowed, in the manner the Authority may determine.
23 Interest on the notes may be made payable semiannually,
24 annually or at maturity. The notes may be made redeemable,
25 prior to maturity, at the option of the Authority, in the
26 manner and upon the terms fixed by the resolution

1 authorizing their issuance. The notes may be executed in
2 the name of the Authority by the Chairman of the Authority
3 or by any other officer or officers of the Authority as the
4 Authority by resolution may direct, shall be attested by
5 the Secretary or such other officer or officers of the
6 Authority as the Authority may by resolution direct, and be
7 sealed with the Authority's corporate seal. All such notes
8 and the interest thereon may be secured by a pledge of any
9 income and revenue derived by the Authority from the
10 project to be undertaken with the proceeds of the notes and
11 shall be payable solely from such income and revenue and
12 from the proceeds to be derived from the sale of any
13 revenue bonds for permanent financing authorized to be
14 issued under Sections 5 and 6 of this Act, and from the
15 property acquired with the proceeds of the notes.

16 Contemporaneously with the issue of revenue bonds as
17 provided by this Act, all interim notes, even though they
18 may not then have matured, shall be paid, both principal
19 and interest to date of payment, from the funds derived
20 from the sale of revenue bonds for the permanent financing
21 and such interim notes shall be surrendered and canceled.

22 2. The Authority, in order further to secure the
23 payment of the interim notes, is, in addition to the
24 foregoing, authorized and empowered to make any other or
25 additional covenants, terms and conditions not
26 inconsistent with the provisions of subparagraph (a) of

1 this Section, and do any and all acts and things as may be
2 necessary or convenient or desirable in order to secure
3 payment of its interim notes, or in the discretion of the
4 Authority, as will tend to make the interim notes more
5 acceptable to lenders, notwithstanding that the covenants,
6 acts or things may not be enumerated herein; however,
7 nothing contained in this subparagraph shall authorize the
8 Authority to secure the payment of the interim notes out of
9 property or facilities, other than the facilities acquired
10 with the proceeds of the interim notes, and any net income
11 and revenue derived from the facilities and the proceeds of
12 revenue bonds as hereinabove provided.

13 (e) Convey property, without charge, to the State or to the
14 appropriate corporate agency of the State or to any public
15 community college district board if and when all debts which
16 have been secured by the income from such property have been
17 paid.

18 (f) Enter into contracts regarding any matter connected
19 with any corporate purpose within the objects and purposes of
20 this Act.

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

23 (h) Adopt all necessary by-laws, rules and regulations for
24 the conduct of the business and affairs of the Authority, and
25 for the management and use of facilities and sites acquired
26 under the powers granted by this Act.

1 (i) Have and use a common seal and alter the same at
2 pleasure.

3 The Interim notes shall constitute State debt of the State
4 of Illinois within the meaning of any of the provisions of the
5 Constitution and statutes of the State of Illinois.

6 No member, officer, agent or employee of the Authority, nor
7 any other person who executes interim notes, shall be liable
8 personally by reason of the issuance thereof.

9 With respect to instruments for the payment of money issued
10 under this Section either before, on, or after the effective
11 date of this amendatory Act of 1989, it is and always has been
12 the intention of the General Assembly (i) that the Omnibus Bond
13 Acts are and always have been supplementary grants of power to
14 issue instruments in accordance with the Omnibus Bond Acts,
15 regardless of any provision of this Act that may appear to be
16 or to have been more restrictive than those Acts, (ii) that the
17 provisions of this Section are not a limitation on the
18 supplementary authority granted by the Omnibus Bond Acts, and
19 (iii) that instruments issued under this Section within the
20 supplementary authority granted by the Omnibus Bond Acts are
21 not invalid because of any provision of this Act that may
22 appear to be or to have been more restrictive than those Acts.

23 (Source: P.A. 94-1055, eff. 1-1-07; 94-1105, eff. 6-1-07;
24 95-876, eff. 8-21-08.)

1 Sec. 9. Limitation on disbursements. The Authority shall
2 keep account of the gross total income derived from each
3 separate project or any combination thereof undertaken
4 pursuant to this Act. Disbursements from a given account in The
5 Public Building Fund shall be ordered by the Authority only for
6 the payment of (1) the principal of and interest on the bonds
7 issued for each project, or combination thereof, and (2) any
8 other purposes set forth in the resolution authorizing the
9 issuance of such bonds.

10 An accurate record shall be kept of the rental payments
11 under each lease entered into by the Authority and any officer,
12 department, board, commission or other agency of the State of
13 Illinois, the Director of the Department of Central Management
14 Services, the Board of Trustees of the University of Illinois,
15 the Board of Trustees of Southern Illinois University at
16 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 any public
24 community college district board, and when the rentals
25 applicable to each project or facility, or any combination
26 thereof, constructed, completed, remodeled, maintained and

1 equipped, have been paid in (1) amounts sufficient to amortize
2 and pay the principal of and interest upon the total principal
3 amount of bonds of the Authority issued to pay the cost of each
4 project or facility, including maintenance and operation
5 expenses and that proportion of the administrative expense of
6 the Authority as provided for by each lease, or (2) amounts
7 which when invested in direct obligations of the United States
8 of America are, together with earnings thereon, sufficient to
9 amortize and pay the principal of and interest upon the total
10 principal amount of bonds of the Authority issued to pay the
11 cost of each project or facility, including maintenance and
12 operation expenses and that proportion of the administrative
13 expense of the Authority as provided for by each lease, the
14 property shall be conveyed without charge to the lessee.

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

16 Section 70. The David A. Wirsing Food Animal Institute Act
17 is amended by changing Section 15 as follows:

18 (20 ILCS 3931/15)

19 Sec. 15. Governing board. The Institute is governed by a
20 board of 15 voting members who are appointed by the Governor
21 and who must ensure unbiased information. Five of the
22 Governor's appointees must represent food animal production.
23 Five of the Governor's appointees must represent allied
24 agribusiness aspects of the food animal industry. Five of the

1 Governor's appointees must represent other, non-agribusiness
2 aspects of the food animal industry.

3 The board must also include, as non-voting members, the
4 dean or department chairperson or his or her designated
5 representative of the following institutions: the University
6 of Illinois College of ACES, the University of Illinois College
7 of Veterinary Medicine, the Southern Illinois University at
8 Carbondale College of Agriculture, the Western Illinois
9 University Agriculture Department, and the Illinois State
10 University Agriculture Department.

11 (Source: P.A. 93-883, eff. 8-6-04.)

12 Section 75. The State Finance Act is amended by changing
13 Sections 6a-1, 6a-2, 6a-3, 10, 12-1, 13.2, and 13.5 and by
14 adding Section 6a-1h as follows:

15 (30 ILCS 105/6a-1) (from Ch. 127, par. 142a1)

16 Sec. 6a-1. Southern Illinois University at Carbondale;
17 retention of income.

18 (1) ~~Beginning on the effective date of this amendatory Act~~
19 ~~of 1996,~~ The following items of income received by ~~the~~ Southern
20 Illinois University at Carbondale for general operational and
21 educational purposes shall be retained by the University in its
22 own treasury and credited to an account known as the University
23 Income Fund that it shall establish in its treasury for
24 purposes of this paragraph: (a) tuition and laboratory fees not

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

1 the University, pursuant to the order and direction of the
2 Board of Trustees of the University, for the support and
3 improvement of the University, except for amounts disbursed
4 from that University Income Fund for refunds to students for
5 whom duplicate payment has been made and to students who have
6 withdrawn after registration and who are entitled to such
7 refunds.

8 (2) The following items of income shall be retained by the
9 University in its own treasury: endowment funds, gifts, trust
10 funds, and Federal aid; funds received in connection with
11 contracts with governmental, public, or private agencies or
12 persons, for research or services including funds which are
13 paid as reimbursement to the University; funds received in
14 connection with reserves authorized by Section 8a of the
15 Southern Illinois University Management Act; funds received in
16 connection with its operation of medical research and high
17 technology parks and with the retention, receipt, assignment,
18 license, sale or transfer of interests in, rights to, or income
19 from discoveries, inventions, patents, or copyrightable works;
20 funds retained by the University under the authority of
21 Sections 6a-2 and 6a-3; and funds received from the operation
22 of student or staff residence facilities, student and staff
23 medical and health programs, Union buildings, bookstores,
24 farms, stores, and other auxiliary enterprises or activities
25 which are self-supporting in whole or in part. Any income
26 derived from such auxiliary enterprises or activities which is

1 not necessary to their support, maintenance, or development
2 shall not, however, be applied to any general operational or
3 educational purposes but shall be retained by the University in
4 its own treasury and credited to the University Income Fund
5 that it shall establish in its treasury as provided in
6 paragraph (1) of this Section.

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

19 The Auditor General shall audit or cause to be audited the
20 above items of income and all other income and expenditures of
21 such institution.

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

23 (30 ILCS 105/6a-1h new)

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

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

26 (b) The following items of income shall be retained by the

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

25 Whenever such funds retained by the University in its own
26 treasury are deposited with a bank or savings and loan

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

11 The Auditor General shall audit or cause to be audited the
12 above items of income and all other income and expenditures of
13 such institution.

14 (30 ILCS 105/6a-2) (from Ch. 127, par. 142a2)

15 Sec. 6a-2. Retention of certain funds by universities; use
16 of funds; audit.

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

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

1 of Trustees or Board of Governors of State Colleges and
2 Universities.

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

1 to be retained in the University treasury and applied to such
2 purpose, and for the refunding of any such bonds, and
3 authorizing investment in such bonds", approved June 30, 1949,
4 as amended, and pledge or by resolution make a supplementary
5 allocation of the funds so retained out of students' fees and
6 tuition for the retirement of such bonds as may be issued under
7 such Act. Such funds as are so pledged shall annually be
8 credited to the account to which the pledge applies. Such funds
9 as are supplementarily allocated by Board resolution
10 subsequent to the resolution creating the bonds shall be
11 credited in accordance with the terms of the resolution making
12 such supplementary allocation to the account to which the
13 allocation applies. Each ~~The~~ Board may authorize such
14 supplementation only after a determination by it that the
15 maximum revenues which may reasonably and economically be
16 derived from the operation of a building proposed to be
17 constructed or acquired under the Act herein cited will be
18 insufficient to meet the costs of operation and maintenance and
19 to pay the principal of and interest on bonds issued for such
20 building, or after a determination by it that the maximum
21 revenues which may reasonably and economically be derived from
22 the operation of a building already constructed or acquired
23 under the Act are or will be insufficient to meet the costs of
24 operation and maintenance and to pay the principal of and
25 interest on bonds issued for such building. In no event shall
26 the supplementation from University income be in excess of an

1 amount which, when added to the revenues to be derived from the
2 operation of the building or buildings, will be sufficient to
3 meet the annual debt service requirements on the bonds issued
4 in respect to such building or buildings, the annual cost of
5 maintenance or operation of such building or buildings, and to
6 provide for such reserves, accounts or covenants which the
7 resolution authorizing the issuing of such bonds may require.

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

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

1 funds deposited, retained, or otherwise held under subsection
2 (a) of this Section with respect to the universities listed in
3 Section 6a shall be transferred, retained and held as provided
4 by the provisions of law cited in this subsection (d) as
5 superseding the provisions of subsection (a) of this Section,
6 and in accordance with any contracts, pledges, trusts, or
7 agreements heretofore made by the Teachers College Board or the
8 Board of Governors of State Colleges and Universities, or
9 hereafter made by the respective Boards of Trustees of the
10 Universities named in this paragraph (d).

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

12 (30 ILCS 105/6a-3) (from Ch. 127, par. 142a3)

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

1 attending the Universities ~~University~~ pledged under the terms
2 of any resolution authorizing bonds, or authorizing a
3 supplemental allocation of fees for debt service of bonds
4 theretofore issued, pursuant to the said Act, and (d) all
5 rentals from any facility or building acquired under the said
6 Act and leased to the United States of America.

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

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

11 (30 ILCS 105/10) (from Ch. 127, par. 146)

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

20 For appropriations to:

21 (1) Elective State officers in the executive
22 Department, to be certified and approved by such officers,
23 respectively;

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

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

3 (4) The State Senate, to be certified and approved by
4 the President;

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

7 (6) The Auditor General, to be certified and approved
8 by the Auditor General;

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

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

14 (9) The University of Illinois, to be certified by the
15 president of the University;

16 (10) The State Universities Retirement System, to be
17 certified to by the President and Secretary of the Board of
18 Trustees of the System;

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

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

23 (12a) Chicago State University, certified to by the
24 president of that University;

25 (12b) Eastern Illinois University, certified to by the
26 president of that University;

1 (12c) Governors State University, certified to by the
2 president of that University;

3 (12d) Northeastern Illinois University, certified to
4 by the president of that University;

5 (12e) Western Illinois University, certified to by the
6 president of that University;

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

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

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

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

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

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

26 (18) The farmers' institute, agricultural, livestock,

1 poultry, scientific, benevolent, and other private
2 associations, or corporations of whatsoever nature, to be
3 certified and approved by the president and secretary of
4 such society.

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

7 This Section is subject to Section 9.02.

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

9 (30 ILCS 105/12-1) (from Ch. 127, par. 148-1)

10 Sec. 12-1. Travel control boards.

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

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

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

23 (3) The Higher Education Travel Control Board shall
24 consist of 12 ~~11~~ members, one to be appointed by each of
25 the following: the Board of Trustees of the University of

1 Illinois, the Board of Trustees of Southern Illinois
2 University at Carbondale, the Board of Trustees of Southern
3 Illinois University at Edwardsville, the Board of Trustees
4 of Chicago State University, the Board of Trustees of
5 Eastern Illinois University, the Board of Trustees of
6 Governors State University, the Board of Trustees of
7 Illinois State University, the Board of Trustees of
8 Northeastern Illinois University, the Board of Trustees of
9 Northern Illinois University, the Board of Trustees of
10 Western Illinois University, the Illinois Community
11 College Board and the Illinois Board of Higher Education.
12 Each member shall be an officer, member or employee of the
13 board making the appointment, or of an institution governed
14 or maintained by such board. The board shall have
15 jurisdiction over travel by the Board of Higher Education,
16 the Board of Trustees of the University of Illinois, the
17 Board of Trustees of Southern Illinois University at
18 Carbondale, the Board of Trustees of Southern Illinois
19 University at Edwardsville, the Board of Trustees of
20 Chicago State University, the Board of Trustees of Eastern
21 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
26 University, the Illinois Community College Board, the

1 State Community College of East St. Louis (abolished under
2 Section 2-12.1 of the Public Community College Act), the
3 Illinois State Scholarship Commission, the State
4 Universities Retirement System, the University Civil
5 Service Merit Board, the Board of Trustees of the Illinois
6 Mathematics and Science Academy and all employees of the
7 named Boards, Commission and System and of the institutions
8 governed or maintained by the named Boards. The Higher
9 Education Travel Control Board shall select a chairman from
10 among its members.

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

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

1 (6) A Travel Control Board is created within the Office
2 of the Secretary of State consisting of the Secretary of
3 State as chairman, and 2 members of his supervisory staff
4 appointed by him. The board shall have jurisdiction over
5 travel by employees of the office.

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

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

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

22 (10) A Governor's Travel Control Board is created
23 consisting of the Governor ex-officio as chairman, and 2
24 members appointed by the Governor. The board shall have
25 jurisdiction over travel by employees and officers of all
26 State agencies as defined in the Illinois State Auditing

1 Act, except for the following: judges, members of the
2 General Assembly, elected constitutional officers of the
3 State, the Auditor General, and personnel under the
4 jurisdiction of another travel control board created by
5 statute.

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

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

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

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

26 (e) A report of the travel reimbursement claims reviewed by

1 each travel control board shall be submitted to the Legislative
2 Audit Commission at least once each quarter and that Commission
3 shall comment on all such reports in its annual reports to the
4 General Assembly.

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

6 (30 ILCS 105/13.2) (from Ch. 127, par. 149.2)

7 Sec. 13.2. Transfers among line item appropriations.

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

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

18 (a-2) Except as otherwise provided in this Section,
19 transfers may be made only among the objects of expenditure
20 enumerated in this Section, except that no funds may be
21 transferred from any appropriation for personal services, from
22 any appropriation for State contributions to the State
23 Employees' Retirement System, from any separate appropriation
24 for employee retirement contributions paid by the employer, nor
25 from any appropriation for State contribution for employee

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

1 in an amount not to exceed 2% of the aggregate amount
2 appropriated to an agency within the same treasury fund.

3 (a-2.5) During State fiscal year 2015 only, the State's
4 Attorneys Appellate Prosecutor may transfer amounts among its
5 respective appropriations contained in operational line items
6 within the same treasury fund. Notwithstanding, and in addition
7 to, the transfers authorized in subsection (c) of this Section,
8 these transfers may be made in an amount not to exceed 4% of
9 the aggregate amount appropriated to the State's Attorneys
10 Appellate Prosecutor within the same treasury fund.

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

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

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

18 (b) In addition to the general transfer authority provided
19 under subsection (c), the following agencies have the specific
20 transfer authority granted in this subsection:

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

1 Illinois Public Aid Code.

2 The Department of Children and Family Services is
3 authorized to make transfers not exceeding 2% of the aggregate
4 amount appropriated to it within the same treasury fund for the
5 following line items among these same line items: Foster Home
6 and Specialized Foster Care and Prevention, Institutions and
7 Group Homes and Prevention, and Purchase of Adoption and
8 Guardianship Services.

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

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

23 The State Board of Education is authorized to make
24 transfers from line item appropriations within the same
25 treasury fund for General State Aid, General State Aid - Hold
26 Harmless, and Evidence-Based Funding, provided that no such

1 transfer may be made unless the amount transferred is no longer
2 required for the purpose for which that appropriation was made,
3 to the line item appropriation for Transitional Assistance when
4 the balance remaining in such line item appropriation is
5 insufficient for the purpose for which the appropriation was
6 made.

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

24 The Department of Healthcare and Family Services is
25 authorized to make transfers not exceeding 4% of the aggregate
26 amount appropriated to it, within the same treasury fund, among

1 the various line items appropriated for Medical Assistance.

2 (c) The sum of such transfers for an agency in a fiscal
3 year shall not exceed 2% of the aggregate amount appropriated
4 to it within the same treasury fund for the following objects:
5 Personal Services; Extra Help; Student and Inmate
6 Compensation; State Contributions to Retirement Systems; State
7 Contributions to Social Security; State Contribution for
8 Employee Group Insurance; Contractual Services; Travel;
9 Commodities; Printing; Equipment; Electronic Data Processing;
10 Operation of Automotive Equipment; Telecommunications
11 Services; Travel and Allowance for Committed, Paroled and
12 Discharged Prisoners; Library Books; Federal Matching Grants
13 for Student Loans; Refunds; Workers' Compensation,
14 Occupational Disease, and Tort Claims; and, in appropriations
15 to institutions of higher education, Awards and Grants.
16 Notwithstanding the above, any amounts appropriated for
17 payment of workers' compensation claims to an agency to which
18 the authority to evaluate, administer and pay such claims has
19 been delegated by the Department of Central Management Services
20 may be transferred to any other expenditure object where such
21 amounts exceed the amount necessary for the payment of such
22 claims.

23 (c-1) Special provisions for State fiscal year 2003.
24 Notwithstanding any other provision of this Section to the
25 contrary, for State fiscal year 2003 only, transfers among line
26 item appropriations to an agency from the same treasury fund

1 may be made provided that the sum of such transfers for an
2 agency in State fiscal year 2003 shall not exceed 3% of the
3 aggregate amount appropriated to that State agency for State
4 fiscal year 2003 for the following objects: personal services,
5 except that no transfer may be approved which reduces the
6 aggregate appropriations for personal services within an
7 agency; extra help; student and inmate compensation; State
8 contributions to retirement systems; State contributions to
9 social security; State contributions for employee group
10 insurance; contractual services; travel; commodities;
11 printing; equipment; electronic data processing; operation of
12 automotive equipment; telecommunications services; travel and
13 allowance for committed, paroled, and discharged prisoners;
14 library books; federal matching grants for student loans;
15 refunds; workers' compensation, occupational disease, and tort
16 claims; and, in appropriations to institutions of higher
17 education, awards and grants.

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

1 to that State agency for fiscal year 2005.

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

26 (c-4) Special provisions for State fiscal year 2018.

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

24 (d) Transfers among appropriations made to agencies of the
25 Legislative and Judicial departments and to the
26 constitutionally elected officers in the Executive branch

1 require the approval of the officer authorized in Section 10 of
2 this Act to approve and certify vouchers. Transfers among
3 appropriations made to 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 Illinois
9 Mathematics and Science Academy and the Board of Higher
10 Education require the approval of the Board of Higher Education
11 and the Governor. Transfers among appropriations to all other
12 agencies require the approval of the Governor.

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

26 (e) The State Board of Education, in consultation with the

1 State Comptroller, may transfer line item appropriations for
2 General State Aid or Evidence-Based Funding between the Common
3 School Fund and the Education Assistance Fund. With the advice
4 and consent of the Governor's Office of Management and Budget,
5 the State Board of Education, in consultation with the State
6 Comptroller, may transfer line item appropriations between the
7 General Revenue Fund and the Education Assistance Fund for the
8 following programs:

9 (1) Disabled Student Personnel Reimbursement (Section
10 14-13.01 of the School Code);

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

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

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

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

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

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

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

24 (9) Special Education Reimbursement (Section 14-7.03
25 of the School Code).

26 (Source: P.A. 99-2, eff. 3-26-15; 100-23, eff. 7-6-17; 100-465,

1 eff. 8-31-17; revised 10-4-17.)

2 (30 ILCS 105/13.5)

3 Sec. 13.5. Appropriations for education.

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

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

1 funds for that fiscal year ending June 30 for all funds.

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

3 Section 80. The State Officers and Employees Money
4 Disposition Act is amended by changing Section 1 as follows:

5 (30 ILCS 230/1) (from Ch. 127, par. 170)

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

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

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

19 Section 85. The Public Funds Investment Act is amended by
20 changing Section 6 as follows:

21 (30 ILCS 235/6) (from Ch. 85, par. 906)

22 Sec. 6. Report of financial institutions.

23 (a) No bank shall receive any public funds unless it has
24 furnished the corporate authorities of a public agency

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

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

1 agency with a copy of all statements of resources and
2 liabilities which it is required to furnish to the Commissioner
3 of Banks and Real Estate or the Federal Deposit Insurance
4 Corporation; provided, that if such funds or moneys are
5 deposited in a savings bank or savings and loan association,
6 the amount of all such deposits not collateralized or insured
7 by an agency of the federal government shall not exceed 75% of
8 the net worth of such savings bank or savings and loan
9 association as defined by the Federal Deposit Insurance
10 Corporation, and the corporate authorities of a public agency
11 submitting a deposit shall not be discharged from
12 responsibility for any funds or moneys deposited in any savings
13 bank or savings and loan association in excess of such
14 limitation.

15 (c) No credit union shall receive public funds unless it
16 has furnished the corporate authorities of a public agency
17 submitting a share deposit with copies of the last two reports
18 of examination prepared by or submitted to the Illinois
19 Department of Financial Institutions or the National Credit
20 Union Administration. Each credit union designated as a
21 depository for public funds shall, while acting as such
22 depository, furnish the corporate authorities of a public
23 agency with a copy of all reports of examination prepared by or
24 furnished to the Illinois Department of Financial Institutions
25 or the National Credit Union Administration; provided that if
26 such funds or moneys are invested in a credit union account,

1 the amount of all such investments not collateralized or
2 insured by an agency of the federal government or other
3 approved share insurer shall not exceed 50% of the unimpaired
4 capital and surplus of such credit union, which shall include
5 shares, reserves and undivided earnings and the corporate
6 authorities of a public agency making an investment shall not
7 be discharged from responsibility for any funds or moneys
8 invested in a credit union in excess of such limitation.

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

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

26 (2) Direct and general obligation bonds of the State of

1 Illinois or of any other state of the United States.

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

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

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

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

15 (7) Illinois Affordable Housing Program Trust Fund
16 Bonds or Notes as defined in and issued pursuant to the
17 Illinois Housing Development Act.

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

1 Section 845-75 of the Illinois Finance Authority Act, and
2 loans covered by a State Guarantee under Article 830 of the
3 Illinois Finance Authority Act.

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

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

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

18 (iii) be issued by either a savings and loan
19 association having a capital to asset ratio of at least
20 2%, by a bank having a capital to asset ratio of at
21 least 6% or by a credit union having a capital to asset
22 ratio of at least 4%.

23 The depository institution shall effect the assignment of
24 the certificate of deposit or share certificate to the public
25 agency and shall agree that, in the event the issuer of the
26 certificate fails to maintain the capital to asset ratio

1 required by this Section, such certificate of deposit or share
2 certificate shall be replaced by additional suitable security.

3 (e) The public agency may accept a system established by
4 the State Treasurer to aggregate permissible securities
5 received as collateral from financial institutions in a
6 collateral pool to secure public deposits of the institutions
7 that have pledged securities to the pool.

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

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

20 (h) Paragraphs (a), (b), (c), (d), (e), (f), and (g) of
21 this Section do not apply to the University of Illinois,
22 Southern Illinois University at Carbondale, Southern Illinois
23 University at Edwardsville, Chicago State University, Eastern
24 Illinois University, Governors State University, Illinois
25 State University, Northeastern Illinois University, Northern
26 Illinois University, Western Illinois University, the

1 Cooperative Computer Center and public community colleges.

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

3 Section 90. The Educational Institution Bond Authorization
4 Act is amended by changing Section 1 as follows:

5 (30 ILCS 395/1) (from Ch. 127, par. 307)

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

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

1 Section 95. The Illinois Procurement Code is amended by
2 changing Sections 1-13, 1-15.100, 50-13, and 50-37 as follows:

3 (30 ILCS 500/1-13)

4 Sec. 1-13. Applicability to public institutions of higher
5 education.

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

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

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

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

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

1 (4) Procurement expenditures necessary to provide
2 athletic, artistic or musical services, performances,
3 events, or productions by or for a public institution of
4 higher education.

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

11 (6) Procurement expenditures for placement of students
12 in externships, practicums, field experiences, and for
13 medical residencies and rotations.

14 (7) Contracts for programming and broadcast license
15 rights for university-operated radio and television
16 stations.

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

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

25 Notice of each contract entered into by a public institution of
26 higher education that is related to the procurement of goods

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

20 (b-5) Except as provided in this subsection, the provisions
21 of this Code shall not apply to contracts for medical supplies,
22 and to contracts for medical services necessary for the
23 delivery of care and treatment at medical, dental, or
24 veterinary teaching facilities utilized by Southern Illinois
25 University or the University of Illinois and at any
26 university-operated health care center or dispensary that

1 provides care, treatment, and medications for students,
2 faculty and staff. Other supplies and services needed for these
3 teaching facilities shall be subject to the jurisdiction of the
4 Chief Procurement Officer for Public Institutions of Higher
5 Education who may establish expedited procurement procedures
6 and may waive or modify certification, contract, hearing,
7 process and registration requirements required by the Code. All
8 procurements made under this subsection shall be documented and
9 may require publication in the Illinois Procurement Bulletin.

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

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

1 contract approved with waivers and providing the justification
2 given for any waivers for each of those contracts. Notice of
3 each waiver made under this subsection shall be published in
4 the Procurement Bulletin within 14 calendar days after contract
5 execution. The Chief Procurement Officer shall prescribe the
6 form and content of the notice.

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

15 (e) Notwithstanding subsection (e) of Section 50-10.5 of
16 this Code, the Chief Procurement Officer, with the approval of
17 the Executive Ethics Commission, may permit a public
18 institution of higher education to accept a bid or enter into a
19 contract with a business that assisted the public institution
20 of higher education in determining whether there is a need for
21 a contract or assisted in reviewing, drafting, or preparing
22 documents related to a bid or contract, provided that the bid
23 or contract is essential to research administered by the public
24 institution of higher education and it is in the best interest
25 of the public institution of higher education to accept the bid
26 or contract. For purposes of this subsection, "business"

1 includes all individuals with whom a business is affiliated,
2 including, but not limited to, any officer, agent, employee,
3 consultant, independent contractor, director, partner,
4 manager, or shareholder of a business. The Executive Ethics
5 Commission may promulgate rules and regulations for the
6 implementation and administration of the provisions of this
7 subsection (e).

8 (f) As used in this Section:

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

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

22 (g) (Blank).

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

24 (1) Public Act 98-1076, which took effect on January 1,
25 2015, changed the repeal date set for this Section from
26 December 31, 2014 to December 31, 2016.

1 (2) The Statute on Statutes sets forth general rules on
2 the repeal of statutes and the construction of multiple
3 amendments, but Section 1 of that Act also states that
4 these rules will not be observed when the result would be
5 "inconsistent with the manifest intent of the General
6 Assembly or repugnant to the context of the statute".

7 (3) This amendatory Act of the 100th General Assembly
8 manifests the intention of the General Assembly to remove
9 the repeal of this Section.

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

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

19 This Section shall be deemed to have been in continuous
20 effect since December 20, 2011 (the effective date of Public
21 Act 97-643), and it shall continue to be in effect henceforward
22 until it is otherwise lawfully repealed. All previously enacted
23 amendments to this Section taking effect on or after December
24 31, 2014, are hereby validated.

25 All actions taken in reliance on or pursuant to this
26 Section by any public institution of higher education, person,

1 or entity are hereby validated.

2 In order to ensure the continuing effectiveness of this
3 Section, it is set forth in full and re-enacted by this
4 amendatory Act of the 100th General Assembly. This re-enactment
5 is intended as a continuation of this Section. It is not
6 intended to supersede any amendment to this Section that is
7 enacted by the 100th General Assembly.

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

12 This Section applies to all procurements made on or before
13 the effective date of this amendatory Act of the 100th General
14 Assembly.

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

16 (30 ILCS 500/1-15.100)

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

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

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

13 (30 ILCS 500/50-13)

14 Sec. 50-13. Conflicts of interest.

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

1 will be wholly or partially satisfied by the payment of funds
2 appropriated by the General Assembly of the State of Illinois
3 or in any contract of the Capital Development Board or the
4 Illinois Toll Highway Authority.

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

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

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

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

25 (e) Prior interests. This Section does not affect the
26 validity of any contract made between the State and an officer

1 or employee of the State or member of the General Assembly, his
2 or her spouse, minor child, or other immediate family member
3 living in his or her residence or any combination of those
4 persons if that contract was in existence before his or her
5 election or employment as an officer, member, or employee. The
6 contract is voidable, however, if it cannot be completed within
7 365 calendar days after the officer, member, or employee takes
8 office or is employed.

9 (f) Exceptions.

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

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

23 (3) Ministerial duties. This Section does not apply to
24 a contract for personal services of a wholly ministerial
25 character, including but not limited to services as a
26 laborer, clerk, typist, stenographer, page, bookkeeper,

1 receptionist, or telephone switchboard operator, made by a
2 spouse or minor child of an elective or appointive State
3 officer or employee or of a member of the General Assembly.

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

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

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

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

21 (30 ILCS 500/50-37)

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

23 (a) As used in this Section:

24 The terms "contract", "State contract", and "contract
25 with a State agency" each mean any contract, as defined in

1 this Code, between a business entity and a State agency let
2 or awarded pursuant to this Code. The terms "contract",
3 "State contract", and "contract with a State agency" do not
4 include cost reimbursement contracts; purchase of care
5 agreements as defined in Section 1-15.68 of this Code;
6 contracts for projects eligible for full or partial
7 federal-aid funding reimbursements authorized by the
8 Federal Highway Administration; grants, including but are
9 not limited to grants for job training or transportation;
10 and grants, loans, or tax credit agreements for economic
11 development purposes.

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

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

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

1 Southern Illinois University at Edwardsville, Illinois
2 State University, Eastern Illinois University, Northern
3 Illinois University, Western Illinois University, Chicago
4 State University, Governors State University, Northeastern
5 Illinois University, and the Illinois Board of Higher
6 Education.

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

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

19 "Affiliated person" means (i) any person with any
20 ownership interest or distributive share of the bidding or
21 contracting business entity in excess of 7.5%, (ii)
22 executive employees of the bidding or contracting business
23 entity, and (iii) the spouse of any such persons.

24 "Affiliated person" does not include a person prohibited by
25 federal law from making contributions or expenditures in
26 connection with a federal, state, or local election.

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

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

23 "Executive employee" means (i) the President,
24 Chairman, or Chief Executive Officer of a business entity
25 and any other individual that fulfills equivalent duties as
26 the President, Chairman of the Board, or Chief Executive

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

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

23 (c) Any business entity whose aggregate pending bids and
24 offers on State contracts total more than \$50,000, or whose
25 aggregate pending bids and offers on State contracts combined
26 with the business entity's aggregate annual total value of

1 State contracts exceed \$50,000, and any affiliated entities or
2 affiliated persons of such business entity, are prohibited from
3 making any contributions to any political committee
4 established to promote the candidacy of the officeholder
5 responsible for awarding the contract on which the business
6 entity has submitted a bid or offer during the period beginning
7 on the date the invitation for bids, request for proposals, or
8 any other procurement opportunity is issued and ending on the
9 day after the date the contract is awarded.

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

1 of intent, with the declared candidate for Lieutenant Governor,
2 as applicable.

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

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

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

23 Section 100. The Business Enterprise for Minorities,
24 Females, and Persons with Disabilities Act is amended by
25 changing Section 2 as follows:

1 (30 ILCS 575/2)

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

3 Sec. 2. Definitions.

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

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

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

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

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

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

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

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

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

11 (2.1) "Person with a disability" means a person with a
12 severe physical or mental disability that:

13 (a) results from:
14 amputation,
15 arthritis,
16 autism,
17 blindness,
18 burn injury,
19 cancer,
20 cerebral palsy,
21 Crohn's disease,
22 cystic fibrosis,
23 deafness,
24 head injury,
25 heart disease,
26 hemiplegia,

1 hemophilia,
2 respiratory or pulmonary dysfunction,
3 an intellectual disability,
4 mental illness,
5 multiple sclerosis,
6 muscular dystrophy,
7 musculoskeletal disorders,
8 neurological disorders, including stroke and
9 epilepsy,
10 paraplegia,
11 quadriplegia and other spinal cord conditions,
12 sickle cell anemia,
13 ulcerative colitis,
14 specific learning disabilities, or
15 end stage renal failure disease; and
16 (b) substantially limits one or more of the
17 person's major life activities.

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

25 (3) "Minority-owned business" means a business which
26 is at least 51% owned by one or more minority persons, or

1 in the case of a corporation, at least 51% of the stock in
2 which is owned by one or more minority persons; and the
3 management and daily business operations of which are
4 controlled by one or more of the minority individuals who
5 own it.

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

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

21 (4.2) "Council" means the Business Enterprise Council
22 for Minorities, Women, and Persons with Disabilities
23 created under Section 5 of this Act.

24 (5) "State contracts" means all contracts entered into
25 by the State, any agency or department thereof, or any
26 public institution of higher education, including

1 community college districts, regardless of the source of
2 the funds with which the contracts are paid, which are not
3 subject to federal reimbursement. "State contracts" does
4 not include contracts awarded by a retirement system,
5 pension fund, or investment board subject to Section
6 1-109.1 of the Illinois Pension Code. This definition shall
7 control over any existing definition under this Act or
8 applicable administrative rule.

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

15 (6) "State agencies" shall mean all departments,
16 officers, boards, commissions, institutions and bodies
17 politic and corporate of the State, but does not include
18 the Board of Trustees of the University of Illinois, the
19 Board of Trustees of Southern Illinois University at
20 Carbondale, the Board of Trustees of Southern Illinois
21 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
24 State University, the Board of Trustees of Illinois State
25 University, the Board of Trustees of Northeastern Illinois
26 University, the Board of Trustees of Northern Illinois

1 University, the Board of Trustees of Western Illinois
2 University, municipalities or other local governmental
3 units, or other State constitutional officers.

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

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

25 (9) "Control" means the exclusive or ultimate and sole
26 control of the business including, but not limited to,

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

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

26 (11) "Utilization plan" means a form and additional

1 documentations included in all bids or proposals that
2 demonstrates a vendor's proposed utilization of vendors
3 certified by the Business Enterprise Program to meet the
4 targeted goal. The utilization plan shall demonstrate that
5 the Vendor has either: (1) met the entire contract goal or
6 (2) requested a full or partial waiver and made good faith
7 efforts towards meeting the goal.

8 (12) "Business Enterprise Program" means the Business
9 Enterprise Program of the Department of Central Management
10 Services.

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

20 (Source: P.A. 99-143, eff. 7-27-15; 99-462, eff. 8-25-15;
21 99-642, eff. 7-28-16; 100-391, eff. 8-25-17.)

22 Section 105. The Build Illinois Act is amended by changing
23 Section 1-3 as follows:

24 (30 ILCS 750/1-3) (from Ch. 127, par. 2701-3)

1 Sec. 1-3. The following agencies, boards and entities of
2 State government may expend appropriations for the purposes
3 contained in this Act: Department of Natural Resources;
4 Department of Agriculture; Illinois Finance Authority; Capital
5 Development Board; Department of Transportation; Department of
6 Central Management Services; Illinois Arts Council;
7 Environmental Protection Agency; Historic Preservation Agency;
8 State Board of Higher Education; the Metropolitan Pier and
9 Exposition Authority; State Board of Education; Illinois
10 Community College Board; Board of Trustees of the University of
11 Illinois; Board of Trustees of Chicago State University; Board
12 of Trustees of Eastern Illinois University; Board of Trustees
13 of Governors State University; Board of Trustees of Illinois
14 State University; Board of Trustees of Northeastern Illinois
15 University; Board of Trustees of Northern Illinois University;
16 Board of Trustees of Western Illinois University; ~~and~~ Board of
17 Trustees of Southern Illinois University at Carbondale; and
18 Board of Trustees of Southern Illinois University at
19 Edwardsville.

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

21 Section 110. The Illinois Pension Code is amended by
22 changing Sections 15-106 and 24-109 as follows:

23 (40 ILCS 5/15-106) (from Ch. 108 1/2, par. 15-106)

24 Sec. 15-106. Employer. "Employer": The University of

1 Illinois, Southern Illinois University at Carbondale, Southern
2 Illinois University at Edwardsville, Chicago State University,
3 Eastern Illinois University, Governors State University,
4 Illinois State University, Northeastern Illinois University,
5 Northern Illinois University, Western Illinois University, the
6 State Board of Higher Education, the Illinois Mathematics and
7 Science Academy, the University Civil Service Merit Board, the
8 Board of Trustees of the State Universities Retirement System,
9 the Illinois Community College Board, community college
10 boards, any association of community college boards organized
11 under Section 3-55 of the Public Community College Act, the
12 Board of Examiners established under the Illinois Public
13 Accounting Act, and, only during the period for which employer
14 contributions required under Section 15-155 are paid, the
15 following organizations: the alumni associations, the
16 foundations and the athletic associations which are affiliated
17 with the universities and colleges included in this Section as
18 employers. An individual who begins employment on or after the
19 effective date of this amendatory Act of the 99th General
20 Assembly with any association of community college boards
21 organized under Section 3-55 of the Public Community College
22 Act, the Association of Illinois Middle-Grade Schools, the
23 Illinois Association of School Administrators, the Illinois
24 Association for Supervision and Curriculum Development, the
25 Illinois Principals Association, the Illinois Association of
26 School Business Officials, the Illinois Special Olympics, or an

1 entity not defined as an employer in this Section shall not be
2 deemed an employee for the purposes of this Article with
3 respect to that employment and shall not be eligible to
4 participate in the System with respect to that employment;
5 provided, however, that those individuals who are both employed
6 by such an entity and are participating in the System with
7 respect to that employment on the effective date of this
8 amendatory Act of the 99th General Assembly shall be allowed to
9 continue as participants in the System for the duration of that
10 employment.

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

22 The cities of Champaign and Urbana shall be considered
23 employers, but only during the period for which contributions
24 are required to be made under subsection (b-1) of Section
25 15-155 and only with respect to individuals described in
26 subsection (h) of Section 15-107.

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

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

3 Sec. 24-109. Football Coaches.

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

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

1 coach. The employing institution of higher education shall not
2 make any employer contributions to the Trust on behalf of the
3 coach.

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

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

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

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

19 Section 115. The Counties Code is amended by changing
20 Section 4-2001 as follows:

21 (55 ILCS 5/4-2001) (from Ch. 34, par. 4-2001)

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

23 (a) There shall be allowed to the several state's attorneys
24 in this State, except the state's attorney of Cook County, the

1 following annual salary:

2 (1) Subject to paragraph (5), to each state's attorney
3 in counties containing less than 10,000 inhabitants,
4 \$40,500 until December 31, 1988, \$45,500 until June 30,
5 1994, and \$55,500 thereafter or as set by the Compensation
6 Review Board, whichever is greater.

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

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

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

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

1 inhabitants, or as set by the Compensation Review Board
2 whichever is greater.

3 The State shall furnish 66 2/3% of the total annual
4 compensation to be paid to each state's attorney in Illinois
5 based on the salary in effect on December 31, 1988, and 100% of
6 the increases in salary taking effect after December 31, 1988.

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

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

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

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

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

24 (2) In counties containing 20,000 or more inhabitants
25 but less than 30,000 inhabitants, and in counties
26 containing 30,000 or more inhabitants which reached said

1 population between 1970 and December 31, 1981, \$51,500
2 until December 31, 1988, \$56,000 until June 30, 1994, and
3 \$65,000 thereafter or as set by the Compensation Review
4 Board, whichever is greater. The State shall furnish 100%
5 of the increases taking effect after December 31, 1988.

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

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

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

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

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

25 (5) To each assistant state's attorney in counties
26 containing not less than 40,000 inhabitants and not more

1 than 70,000 inhabitants, the sum of \$5,000 per annum;

2 (6) To each assistant state's attorney in counties
3 containing not less than 70,000 inhabitants and not more
4 than 1,000,000 inhabitants, the sum of \$6,000 per annum.

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

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

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

26 (2) \$15,000 per year for one assistant state's attorney

1 in counties having one or more correctional institutions
2 with a total average daily inmate population of between 750
3 and 2,000 inmates, with reimbursement to be based on actual
4 services rendered.

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

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

16 In determining whether or not to increase the amount of
17 salary reimbursement, the Director shall consider, among other
18 matters:

19 (1) the nature of the services rendered;

20 (2) the results or dispositions obtained;

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

25 (f) In counties where a State senior institution of higher
26 education is located, the assistant state's attorneys

1 specified by this Section shall, subject to appropriation,
2 receive for their services, payable monthly by the Department
3 of Revenue out of the Personal Property Tax Replacement Fund or
4 the General Revenue Fund to the county in which appointed, the
5 following:

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

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

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

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

1 county as may be provided by law.

2 (g) For purposes of this Section, "State mental health
3 institution" means any institution under the jurisdiction of
4 the Department of Human Services that is listed in Section 4 of
5 the Mental Health and Developmental Disabilities
6 Administrative Act.

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

12 For purposes of this Section, "State university" means 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, Western Illinois University, and any public
19 community college which has established a program of
20 interinstitutional cooperation with one of the foregoing
21 institutions whereby a student, after earning an associate
22 degree from the community college, pursues a course of study at
23 the community college campus leading to a baccalaureate degree
24 from the foregoing institution (also known as a "2 Plus 2"
25 degree program).

26 (h) A number of assistant state's attorneys shall be

1 appointed in each county that chooses to participate, as
2 provided in this subsection, for the prosecution of
3 alcohol-related traffic offenses. Each county shall receive
4 monthly a subsidy for payment of the salaries and benefits of
5 these assistant state's attorneys from State funds
6 appropriated to the Department of Revenue out of the Personal
7 Property Tax Replacement Fund or the General Revenue Fund for
8 that purpose. The amounts of subsidies provided by this
9 subsection shall be adjusted for inflation each July 1 using
10 the Consumer Price Index of the Bureau of Labor Statistics of
11 the U.S. Department of Labor.

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

1 traffic matters, assistant state's attorneys appointed and
2 subsidized by this subsection (h) may also prosecute the
3 different misdemeanor cases at the direction of the state's
4 attorney.

5 Assistant state's attorneys shall be appointed under this
6 subsection in the following number and counties shall receive
7 the following annual subsidies:

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

10 (2) In counties with 30,000 or more but fewer than
11 100,000 inhabitants, one at \$45,000.

12 (3) In counties with 100,000 or more but fewer than
13 300,000 inhabitants, 2 at \$45,000 each.

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

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

18 If in any year the amount appropriated for the purposes of
19 this subsection (h) is insufficient to pay all of the subsidies
20 specified in this subsection, the amount appropriated shall
21 first be prorated by the population classifications of this
22 subsection (h) and then among the counties choosing to
23 participate within each of those classifications. If any of the
24 appropriated moneys for each population classification remain
25 at the end of a fiscal year, the remainder of the moneys may be
26 allocated to participating counties that were not fully funded

1 during the course of the year. Nothing in this subsection
2 prohibits 2 or more State's attorneys from combining their
3 subsidies to appoint a joint assistant State's attorney to
4 prosecute alcohol-related traffic offenses in multiple
5 counties. Nothing in this subsection prohibits a State's
6 attorney from appointing an assistant State's attorney by
7 contract or otherwise.

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

9 Section 120. The Municipal Tax Compliance Act is amended by
10 changing Section 4 as follows:

11 (65 ILCS 80/4) (from Ch. 24, par. 1554)

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

14 (a) "Public institution of higher education" means 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 and any other public universities,
22 colleges and community colleges now or hereafter established or
23 authorized by law.

24 (b) "Hotel", "operator", "occupancy", "room" or "rooms",

1 "permanent resident" and "rental" each shall have the
2 respective meanings ascribed thereto by Section 2 of The Hotel
3 Operator's Occupation Tax Act, except that the term "hotel"
4 shall also include dormitories, student unions and student
5 centers owned, leased or operated by public institutions of
6 higher education.

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

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

1 of such a performance.

2 (e) "Student athletic contests" means any athletic contest
3 sanctioned and performed under the auspices of the National
4 Collegiate Athletic Association or the National Association of
5 Intercollegiate Athletics or any athletic contest sanctioned
6 or performed under the auspices of a public institution of
7 higher education as defined herein.

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

9 Section 125. The Hospital District Law is amended by
10 changing Section 15 as follows:

11 (70 ILCS 910/15) (from Ch. 23, par. 1265)

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

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

1 hospitals or hospital facilities, such District shall be
2 prohibited from establishing and maintaining hospitals or
3 hospital facilities located outside of its district unless so
4 authorized by referendum. To approve the provision of any
5 service and to approve any contract or other arrangement not
6 prohibited by a hospital licensed under the Hospital Licensing
7 Act, incorporated under the General Not-For-Profit Corporation
8 Act, and exempt from taxation under paragraph (3) of subsection
9 (c) of Section 501 of the Internal Revenue Code.

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

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

23 Such contracts may include the lease by the District of all
24 or any portion of its facilities to a not-for-profit
25 corporation organized by the District's board of directors. The
26 rent to be paid pursuant to any such lease shall be in an

1 amount deemed appropriate by the board of directors. Any of the
2 remaining assets which are not the subject of such a lease may
3 be conveyed and transferred to the not-for-profit corporation
4 organized by the District's board of directors provided that
5 the not-for-profit corporation agrees to discharge or assume
6 such debts, liabilities, and obligations of the District as
7 determined to be appropriate by the District's board of
8 directors.

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

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

23 6. To employ or enter into contracts for the employment of
24 any person, firm, or corporation, and for professional
25 services, necessary or desirable for the accomplishment of the
26 corporate objects of the District or the proper administration,

1 management, protection or control of its property.

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

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

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

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

1 Nothing in this Section or in other provisions of this Act
2 shall be construed to authorize the District or board to
3 establish or enforce any regulation or rule in respect to
4 hospitalization or in the operation or maintenance of such
5 hospital or any hospital facilities within its jurisdiction
6 which is in conflict with any federal or state law or
7 regulation applicable to the same subject matter.

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

1 for the withholding and deducting from the compensation of such
2 employees as consent to joining such insurance program or
3 pension or retirement plan or system, the balance of the
4 premium or charge for such insurance or plan or system.

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

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

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

25 An ordinance directing the sale of real estate shall
26 include the legal description of the real estate, its present

1 use, a statement that the property is no longer necessary or
2 useful to, or for the best interests of, the District, the
3 terms and conditions of the sale, whether the sale is to be at
4 public auction or sealed bid, and the date, time, and place the
5 property is to be sold at auction or sealed bids opened.

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

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

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

25 11. To establish and administer a program of loans for
26 postsecondary students pursuing degrees in accredited public

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

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

1 federal or State programs.

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

3 Section 130. The School Code is amended by changing
4 Sections 30-15.25, 30-16.4, and 30-16.6 as follows:

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

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

24 (b) Each public institution of higher education shall

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

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

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

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

24 (1) the name of the foreign government in the case of a
25 gift by a government, or the name of the foreign country of
26 which an individual donor is a citizen, in the case of a

1 gift by an individual;

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

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

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

9 Such information shall be a matter of public record.

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

11 (105 ILCS 5/30-16.4) (from Ch. 122, par. 30-16.4)

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

1 income of which is pledged to the payment of interest and
2 principal, or bonds issued by the governing board of the
3 universities.

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

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

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

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

25 (105 ILCS 5/30-16.6) (from Ch. 122, par. 30-16.6)

1 Sec. 30-16.6. Registration of eligible recipients;
2 examination. The president or chairman of the board of each
3 private junior college or public community college, and the
4 President of each University in which a Reserve Officer's
5 Training Corps program is available, or some individual or
6 committee designated by such person, shall receive and register
7 the names of all eligible recipients applying for the
8 scholarships set forth in Section 30-16.3. Applicants shall
9 take an examination each year according to the rules prescribed
10 jointly by the President of the University of Illinois, the
11 President of Southern Illinois University at Carbondale, the
12 President of Southern Illinois University at Edwardsville, the
13 President of Chicago State University, the President of Eastern
14 Illinois University, the President of Governors State
15 University, the President of Illinois State University, the
16 President of Northeastern Illinois University, the President
17 of Northern Illinois University, and the President of Western
18 Illinois University. The scholarships shall be awarded on a
19 merit basis to those eligible recipients receiving the highest
20 grades with evidence of leadership ability, and the number of
21 scholarships to be awarded in any institution shall be as set
22 forth in Section 30-16.3.

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

24 Section 135. The Illinois Peace Corps Fellowship Program
25 Law is amended by changing Section 2-3 as follows:

1 (105 ILCS 30/2-3) (from Ch. 122, par. 2003)

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

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

24 An annual salary for the fellowship recipient to teach in a
25 designated school district for a period of two years may be
26 provided by the designated cooperating school district at which

1 the fellowship recipient shall teach, and may be set at an
2 amount equal to that paid to other teacher aides and
3 certificated teachers in a comparable position.

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

5 Section 140. The Conservation Education Act is amended by
6 changing Section 1 as follows:

7 (105 ILCS 415/1) (from Ch. 122, par. 698.1)

8 Sec. 1. Definitions: as used in this Act:

9 (a) "State agency" means the Board of Trustees of the
10 University of Illinois, the Board of Trustees of Southern
11 Illinois University at Carbondale, the Board of Trustees of
12 Southern Illinois University at Edwardsville, the Board of
13 Trustees of Chicago State University, the Board of Trustees
14 of Eastern Illinois University, the Board of Trustees of
15 Governors State University, the Board of Trustees of
16 Northeastern Illinois University, the Board of Trustees of
17 Western Illinois University, boards of education and
18 boards of directors of public schools, elected State
19 officers and departments, boards and commissions and other
20 agencies of State government.

21 (b) "School" means any school or class established by
22 this Act.

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

1 Section 145. The Campus Demonstrations Policy Act is
2 amended by changing Section 1 as follows:

3 (110 ILCS 10/1) (from Ch. 144, par. 225)

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

5 (a) "State-supported institution of higher learning" means
6 the 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, and the public
12 community colleges subject to the Public Community College Act.

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

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

22 Section 150. The College Campus Press Act is amended by
23 changing Section 5 as follows:

1 (110 ILCS 13/5)

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

3 "Campus media" means any matter that is prepared,
4 substantially written, published, or broadcast by students at
5 State-sponsored institutions of higher learning, that is
6 distributed or generally made available, either free of charge
7 or for a fee, to members of the student body, and that is
8 prepared under the direction of a student media adviser.

9 "Campus media" does not include media that is intended for
10 distribution or transmission solely in the classrooms in which
11 it is produced.

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

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

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

24 "Collegiate student journalist" means a student at a
25 State-sponsored institution of higher learning who gathers,
26 compiles, writes, photographs, records, or prepares

1 information for dissemination in campus media.

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

9 "State-sponsored 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 public community
16 colleges subject to the Public Community College Act.

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

18 Section 155. The College Student Immunization Act is
19 amended by changing Section 1 as follows:

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

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

22 (a) "Department" means the Illinois Department of Public
23 Health.

24 (b) "Post-secondary educational institution" means a

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

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

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

22 Section 160. The Forensic Psychiatry Fellowship Training
23 Act is amended by changing Sections 5, 10, and 20 as follows:

24 (110 ILCS 46/5)

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

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

8 (110 ILCS 46/10)

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

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

18 (2) The university shall coordinate service,
19 education, and research in mental health and may work with
20 communities, State agencies, other colleges and
21 universities, private foundations, health care providers,
22 and other interested organizations on innovative
23 strategies to respond to the challenges of providing
24 greater physician presence in the field of forensic
25 psychiatry. However, the majority of the clinical

1 rotations of the fellows must be served in publicly
2 supported programs in this State.

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

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

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

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

17 (110 ILCS 46/20)

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

1 University of Illinois College of Medicine at Peoria and
2 Northwestern University.

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

4 Section 165. The Higher Education Veterans Service Act is
5 amended by changing Section 5 as follows:

6 (110 ILCS 49/5)

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

8 "Task Force" means the Task Force on Service Member and
9 Veterans Education.

10 "Public colleges and universities" means public community
11 colleges subject to the Public Community College Act, 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, and Western Illinois University.

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

19 Section 170. The Nonresident College Trustees Act is
20 amended by changing Section 1 as follows:

21 (110 ILCS 60/1) (from Ch. 144, par. 7)

22 Sec. 1. (a) In all colleges, universities and other

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

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

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

18 Section 175. The Public University Energy Conservation Act
19 is amended by changing Section 5-5 as follows:

20 (110 ILCS 62/5-5)

21 Sec. 5-5. Public university. "Public university" means any
22 of the following institutions of higher learning: the
23 University of Illinois, Southern Illinois University at
24 Carbondale, Southern Illinois University at Edwardsville,

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

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

7 Section 180. The Public University Tuition Statement Act is
8 amended by changing Sections 10 as follows:

9 (110 ILCS 63/10)

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

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

20 Section 185. The State Universities Civil Service Act is
21 amended by changing Sections 36b, 36c, 36e, and 36g-1 as
22 follows:

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

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

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

22 (3) The State Universities Civil Service System hereby
23 created shall be a separate entity of the State of Illinois and
24 shall be under the control of a Board to be known as the
25 University Civil Service Merit Board, and is hereinafter
26 referred to as the Merit Board.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

22 In the event any provision of a collective bargaining
23 agreement or any policy of the educational institution covering
24 any employee so ordered to active duty is more generous than
25 the provisions contained in this Section, that collective

1 bargaining agreement or policy shall be controlling.

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

3 Section 190. The University - Building Authority Leased
4 Lands Act is amended by changing the title and Sections 1 and 2
5 as follows:

6 (110 ILCS 85/Act title)

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

15 (110 ILCS 85/1) (from Ch. 144, par. 70.11)

16 Sec. 1. 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

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

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

8 (110 ILCS 85/2) (from Ch. 144, par. 70.12)

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

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

1 Section 195. The University Employees Custodial Accounts
2 Act is amended by changing Section 1 as follows:

3 (110 ILCS 95/1) (from Ch. 144, par. 1701)

4 Sec. 1. As used in this Act:

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

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

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

21 Section 200. The University Faculty Research and
22 Consulting Act is amended by changing Section 2 as follows:

1 (110 ILCS 100/2) (from Ch. 144, par. 217)

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

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

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

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

22 Section 205. The University Religious Observances Act is
23 amended by changing Section 1 as follows:

24 (110 ILCS 110/1) (from Ch. 144, par. 2101)

1 Sec. 1. A public institution of higher education shall
2 adopt a policy which reasonably accommodates the religious
3 observance of individual students in regard to admissions,
4 class attendance, and the scheduling of examinations and work
5 requirements. This policy shall include a grievance procedure
6 by which a student who believes that he or she has been
7 unreasonably denied an educational benefit due to his or her
8 religious belief or practices may seek redress. Such policy
9 shall be made known to faculty and students annually by
10 inclusion in the institution's handbook, manual or other
11 similar document regularly provided to faculty and students.
12 For the purposes of this Section (a) "public institution of
13 higher education" means the University of Illinois, Southern
14 Illinois University at Carbondale, Southern Illinois
15 University at Edwardsville, Chicago State University, Eastern
16 Illinois University, Governors State University, Illinois
17 State University, Northeastern Illinois University, Northern
18 Illinois University, Western Illinois University, the public
19 community colleges of the State and any other public
20 universities, colleges and community colleges now or hereafter
21 established or authorized by the General Assembly; and (b)
22 "religious observance" or "religious practice" includes all
23 aspects of religious observance and practice, as well as
24 belief.

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

1 Section 210. The Volunteer Emergency Worker Higher
2 Education Protection Act is amended by changing Section 5 as
3 follows:

4 (110 ILCS 122/5)

5 Sec. 5. Definitions. For the purposes of this Section:

6 "Institution of higher education" means 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, Western Illinois University, the
12 public community colleges of this State, and any other public
13 universities, colleges, and community colleges now or
14 hereafter established or authorized by law.

15 "Volunteer emergency worker" means a volunteer emergency
16 worker as defined in the Volunteer Emergency Worker Job
17 Protection Act.

18 (Source: P.A. 94-957, eff. 7-1-06.)

19 Section 215. The Board of Higher Education Act is amended
20 by changing Sections 1, 7, 8, 9.11, 9.29, and 10 as follows:

21 (110 ILCS 205/1) (from Ch. 144, par. 181)

22 Sec. 1. The following terms shall have the meanings
23 respectively prescribed for them, except when the context

1 otherwise requires:

2 "Public institutions of higher education": 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; Western Illinois
8 University; the public community colleges of the State and any
9 other public universities, colleges and community colleges now
10 or hereafter established or authorized by the General Assembly.

11 "Board": The Board of Higher Education created by this Act.
12 (Source: P.A. 100-167, eff. 1-1-18.)

13 (110 ILCS 205/7) (from Ch. 144, par. 187)

14 Sec. 7. 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, the Illinois
24 Community College Board and the campuses under their governance
25 or supervision shall not hereafter undertake the establishment

1 of any new unit of instruction, research or public service
2 without the approval of the Board. The term "new unit of
3 instruction, research or public service" includes the
4 establishment of a college, school, division, institute,
5 department or other unit in any field of instruction, research
6 or public service not theretofore included in the program of
7 the institution, and includes the establishment of any new
8 branch or campus. The term does not include reasonable and
9 moderate extensions of existing curricula, research, or public
10 service programs which have a direct relationship to existing
11 programs; and the Board may, under its rule making power,
12 define the character of such reasonable and moderate
13 extensions.

14 Such governing boards shall submit to the Board all
15 proposals for a new unit of instruction, research, or public
16 service. The Board may approve or disapprove the proposal in
17 whole or in part or approve modifications thereof whenever in
18 its judgment such action is consistent with the objectives of
19 an existing or proposed master plan of higher education.

20 The Board of Higher Education is authorized to review
21 periodically all existing programs of instruction, research
22 and public service at the State universities and colleges and
23 to advise the appropriate board of control if the contribution
24 of each program is not educationally and economically
25 justified. Each State university shall report annually to the
26 Board on programs of instruction, research, or public service

1 that have been terminated, dissolved, reduced, or consolidated
2 by the university. Each State university shall also report to
3 the Board all programs of instruction, research, and public
4 service that exhibit a trend of low performance in enrollments,
5 degree completions, and high expense per degree. The Board
6 shall compile an annual report that shall contain information
7 on new programs created, existing programs that have been
8 closed or consolidated, and programs that exhibit low
9 performance or productivity. The report must be submitted to
10 the General Assembly. The Board shall have the authority to
11 define relevant terms and timelines by rule with respect to
12 this reporting.

13 (Source: P.A. 97-610, eff. 1-1-12.)

14 (110 ILCS 205/8) (from Ch. 144, par. 188)

15 Sec. 8. The Board of Trustees of the University of
16 Illinois, the Board of Trustees of Southern Illinois University
17 at Carbondale, the Board of Trustees of Southern Illinois
18 University at Edwardsville, the Board of Trustees of Chicago
19 State University, the Board of Trustees of Eastern Illinois
20 University, the Board of Trustees of Governors State
21 University, the Board of Trustees of Illinois State University,
22 the Board of Trustees of Northeastern Illinois University, the
23 Board of Trustees of Northern Illinois University, the Board of
24 Trustees of Western Illinois University, and the Illinois
25 Community College Board shall submit to the Board not later

1 than the 15th day of November of each year its budget proposals
2 for the operation and capital needs of the institutions under
3 its governance or supervision for the ensuing fiscal year. Each
4 budget proposal shall conform to the procedures developed by
5 the Board in the design of an information system for State
6 universities and colleges.

7 In order to maintain a cohesive system of higher education,
8 the Board and its staff shall communicate on a regular basis
9 with all public university presidents. They shall meet at least
10 semiannually to achieve economies of scale where possible and
11 provide the most innovative and efficient programs and
12 services.

13 The Board, in the analysis of formulating the annual budget
14 request, shall consider rates of tuition and fees and
15 undergraduate tuition and fee waiver programs at the State
16 universities and colleges. The Board shall also consider the
17 current and projected utilization of the total physical plant
18 of each campus of a university or college in approving the
19 capital budget for any new building or facility.

20 The Board of Higher Education shall submit to the Governor,
21 to the General Assembly, and to the appropriate budget agencies
22 of the Governor and General Assembly its analysis and
23 recommendations on such budget proposals.

24 The Board is directed to form a broad-based group of
25 individuals representing the Office of the Governor, the
26 General Assembly, public institutions of higher education,

1 State agencies, business and industry, statewide organizations
2 representing faculty and staff, and others as the Board shall
3 deem appropriate to devise a system for allocating State
4 resources to public institutions of higher education based upon
5 performance in achieving State goals related to student success
6 and certificate and degree completion.

7 Beginning in Fiscal Year 2013, the Board of Higher
8 Education budget recommendations to the Governor and the
9 General Assembly shall include allocations to public
10 institutions of higher education based upon performance
11 metrics designed to promote and measure student success in
12 degree and certificate completion. Public university metrics
13 must be adopted by the Board by rule, and public community
14 college metrics must be adopted by the Illinois Community
15 College Board by rule. These metrics must be developed and
16 promulgated in accordance with the following principles:

17 (1) The metrics must be developed in consultation with
18 public institutions of higher education, as well as other
19 State educational agencies and other higher education
20 organizations, associations, interests, and stakeholders
21 as deemed appropriate by the Board.

22 (2) The metrics shall include provisions for
23 recognizing the demands on and rewarding the performance of
24 institutions in advancing the success of students who are
25 academically or financially at risk, including
26 first-generation students, low-income students, and

1 students traditionally underrepresented in higher
2 education, as specified in Section 9.16 of this Act.

3 (3) The metrics shall recognize and account for the
4 differentiated missions of institutions and sectors of
5 higher education.

6 (4) The metrics shall focus on the fundamental goal of
7 increasing completion of college courses, certificates,
8 and degrees. Performance metrics shall recognize the
9 unique and broad mission of public community colleges
10 through consideration of additional factors including, but
11 not limited to, enrollment, progress through key academic
12 milestones, transfer to a baccalaureate institution, and
13 degree completion.

14 (5) The metrics must be designed to maintain the
15 quality of degrees, certificates, courses, and programs.

16 In devising performance metrics, the Board may be guided by the
17 report of the Higher Education Finance Study Commission.

18 Each State university must submit its plan for capital
19 improvements of non-instructional facilities to the Board for
20 approval before final commitments are made if the total cost of
21 the project as approved by the institution's board of control
22 is in excess of \$2 million. Non-instructional uses shall
23 include but not be limited to dormitories, union buildings,
24 field houses, stadium, other recreational facilities and
25 parking lots. The Board shall determine whether or not any
26 project submitted for approval is consistent with the master

1 plan for higher education and with instructional buildings that
2 are provided for therein. If the project is found by a majority
3 of the Board not to be consistent, such capital improvement
4 shall not be constructed.

5 (Source: P.A. 99-655, eff. 7-28-16.)

6 (110 ILCS 205/9.11) (from Ch. 144, par. 189.11)

7 Sec. 9.11. Effective January 1, 1980, to require the
8 preparation of an annual capital plan which details the
9 proposed budget year and 3-year ~~3-year~~ capital needs of the
10 Board of Trustees of the University of Illinois, the Board of
11 Trustees of Southern Illinois University at Carbondale, the
12 Board of Trustees of Southern Illinois University at
13 Edwardsville, the Board of Trustees of Chicago State
14 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. Such plan
20 shall detail capital expenditures to finance revenue producing
21 facilities through the issuance of revenue bonds. This plan
22 shall detail each project and the project cost in current
23 dollar amounts. The plan shall contain the appropriate detail
24 for the proposed budget year and the 3-year ~~3-year~~ plan which
25 will justify the projects ability to meet: the debt service

1 requirements by producing sufficient revenue, life expectancy
2 and maintenance requirements. Such annual capital plans shall
3 be submitted to the Commission on Government Forecasting and
4 Accountability no later than March 15th of each year.

5 (Source: P.A. 93-1067, eff. 1-15-05.)

6 (110 ILCS 205/9.29)

7 Sec. 9.29. Tuition and fee waiver report. The Board of
8 Higher Education shall annually compile information concerning
9 tuition and fee waivers and tuition and fee waiver programs
10 that has been provided by the 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 and shall report
17 its findings and recommendations concerning tuition and fee
18 waivers and tuition and fee waiver programs to the General
19 Assembly by filing electronic or paper copies of its report by
20 December 31 of each year as provided in Section 3.1 of the
21 General Assembly Organization Act.

22 (Source: P.A. 100-167, eff. 1-1-18.)

23 (110 ILCS 205/10) (from Ch. 144, par. 190)

24 Sec. 10. The Board of Trustees of the University of

1 Illinois, the Board of Trustees of Southern Illinois University
2 at 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, and the Illinois
10 Community College Board shall retain all the powers and duties
11 heretofore given and conferred upon them by statute, except
12 insofar as they are limited by the powers and duties delegated
13 to the Board of Higher Education by this Act.

14 Nothing, however, in this Act shall be construed to prevent
15 individual state universities and colleges from establishing
16 higher minimum admission requirements and higher minimum
17 admission requirements may be established for out-of-state
18 students than for Illinois residents.

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

20 Section 220. The Higher Education Cooperation Act is
21 amended by changing Section 2 as follows:

22 (110 ILCS 220/2) (from Ch. 144, par. 282)

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

1 "Board" means the Board of Higher Education;

2 "Nonpublic institution of higher education" means an
3 educational organization, other than a public institution of
4 higher education, which provides a minimum of an organized 2
5 year program at the private junior college level or higher and
6 which operates not-for-profit and in conformity with standards
7 substantially equivalent to those of the public institutions of
8 higher education;

9 "Public institution of higher education" 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, the public community
16 colleges of this State, and any other public universities,
17 colleges and community colleges now or hereafter established or
18 authorized by the General Assembly.

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

20 Section 225. The Illinois Cooperative Work Study Program
21 Act is amended by changing Section 2 as follows:

22 (110 ILCS 225/2) (from Ch. 144, par. 2952)

23 Sec. 2. Definitions. In this Act:

24 "Board" means the Illinois Board of Higher Education.

1 "Nonpublic institution of higher education" means an
2 educational organization, other than a public institution of
3 higher education, that provides a minimum of an organized 2
4 year program at the private junior college level or higher and
5 that operates in conformity with standards substantially
6 equivalent to those of the public institutions of higher
7 education.

8 "Public institution of higher education" means the
9 University of Illinois, Southern Illinois University at
10 Carbondale, Southern Illinois University at Edwardsville,
11 Chicago State University, Eastern Illinois University,
12 Governors State University, Illinois State University,
13 Northeastern Illinois University, Northern Illinois
14 University, Western Illinois University, the public community
15 colleges of this State, and any other public universities,
16 colleges and community colleges now or hereafter established or
17 authorized by the General Assembly.

18 "Cooperative work study" means an academically related
19 work and study experience with business, industry, government
20 or other agencies and organizations. Cooperative work study may
21 include, but is not limited to, summer internships, clinical
22 placements, internships and work experiences during the
23 academic year.

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

25 Section 230. The University of Illinois Act is amended by

1 changing Section 7f as follows:

2 (110 ILCS 305/7f) (from Ch. 144, par. 28f)

3 Sec. 7f. 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 the University of
12 Illinois 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
22 University of Illinois under the same admissions requirements,
23 standards and policies which the University of Illinois applies
24 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 Objects Act
16 is amended by changing the title and Sections 2, 12, and 15 as
17 follows:

18 (110 ILCS 510/Act title)

19 An Act in relation to the Southern Illinois University at
20 Carbondale and Southern Illinois University at Edwardsville.

21 (110 ILCS 510/2) (from Ch. 144, par. 602)

22 Sec. 2. The objects of Southern Illinois University at
23 Carbondale and Southern Illinois University at Edwardsville

1 shall be to qualify teachers for the schools of this State in
2 all branches of study which pertain to a common school
3 education; to teach such branches of learning as are related to
4 agriculture and the mechanic arts, including military tactics;
5 to offer such courses of instruction as shall best serve to
6 provide liberal and vocational education customarily offered
7 at the college level; and to offer such other courses of
8 instruction as these Universities determine ~~the University~~
9 ~~determines~~; provided no professional courses culminating in
10 degrees in law, medicine, dentistry or pharmacy may be offered
11 by such Universities ~~University~~ unless approved by the Board of
12 Higher Education as provided in Section 7 of the Board of
13 Higher Education Act ~~"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 heretofore and hereafter amended.~~

17 (Source: Laws 1963, p. 3272.)

18 (110 ILCS 510/12) (from Ch. 144, par. 612)

19 Sec. 12. The Board of Trustees of Southern Illinois
20 University at Carbondale and the Board of Trustees of Southern
21 Illinois University at Edwardsville shall appoint instructors,
22 and such officers as may be required, fix their respective
23 salaries and prescribe their duties. Each ~~The~~ board may remove
24 any instructor or officer for proper cause giving 10 ~~ten~~ days'
25 notice of any charge presented, and reasonable opportunity of

1 defense. Each ~~The~~ board shall prescribe and provide the
2 textbooks, apparatus and furniture to be used in the university
3 and make all regulations necessary for its management. Each ~~The~~
4 board may, on recommendation of the faculty of the university,
5 issue diplomas to persons who have satisfactorily completed the
6 required studies and confer such degrees as are suitable for
7 the courses of study authorized by Section 2.

8 (Source: Laws 1949, p. 1420.)

9 (110 ILCS 510/15) (from Ch. 144, par. 615)

10 Sec. 15. The expense of the building, improving, repairing
11 and supplying fuel and furniture and the necessary appliances
12 and apparatus for conducting said universities ~~school~~, and the
13 salaries or compensation of the Board of Trustees of Southern
14 Illinois University at Carbondale and the Board of Trustees of
15 Southern Illinois University at Edwardsville, the
16 superintendent, assistants, agents and employees, shall be a
17 charge upon the State Treasury; all other expenses shall be
18 chargeable against pupils, and each ~~the~~ Board of Trustees ~~of~~
19 ~~Southern Illinois University~~ shall regulate the charges
20 accordingly.

21 (Source: Laws 1949, p. 1420.)

22 Section 240. The Southern Illinois University Management
23 Act is amended by changing the title and Sections 1, 2, 4, 5,
24 6.6, 8, 8a, 8b, 8c, 8e, and 8f and adding Sections 0.05, 1.5,

1 1.10, 3.5, 3.10, and 3.15 as follows:

2 (110 ILCS 520/Act title)

3 An Act providing for the management, operation, control and
4 maintenance of Southern Illinois University at Carbondale and
5 Southern Illinois University at Edwardsville.

6 (110 ILCS 520/0.05 new)

7 Sec. 0.05. Definitions. In this Act:

8 "Board" and "Board of Trustees" mean both the Board of
9 Trustees of Southern Illinois University at Carbondale and the
10 Board of Trustees of Southern Illinois University at
11 Edwardsville.

12 "University" means both Southern Illinois University at
13 Carbondale and Southern Illinois University at Edwardsville.

14 (110 ILCS 520/1) (from Ch. 144, par. 651)

15 Sec. 1. There is hereby created a body politic and
16 corporate which shall be styled the Board of Trustees of
17 Southern Illinois University to operate, manage, control and
18 maintain the University, ~~hereinafter called the Board.~~ The
19 Board of Trustees of Southern Illinois University is abolished
20 on July 1, 2018. On July 1, 2018, the governance and control of
21 Southern Illinois University shall pass to and rest within the
22 new boards of trustees created under Sections 1.5 and 1.10 of
23 this Act as provided by law. The sole function and power of the

1 Board of Trustees of Southern Illinois University from June 1,
2 2018 until its abolition on July 1, 2018 shall be to assist in
3 transferring all books, records, papers, documents, pending
4 business, accounts, and all real and personal property
5 belonging to or held for the use and benefit of Southern
6 Illinois University that until July 1, 2018 was under the Board
7 of Trustees' governance to the new boards of trustees as
8 provided by law.

9 (Source: Laws 1951, p. 1407.)

10 (110 ILCS 520/1.5 new)

11 Sec. 1.5. Southern Illinois University at Carbondale;
12 creation of board.

13 (a) There is hereby created a body politic and corporate
14 that shall be styled the Board of Trustees of Southern Illinois
15 University at Carbondale to operate, manage, control, and
16 maintain Southern Illinois University at Carbondale.

17 (b) That part of Southern Illinois University associated
18 with the Carbondale campus and the School of Law before July 1,
19 2018, shall hereafter be known as Southern Illinois University
20 at Carbondale, shall be under the governance and control of the
21 Board of Trustees of Southern Illinois University at
22 Carbondale, and beginning on July 1, 2018, shall award
23 appropriate degrees in the name of Southern Illinois University
24 at Carbondale.

1 (110 ILCS 520/1.10 new)

2 Sec. 1.10. Southern Illinois University at Edwardsville;
3 creation of board.

4 (a) There is hereby created a body politic and corporate
5 that shall be styled the Board of Trustees of Southern Illinois
6 University at Edwardsville to operate, manage, control, and
7 maintain Southern Illinois University at Edwardsville.

8 (b) That part of the Southern Illinois University
9 associated with the Edwardsville campus and the School of
10 Medicine, School of Dental Medicine, School of Pharmacy, School
11 of Nursing, and the East St. Louis Center before July 1, 2018
12 shall hereafter be known as Southern Illinois University at
13 Edwardsville, shall be under the governance and control of the
14 Board of Trustees of Southern Illinois University at
15 Edwardsville, and beginning on July 1, 2018, shall award
16 appropriate degrees in the name of Southern Illinois University
17 at Edwardsville.

18 (110 ILCS 520/2) (from Ch. 144, par. 652)

19 Sec. 2. The Board shall consist of 7 voting members
20 appointed by the Governor, by and with the advice and consent
21 of the Senate, ~~the Superintendent of Public Instruction, or his~~
22 ~~chief assistant for liaison with higher education when~~
23 ~~designated to serve in his place, ex officio, and one voting~~
24 ~~student member designated by the Governor from one campus of~~
25 ~~the University~~ and one nonvoting ~~student~~ member who is a

1 student at ~~from the campus of~~ the University ~~not represented by~~
2 ~~the voting student member. The Governor shall designate one of~~
3 ~~the student members serving on the Board to serve as the voting~~
4 ~~student member. Each student member shall be chosen by the~~
5 ~~respective campuses of Southern Illinois University at~~
6 ~~Carbondale and Edwardsville.~~ The method of choosing the ~~these~~
7 student member ~~members~~ shall be by campus-wide student
8 election, ~~and any student designated by the Governor to be a~~
9 ~~voting student member shall be one of the students chosen by~~
10 ~~this method.~~ The student member ~~members~~ shall serve a term
11 ~~terms~~ of one year beginning on July 1 of each year, except that
12 the student member ~~members~~ initially selected shall serve a
13 term beginning on the date of such selection and expiring on
14 the next succeeding June 30. To be eligible for selection as a
15 student member and to be eligible to remain as a ~~voting or~~
16 ~~nonvoting~~ student member of the Board, the ~~a~~ student member
17 must be a resident of this State, must have and maintain a
18 grade point average that is equivalent to at least 2.5 on a 4.0
19 scale, and must be a full time student enrolled at all times
20 during his or her term of office except for that part of the
21 term which follows the completion of the last full regular
22 semester of an academic year and precedes the first full
23 regular semester of the succeeding academic year at the
24 university (sometimes commonly referred to as the summer
25 session or summer school). If the ~~a voting or nonvoting~~ student
26 member ~~serving on the Board~~ fails to continue to meet or

1 maintain the residency, minimum grade point average, or
2 enrollment requirement established by this Section, his or her
3 membership on the Board shall be deemed to have terminated by
4 operation of law. No more than 4 of the members appointed by
5 the Governor shall be affiliated with the same political party.
6 Each member appointed by the Governor must be a resident of
7 this State. A failure to meet or maintain this residency
8 requirement constitutes a resignation from and creates a
9 vacancy in the Board. Of the members first appointed by the
10 Governor, 4 shall be appointed for terms to expire on the third
11 Monday in January, 2022 and 3 shall be appointed for terms to
12 expire on the third Monday in January, 2024. If the Senate is
13 not in session on July 1, 2018 or if a vacancy in an appointive
14 membership occurs at a time when the Senate is not in session,
15 the Governor shall make temporary appointments until the next
16 meeting of the Senate when he or she shall nominate persons to
17 fill such memberships for the remainder of their respective
18 terms. Upon the expiration of the terms of members appointed by
19 the Governor, their respective successors shall be appointed
20 for terms of 6 years from the third Monday in January of each
21 odd-numbered year and until their respective successors are
22 appointed for like terms. ~~If the Senate is not in session~~
23 ~~appointments shall be made as in the case of vacancies.~~
24 (Source: P.A. 91-778, eff. 1-1-01; 91-798, eff. 7-9-00; 92-16,
25 eff. 6-28-01.)

1 (110 ILCS 520/3.5 new)

2 Sec. 3.5. Southern Illinois University at Carbondale;
3 transfer of authority. All of the rights, powers, and duties
4 vested by law in the Board of Trustees of Southern Illinois
5 University before July 1, 2014 and relating to the operation,
6 management, control, and maintenance of Southern Illinois
7 University at Carbondale prior to its change of name and status
8 are hereby transferred to and vested in the Board of Trustees
9 of Southern Illinois University at Carbondale.

10 All books, records, papers, documents, and pending
11 business in any way pertaining to Southern Illinois University
12 at Carbondale prior to its change of name and status and held
13 by the Board of Trustees of Southern Illinois University before
14 July 1, 2018 are hereby transferred from the Board of Trustees
15 of Southern Illinois University to the Board of Trustees of
16 Southern Illinois University at Carbondale.

17 On July 1, 2018, the rules and regulations previously
18 promulgated by the Board of Trustees of Southern Illinois
19 University and applicable to Southern Illinois University at
20 Carbondale prior to its change of name and status shall be the
21 rules and regulations applicable to Southern Illinois
22 University at Carbondale, provided that, beginning on July 1,
23 2018, any or all of the rules and regulations may be changed or
24 rescinded by the Board of Trustees of Southern Illinois
25 University at Carbondale.

26 The right of custody, possession, and control over all

1 items of income, funds, or deposits in any way pertaining to
2 Southern Illinois University at Carbondale prior to its change
3 of name and status that before July 1, 2018 were held or
4 retained by or under the jurisdiction of the Board of Trustees
5 of Southern Illinois University under the authority of the
6 State Finance Act as that Act existed before July 1, 2018, is
7 hereby transferred to and vested in the Board of Trustees of
8 Southern Illinois University at Carbondale to be retained by
9 Southern Illinois University at Carbondale in its own treasury,
10 or deposited with a bank or savings and loan association, all
11 in accordance with the provisions of the State Finance Act.

12 There is hereby transferred from the Board of Trustees of
13 Southern Illinois University to the Board of Trustees of
14 Southern Illinois University at Carbondale the power of order
15 and direction over the disbursement of those funds in any way
16 pertaining to Southern Illinois University at Carbondale prior
17 to its change of name and status that immediately prior to the
18 effective date of this amendatory Act of the 100th General
19 Assembly were retained by Southern Illinois University in its
20 own treasury under the authority of the State Finance Act as
21 that Act existed prior to July 1, 2018, provided that such
22 funds shall be disbursed from time to time pursuant to the
23 order and direction of the Board of Trustees of Southern
24 Illinois University at Carbondale in accordance with any
25 contracts, pledges, trusts, or agreements heretofore made with
26 respect to the use or application of such funds by the Board of

1 Trustees of Southern Illinois University.

2 The Board of Trustees of Southern Illinois University at
3 Carbondale shall succeed to, assume, and exercise all rights,
4 powers, duties, and responsibilities formerly exercised by the
5 Board of Trustees of Southern Illinois University on behalf of
6 Southern Illinois University at Carbondale before its change of
7 name and status. All contracts and agreements entered into by
8 the Board of Trustees of Southern Illinois University on behalf
9 of Southern Illinois University at Carbondale before its change
10 of name and status shall subsist notwithstanding the transfer
11 of the functions of the Board of Trustees of Southern Illinois
12 University, with respect to Southern Illinois University at
13 Carbondale prior to its change of name and status, to the Board
14 of Trustees of Southern Illinois University at Carbondale. All
15 bonds, notes, and other evidences of indebtedness outstanding
16 on July 1, 2018 issued by the Board of Trustees of Southern
17 Illinois University on behalf of Southern Illinois University
18 at Carbondale before its change of name and status shall become
19 the bonds, notes, or other evidences of indebtedness of
20 Southern Illinois University at Carbondale and shall be
21 otherwise unaffected by the transfer of functions to the Board
22 of Trustees of Southern Illinois University at Carbondale. Any
23 action with respect to Southern Illinois University at
24 Carbondale prior to its change of name and status, including
25 without limitation approvals of applications for bonds and
26 resolutions constituting official action under the Internal

1 Revenue Code, by the Board of Trustees of Southern Illinois
2 University before July 1, 2014 shall remain effective to the
3 same extent as if that action had been taken by the Board of
4 Trustees of Southern Illinois University at Carbondale and
5 shall be deemed to be action taken by the Board of Trustees of
6 Southern Illinois University at Carbondale for Southern
7 Illinois University at Carbondale.

8 The title to all other property, whether real, personal or
9 mixed, and all accounts receivable belonging to or under the
10 jurisdiction of the Board of Trustees of Southern Illinois
11 University for Southern Illinois University at Carbondale
12 prior to its change of name and status is hereby transferred to
13 and vested in the Board of Trustees of Southern Illinois
14 University at Carbondale to be held for the People of the State
15 of Illinois.

16 The employment of all academic and nonacademic personnel of
17 Southern Illinois University at Carbondale prior to its change
18 of name and status is hereby transferred from the Board of
19 Trustees of Southern Illinois University to the Board of
20 Trustees of Southern Illinois University at Carbondale, but the
21 locus of employment shall not be transferred. The transfer
22 shall not affect the status and rights of any person under the
23 State Universities Retirement System or the State Universities
24 Civil Service System. On July 1, 2018, the individuals whose
25 employment is so transferred shall be credited with earned
26 vacation days and sick leave days accrued before the transfer.

1 On July 1, 2018, individuals who were students of Southern
2 Illinois University at Carbondale prior to its change of name
3 and status shall be students of Southern Illinois University at
4 Carbondale.

5 (110 ILCS 520/3.10 new)

6 Sec. 3.10. Southern Illinois University at Edwardsville;
7 transfer of authority. All of the rights, powers, and duties
8 vested by law in the Board of Trustees of Southern Illinois
9 University before July 1, 2018 and relating to the operation,
10 management, control, and maintenance of Southern Illinois
11 University at Edwardsville prior to its change of name and
12 status are hereby transferred to and vested in the Board of
13 Trustees of Southern Illinois University at Edwardsville.

14 All books, records, papers, documents, and pending
15 business in any way pertaining to Southern Illinois University
16 at Edwardsville prior to its change of name and status and held
17 by the Board of Trustees of Southern Illinois University before
18 July 1, 2018 are hereby transferred from the Board of Trustees
19 of Southern Illinois University to the Board of Trustees of
20 Southern Illinois University at Edwardsville.

21 On July 1, 2018, the rules and regulations previously
22 promulgated by the Board of Trustees of Southern Illinois
23 University and applicable to Southern Illinois University at
24 Edwardsville prior to its change of name and status shall be
25 the rules and regulations applicable to Southern Illinois

1 University at Edwardsville, provided that, beginning on July 1,
2 2018, any or all of the rules and regulations may be changed or
3 rescinded by the Board of Trustees of Southern Illinois
4 University at Edwardsville.

5 The right of custody, possession, and control over all
6 items of income, funds, or deposits in any way pertaining to
7 Southern Illinois University at Edwardsville prior to its
8 change of name and status that before July 1, 2018 were held or
9 retained by or under the jurisdiction of the Board of Trustees
10 of Southern Illinois University under the authority of the
11 State Finance Act as that Act existed before July 1, 2018, is
12 hereby transferred to and vested in the Board of Trustees of
13 Southern Illinois University at Edwardsville to be retained by
14 Southern Illinois University at Edwardsville in its own
15 treasury, or deposited with a bank or savings and loan
16 association, all in accordance with the provisions of the State
17 Finance Act.

18 There is hereby transferred from the Board of Trustees of
19 Southern Illinois University to the Board of Trustees of
20 Southern Illinois University at Edwardsville the power of order
21 and direction over the disbursement of those funds in any way
22 pertaining to Southern Illinois University at Edwardsville
23 prior to its change of name and status that immediately prior
24 to the effective date of this amendatory Act of the 100th
25 General Assembly were retained by Southern Illinois University
26 in its own treasury under the authority of the State Finance

1 Act as that Act existed prior to July 1, 2018, provided that
2 such funds shall be disbursed from time to time pursuant to the
3 order and direction of the Board of Trustees of Southern
4 Illinois University at Edwardsville in accordance with any
5 contracts, pledges, trusts, or agreements heretofore made with
6 respect to the use or application of such funds by the Board of
7 Trustees of Southern Illinois University.

8 The Board of Trustees of Southern Illinois University at
9 Edwardsville shall succeed to, assume, and exercise all rights,
10 powers, duties, and responsibilities formerly exercised by the
11 Board of Trustees of Southern Illinois University on behalf of
12 Southern Illinois University at Edwardsville before its change
13 of name and status. All contracts and agreements entered into
14 by the Board of Trustees of Southern Illinois University on
15 behalf of Southern Illinois University at Edwardsville before
16 its change of name and status shall subsist notwithstanding the
17 transfer of the functions of the Board of Trustees of Southern
18 Illinois University, with respect to Southern Illinois
19 University at Edwardsville prior to its change of name and
20 status, to the Board of Trustees of Southern Illinois
21 University at Edwardsville. All bonds, notes, and other
22 evidences of indebtedness outstanding on July 1, 2018 issued by
23 the Board of Trustees of Southern Illinois University on behalf
24 of Southern Illinois University at Edwardsville before its
25 change of name and status shall become the bonds, notes, or
26 other evidences of indebtedness of Southern Illinois

1 University at Edwardsville and shall be otherwise unaffected by
2 the transfer of functions to the Board of Trustees of Southern
3 Illinois University at Edwardsville. Any action with respect to
4 Southern Illinois University at Edwardsville prior to its
5 change of name and status, including without limitation
6 approvals of applications for bonds and resolutions
7 constituting official action under the Internal Revenue Code,
8 by the Board of Trustees of Southern Illinois University before
9 July 1, 2018 shall remain effective to the same extent as if
10 that action had been taken by the Board of Trustees of Southern
11 Illinois University at Edwardsville and shall be deemed to be
12 action taken by the Board of Trustees of Southern Illinois
13 University at Edwardsville for Southern Illinois University at
14 Edwardsville.

15 The title to all other property, whether real, personal or
16 mixed, and all accounts receivable belonging to or under the
17 jurisdiction of the Board of Trustees of Southern Illinois
18 University for Southern Illinois University at Edwardsville
19 prior to its change of name and status is hereby transferred to
20 and vested in the Board of Trustees of Southern Illinois
21 University at Edwardsville to be held for the People of the
22 State of Illinois.

23 The employment of all academic and nonacademic personnel of
24 Southern Illinois University at Edwardsville prior to its
25 change of name and status is hereby transferred from the Board
26 of Trustees of Southern Illinois University to the Board of

1 Trustees of Southern Illinois University at Edwardsville, but
2 the locus of employment shall not be transferred. The transfer
3 shall not affect the status and rights of any person under the
4 State Universities Retirement System or the State Universities
5 Civil Service System. On July 1, 2018, the individuals whose
6 employment is so transferred shall be credited with earned
7 vacation days and sick leave days accrued before the transfer.

8 On July 1, 2018, individuals who were students of Southern
9 Illinois University at Edwardsville prior to its change of name
10 and status shall be students of Southern Illinois University at
11 Edwardsville.

12 (110 ILCS 520/3.15 new)

13 Sec. 3.15. Inability to transfer. Anything under Section
14 3.5 or 3.10 of this Act that cannot be transferred to the Board
15 of Trustees of Southern Illinois University at Carbondale or
16 the Board of Trustees of Southern Illinois University at
17 Edwardsville because it was not related to either Southern
18 Illinois University at Carbondale prior to its change of name
19 and status or Southern Illinois University at Edwardsville
20 prior to its change of name and status shall be divided
21 equally, if possible, or shared between the 2 universities.

22 (110 ILCS 520/4) (from Ch. 144, par. 654)

23 Sec. 4. Members of the Board shall serve without
24 compensation but shall be entitled to reasonable amounts for

1 expenses necessarily incurred in the performance of their
2 duties. Such expenses incurred by the ~~any non-voting~~ student
3 member may, at the discretion of the Chairperson ~~Chairman~~ of
4 the Board, be provided for by advance payment to the student
5 ~~such~~ member, who shall account therefor to the Board
6 immediately after each meeting.

7 No member of the Board shall hold or be employed in or
8 appointed to any office or place under the authority of the
9 Board, nor shall any member of the Board be directly or
10 indirectly interested in any contract made by the Board, nor
11 shall he or she be an employee of the State government
12 ~~Government~~. This Section ~~section~~ does not prohibit the student
13 member ~~members~~ of the Board from maintaining normal and
14 official status as an enrolled student ~~students~~ or normal
15 student employment at the ~~Southern Illinois~~ University.

16 (Source: P.A. 93-1096, eff. 1-1-06.)

17 (110 ILCS 520/5) (from Ch. 144, par. 655)

18 Sec. 5. Members of the Board shall elect annually by secret
19 ballot from their own number a chairperson ~~chairman~~ who shall
20 preside over meetings of the Board and a secretary.

21 Meetings of the Board shall be held at least once each
22 quarter on the ~~a~~ campus of the ~~Southern Illinois~~ University. At
23 all regular meetings of the Board, a majority of its voting
24 members shall constitute a quorum. The student member ~~members~~
25 shall have all of the privileges of membership, including the

1 right to make and second motions and to attend executive
2 sessions, other than the right to vote, but the ~~except that the~~
3 ~~student member designated by the Governor as the voting student~~
4 ~~member shall have the right to vote on all Board matters except~~
5 ~~those involving faculty tenure, faculty promotion or any issue~~
6 ~~on which the student member has a direct conflict of interest.~~
7 ~~For the purposes of this Section, a student member shall not be~~
8 ~~deemed to have a direct conflict of interest in and may vote on~~
9 ~~any item involving the employment or compensation of the~~
10 ~~Chancellor at any campus or the President of the University or~~
11 ~~the election of officers. A student member who is not entitled~~
12 ~~to vote on a measure at a meeting of the Board or any of its~~
13 ~~committees~~ shall not be considered a member for the purpose of
14 determining whether a quorum is present at any meeting of the
15 Board or any of its committees ~~the time that measure is voted~~
16 ~~upon~~. No action of the Board shall be invalidated by reason of
17 any vacancies on the Board, or by reason of any failure to
18 select a student member.

19 Special meetings of the Board may be called by the
20 chairperson ~~chairman~~ of the Board or by any 3 members of the
21 Board.

22 At each regular and special meeting that is open to the
23 public, members of the public and employees of the University
24 shall be afforded time, subject to reasonable constraints, to
25 make comments to or ask questions of the Board.

26 (Source: P.A. 99-734, eff. 8-5-16.)

1 (110 ILCS 520/6.6)

2 Sec. 6.6. The Illinois Ethanol Research Advisory Board.

3 (a) There is established the Illinois Ethanol Research
4 Advisory Board (the "Advisory Board").

5 (b) The Advisory Board shall be composed of 13 members
6 including: the President of Southern Illinois University at
7 Edwardsville who shall be Chairperson ~~Chairman~~; the Director of
8 Commerce and Economic Opportunity; the Director of
9 Agriculture; the President of the Illinois Corn Growers
10 Association; the President of the National Corn Growers
11 Association; the President of the Renewable Fuels Association;
12 the Dean of the College of Agricultural, Consumer, and
13 Environmental Science, University of Illinois at
14 Champaign-Urbana; and 6 at-large members appointed by the
15 Governor representing the ethanol industry, growers,
16 suppliers, and universities.

17 (c) The 6 at-large members shall serve a term of 4 years.
18 The Advisory Board shall meet at least annually or at the call
19 of the Chairperson ~~Chairman~~. At any time a majority of the
20 Advisory Board may petition the Chairperson ~~Chairman~~ for a
21 meeting of the Board. Seven members of the Advisory Board shall
22 constitute a quorum.

23 (d) The Advisory Board shall:

24 (1) Review the annual operating plans and budget of the
25 National Corn-to-Ethanol Research Pilot Plant.

1 (2) Advise on research and development priorities and
2 projects to be carried out at the Corn-to-Ethanol Research
3 Pilot Plant.

4 (3) Advise on policies and procedures regarding the
5 management and operation of the ethanol research pilot
6 plant. This may include contracts, project selection, and
7 personnel issues.

8 (4) Develop bylaws.

9 (5) Submit a final report to the Governor and General
10 Assembly outlining the progress and accomplishments made
11 during the year along with a financial report for the year.

12 (6) Establish and operate, subject to specific
13 appropriation for the purpose of providing facility
14 operating funds, the National Corn-to-Ethanol Research
15 Center at Southern Illinois University at Edwardsville as a
16 State Biorefining Center of Excellence with the following
17 purposes and goals:

18 (A) To utilize interdisciplinary,
19 interinstitutional, and industrial collaborations to
20 conduct research.

21 (B) To provide training and services to the ethanol
22 fuel industry to make projects and training to advance
23 the biofuels industry in the State more affordable for
24 the institutional and industrial bodies, including,
25 but not limited to, Illinois farmer-owned ethanol
26 cooperatives.

1 (C) To coordinate near-term industry research
2 needs and laboratory services by identifying needs and
3 pursuing federal and other funding sources.

4 (D) To develop and provide hands-on training to
5 prepare students for the biofuels workforce and train
6 workforce reentrants.

7 (E) To serve as an independent, third-party source
8 for review, testing, validation standardization, and
9 definition in areas of industry need.

10 (F) To provide seminars, tours, and informational
11 sessions advocating renewable energy.

12 (G) To provide consultation services and
13 information for those interested in renewable energy.

14 (H) To develop demonstration projects by pursuing
15 federal and other funding sources.

16 (e) The Advisory Board established by this Section is a
17 continuation, as changed by the Section, of the Board
18 established under Section 8a of the Energy Conservation and
19 Coal Act and repealed by this amendatory Act of the 92nd
20 General Assembly.

21 (Source: P.A. 94-793, eff. 5-19-06; 95-99, eff. 1-1-08.)

22 (110 ILCS 520/8) (from Ch. 144, par. 658)

23 Sec. 8. Powers and duties of the Board. The Board shall
24 have power and it shall be its duty:

25 1. To make rules, regulations and by-laws, not

1 inconsistent with law, for the government and management of
2 the ~~Southern Illinois~~ University and its branches.

3 2. To employ, and, for good cause, to remove a
4 president of the ~~Southern Illinois~~ University, and all
5 necessary deans, professors, associate professors,
6 assistant professors, instructors, and other educational
7 and administrative assistants, and all other necessary
8 employees, and contract with them upon matters relating to
9 tenure, salaries and retirement benefits in accordance
10 with the State Universities Civil Service Act; the Board
11 shall, upon the written request of an employee of the
12 ~~Southern Illinois~~ University, withhold from the
13 compensation of that employee any dues, payments or
14 contributions payable by such employee to any labor
15 organization as defined in the Illinois Educational Labor
16 Relations Act. Under such arrangement, an amount shall be
17 withheld from each regular payroll period which is equal to
18 the pro rata share of the annual dues plus any payments or
19 contributions, and the Board shall transmit such
20 withholdings to the specified labor organization within 10
21 working days from the time of the withholding. Whenever the
22 Board establishes a search committee to fill the position
23 of president of the ~~Southern Illinois~~ University, there
24 shall be minority representation, including women, on that
25 search committee.

26 3. To prescribe the course of study to be followed, and

1 textbooks and apparatus to be used at the ~~Southern Illinois~~
2 University.

3 4. To issue upon the recommendation of the faculty,
4 diplomas to such persons as have satisfactorily completed
5 the required studies of the ~~Southern Illinois~~ University,
6 and confer such professional and literary degrees as are
7 usually conferred by other institutions of like character
8 for similar or equivalent courses of study, or such as the
9 Board may deem appropriate.

10 5. To examine into the conditions, management, and
11 administration of the ~~Southern Illinois~~ University, to
12 provide the requisite buildings, apparatus, equipment and
13 auxiliary enterprises, and to fix and collect
14 matriculation fees; tuition fees; fees for student
15 activities; fees for student facilities such as student
16 union buildings or field houses or stadium or other
17 recreational facilities; student welfare fees; laboratory
18 fees and similar fees for supplies and material.

19 6. To succeed to and to administer all trusts, trust
20 property, and gifts now or hereafter belonging or
21 pertaining to the ~~Southern Illinois~~ University.

22 7. To accept endowments of professorships or
23 departments in the University from any person who may
24 proffer them and, at regular meetings, to prescribe rules
25 and regulations in relation to endowments and declare on
26 what general principles they may be accepted.

1 8. To enter into contracts with the Federal government
2 for providing courses of instruction and other services at
3 the ~~Southern Illinois~~ University for persons serving in or
4 with the military or naval forces of the United States, and
5 to provide such courses of instruction and other services.

6 9. To provide for the receipt and expenditures of
7 Federal funds, paid to the ~~Southern Illinois~~ University by
8 the Federal government for instruction and other services
9 for persons serving in or with the military or naval forces
10 of the United States and to provide for audits of such
11 funds.

12 10. To appoint, subject to the applicable civil service
13 law, persons to be members of the ~~Southern Illinois~~
14 University Police Department. Members of the Police
15 Department shall be conservators of the peace and as such
16 have all powers possessed by policemen in cities, and
17 sheriffs, including the power to make arrests on view or
18 warrants of violations of state statutes, university rules
19 and regulations and city or county ordinances, except that
20 they may exercise such powers only within counties wherein
21 the university and any of its branches or properties are
22 located when such is required for the protection of
23 university properties and interests, and its students and
24 personnel, and otherwise, within such counties, when
25 requested by appropriate State or local law enforcement
26 officials. However, such officers shall have no power to

1 serve and execute civil processes.

2 The Board must authorize to each member of the ~~Southern~~
3 ~~Illinois~~ University Police Department and to any other
4 employee of the ~~Southern-Illinois~~ University exercising
5 the powers of a peace officer a distinct badge that, on its
6 face, (i) clearly states that the badge is authorized by
7 the ~~Southern-Illinois~~ University and (ii) contains a unique
8 identifying number. No other badge shall be authorized by
9 the ~~Southern-Illinois~~ University.

10 10.5. To conduct health care programs in furtherance of
11 its teaching, research, and public service functions,
12 which shall include without limitation patient and
13 ancillary facilities, institutes, clinics, or offices
14 owned, leased, or purchased through an equity interest by
15 the Board or its appointed designee to carry out such
16 activities in the course of or in support of the Board's
17 academic, clinical, and public service responsibilities.

18 10.10. With respect to the Board of Trustees of
19 Southern Illinois University at Edwardsville, to
20 administer the School of Medicine, School of Dental
21 Medicine, School of Pharmacy, School of Nursing, and the
22 East St. Louis Center.

23 11. With respect to the Board of Trustees of Southern
24 Illinois University at Edwardsville, to ~~To~~ administer a
25 plan or plans established by the clinical faculty of the
26 School of Medicine or the School of Dental Medicine for the

1 billing, collection and disbursement of charges for
2 services performed in the course of or in support of the
3 faculty's academic responsibilities, provided that such
4 plan has been first approved by Board action. All such
5 collections shall be deposited into a special fund or funds
6 administered by the Board from which disbursements may be
7 made according to the provisions of said plan. The
8 reasonable costs incurred, by the University,
9 administering the billing, collection and disbursement
10 provisions of a plan shall have first priority for payment
11 before distribution or disbursement for any other purpose.
12 Audited financial statements of the plan or plans must be
13 provided to the Legislative Audit Commission annually.

14 The Board of Trustees may own, operate, or govern, by
15 or through the School of Medicine, a managed care community
16 network established under subsection (b) of Section 5-11 of
17 the Illinois Public Aid Code.

18 12. The Board of Trustees may, directly or in
19 cooperation with other institutions of higher education,
20 acquire by purchase or lease or otherwise, and construct,
21 enlarge, improve, equip, complete, operate, control and
22 manage medical research and high technology parks,
23 together with the necessary lands, buildings, facilities,
24 equipment, and personal property therefor, to encourage
25 and facilitate (a) the location and development of business
26 and industry in the State of Illinois, and (b) the

1 increased application and development of technology and
2 (c) the improvement and development of the State's economy.
3 The Board of Trustees may lease to nonprofit corporations
4 all or any part of the land, buildings, facilities,
5 equipment or other property included in a medical research
6 and high technology park upon such terms and conditions as
7 the Board of Trustees may deem advisable and enter into any
8 contract or agreement with such nonprofit corporations as
9 may be necessary or suitable for the construction,
10 financing, operation and maintenance and management of any
11 such park; and may lease to any person, firm, partnership
12 or corporation, either public or private, any part or all
13 of the land, building, facilities, equipment or other
14 property of such park for such purposes and upon such
15 rentals, terms and conditions as the Board of Trustees may
16 deem advisable; and may finance all or part of the cost of
17 any such park, including the purchase, lease,
18 construction, reconstruction, improvement, remodeling,
19 addition to, and extension and maintenance of all or part
20 of such high technology park, and all equipment and
21 furnishings, by legislative appropriations, government
22 grants, contracts, private gifts, loans, receipts from the
23 operation of such high technology park, rentals and similar
24 receipts; and may make its other facilities and services
25 available to tenants or other occupants of any such park at
26 rates which are reasonable and appropriate.

1 13. To borrow money, as necessary, from time to time in
2 anticipation of receiving tuition, payments from the State
3 of Illinois, or other revenues or receipts of the
4 University, also known as anticipated moneys. The
5 borrowing limit shall be capped at 100% of the total amount
6 of payroll and other expense vouchers submitted and payable
7 to the University for fiscal year 2010 expenses, but unpaid
8 by the State Comptroller's office. Prior to borrowing any
9 funds, the University shall request from the Comptroller's
10 office a verification of the borrowing limit and shall
11 include the estimated date on which such borrowing shall
12 occur. The borrowing limit cap shall be verified by the
13 State Comptroller's office not prior to 45 days before any
14 estimated date for executing any promissory note or line of
15 credit established under this item 13. The principal amount
16 borrowed under a promissory note or line of credit shall
17 not exceed 75% of the borrowing limit. Within 15 days after
18 borrowing funds under any promissory note or line of credit
19 established under this item 13, the University shall submit
20 to the Governor's Office of Management and Budget, the
21 Speaker of the House of Representatives, the Minority
22 Leader of the House of Representatives, the President of
23 the Senate, and the Minority Leader of the Senate an
24 Emergency Short Term Cash Management Plan. The Emergency
25 Short Term Cash Management Plan shall outline the amount
26 borrowed, the terms for repayment, the amount of

1 outstanding State vouchers as verified by the State
2 Comptroller's office, and the University's plan for
3 expenditure of any borrowed funds, including, but not
4 limited to, a detailed plan to meet payroll obligations to
5 include collective bargaining employees, civil service
6 employees, and academic, research, and health care
7 personnel. The establishment of any promissory note or line
8 of credit established under this item 13 must be finalized
9 within 90 days after the effective date of this amendatory
10 Act of the 96th General Assembly. The borrowed moneys shall
11 be applied to the purposes of paying salaries and other
12 expenses lawfully authorized in the University's State
13 appropriation and unpaid by the State Comptroller. Any line
14 of credit established under this item 13 shall be paid in
15 full one year after creation or within 10 days after the
16 date the University receives reimbursement from the State
17 for all submitted fiscal year 2010 vouchers, whichever is
18 earlier. Any promissory note established under this item 13
19 shall be repaid within one year after issuance of the note.
20 The Chairman, Comptroller, or Treasurer of the Board shall
21 execute a promissory note or similar debt instrument to
22 evidence the indebtedness incurred by the borrowing. In
23 connection with a borrowing, the Board may establish a line
24 of credit with a financial institution, investment bank, or
25 broker/dealer. The obligation to make the payments due
26 under any promissory note or line of credit established

1 under this item 13 shall be a lawful obligation of the
2 University payable from the anticipated moneys. Any
3 borrowing under this item 13 shall not constitute a debt,
4 legal or moral, of the State and shall not be enforceable
5 against the State. The promissory note or line of credit
6 shall be authorized by a resolution passed by the Board and
7 shall be valid whether or not a budgeted item with respect
8 to that resolution is included in any annual or
9 supplemental budget adopted by the Board. The resolution
10 shall set forth facts demonstrating the need for the
11 borrowing, state an amount that the amount to be borrowed
12 will not exceed, and establish a maximum interest rate
13 limit not to exceed the maximum rate authorized by the Bond
14 Authorization Act or 9%, whichever is less. The resolution
15 may direct the Comptroller or Treasurer of the Board to
16 make arrangements to set apart and hold the portion of the
17 anticipated moneys, as received, that shall be used to
18 repay the borrowing, subject to any prior pledges or
19 restrictions with respect to the anticipated moneys. The
20 resolution may also authorize the Treasurer of the Board to
21 make partial repayments of the borrowing as the anticipated
22 moneys become available and may contain any other terms,
23 restrictions, or limitations not inconsistent with the
24 powers of the Board.

25 For the purposes of this item 13, "financial
26 institution" means any bank subject to the Illinois Banking

1 Act, any savings and loan association subject to the
2 Illinois Savings and Loan Act of 1985, and any federally
3 chartered commercial bank or savings and loan association
4 or government-sponsored enterprise organized and operated
5 in this State pursuant to the laws of the United States.

6 The powers of the Board as herein designated are subject to
7 the Board of Higher Education Act.

8 (Source: P.A. 100-400, eff. 8-25-17.)

9 (110 ILCS 520/8a) (from Ch. 144, par. 658a)

10 Sec. 8a. (1) The Board shall provide each member of the
11 ~~Southern Illinois~~ University Police Department without cost to
12 him public liability insurance covering him for any liability
13 which arises out of his employment to the extent of the
14 insurance policy limits which shall be not less than \$50,000.

15 (2) The Board shall have power to insure the Board, the
16 University and its branches ~~universities~~ under Board
17 jurisdiction, Board members, paid and unpaid employees of the
18 Board, and any students, volunteer workers, visiting faculty
19 and professionals who are agents of the Board in the
20 performance or delivery of its programs or services against
21 claims, damages, losses, expenses and civil suits arising out
22 of statements, acts or omissions in the discharge of their
23 duties, which statements, acts or omissions do not involve
24 intentional or willful and wanton misconduct on the part of
25 such persons; and to insure against losses to real and personal

1 property owned by the Board or in the actual or constructive
2 custody of the Board and for loss of income from such real and
3 personal property. The Board shall have power to defend, hold
4 harmless and indemnify, in whole or in part, all persons as to
5 whom any such insurance is provided. Pursuant to its power to
6 insure, the Board may establish and accumulate reserves for
7 payment of such claims, damages, losses, expenses and civil
8 suit awards or obtain insurance affording coverage for such
9 matters. Reserves established by the Board for the foregoing
10 purpose shall be subject to the following conditions:

11 (a) The amount of such reserves shall not exceed the amount
12 necessary and proper, based on past experience or independent
13 actuarial determinations;

14 (b) All earnings derived from such reserves shall be
15 considered part of the reserves and may be used only for the
16 same purposes for which the reserves may be used;

17 (c) Reserves may be used only for the purposes of making
18 payments for civil suits, claims, damages, losses and expenses,
19 including attorneys fees, claims investigation costs and
20 actuarial studies associated with liabilities arising out of
21 statements, acts or omissions of individuals in the discharge
22 of their duties, which statements, acts or omissions do not
23 involve intentional or willful and wanton misconduct on the
24 part of such individuals, for payment of insurance premiums,
25 and for the purposes of making payments for losses resulting
26 from any insured peril;

1 (d) All funds collected for the purposes specified in
2 paragraph (c) or earmarked for such purposes must be placed in
3 the reserves;

4 (e) Whenever the reserves have a balance in excess of what
5 is necessary and proper, then contributions, charges,
6 assessments or other forms of funding for the reserves shall be
7 appropriately decreased.

8 (3) As to all claims, damages, losses, expenses and civil
9 suits covered by insurance provided by the Board or as to which
10 the Board has not provided insurance, to the extent permitted
11 by law, sovereign immunity shall apply and recourse shall be
12 limited to the Court of Claims.

13 (4) When permitted by law to enter into an agreement with
14 any unit of government, institution of higher education,
15 person, or corporation for the use of property or the
16 performance of any function, service or act, the Board may
17 agree to the sharing or allocation of liabilities and damages
18 resulting from such use of property or performance of any
19 function, service or act. Such agreement may provide for
20 contribution or indemnification by any or all of the parties to
21 the agreement upon any liability arising out of the performance
22 of the agreement.

23 (Source: P.A. 84-1126.)

24 (110 ILCS 520/8b) (from Ch. 144, par. 658b)

25 Sec. 8b. (a) If the Board has provided access to any of the

1 campuses under its jurisdiction to persons or groups whose
2 purpose is to make students aware of educational or
3 occupational options, the board shall provide, on an equal
4 basis, access to the official recruiting representatives of the
5 armed forces of Illinois and the United States for the purpose
6 of informing students of educational and career opportunities
7 available to them in the military. The board is not required to
8 give greater notice regarding the right of access to recruiting
9 representatives than is given to other persons and groups.

10 (b) The Board shall not bar or exclude from the curriculum,
11 campus, or school facilities of the ~~Southern Illinois~~
12 University any armed forces training program or organization
13 operated under the authority of the United States government
14 because the program or organization complies with rules,
15 regulations, or policies of the United States government or any
16 agency, branch, or department thereof.

17 (Source: P.A. 87-788.)

18 (110 ILCS 520/8c) (from Ch. 144, par. 658c)

19 Sec. 8c. The Board of Trustees ~~of Southern Illinois~~
20 ~~University~~ shall establish a program to assess the oral English
21 language proficiency of all persons providing classroom
22 instruction to students at each campus under the jurisdiction,
23 governance or supervision of the Board, and shall ensure that
24 each person who is not orally proficient in the English
25 language attain such proficiency prior to providing any

1 classroom instruction to students. The program required by this
2 Section shall be fully implemented to ensure the oral English
3 language proficiency of all classroom instructors at each
4 campus under the jurisdiction, governance or supervision of the
5 Board ~~by the beginning of the 1987-88 academic year~~. Any other
6 provisions of this Section to the contrary notwithstanding,
7 nothing in this Section shall be deemed or construed to apply
8 to, or to require such oral English language proficiency of any
9 person who provides classroom instruction to students in
10 foreign language courses only.

11 (Source: P.A. 84-1434.)

12 (110 ILCS 520/8e) (from Ch. 144, par. 658e)

13 Sec. 8e. Admissions.

14 (a) ~~No Commencing in the fall of 1993, no~~ new student shall
15 ~~then or thereafter~~ be admitted to instruction in any of the
16 departments or colleges of the University unless such student
17 also has satisfactorily completed:

18 (1) at least 15 units of high school coursework from
19 the following 5 categories:

20 (A) 4 years of English (emphasizing written and
21 oral communications and literature), of which up to 2
22 years may be collegiate level instruction;

23 (B) 3 years of social studies (emphasizing history
24 and government);

25 (C) 3 years of mathematics (introductory through

1 advanced algebra, geometry, trigonometry, or
2 fundamentals of computer programming);

3 (D) 3 years of science (laboratory sciences); and

4 (E) 2 years of electives in foreign language (which
5 may be deemed to include American Sign Language),
6 music, vocational education or art;

7 (2) except that institutions may admit individual
8 applicants if the institution determines through
9 assessment or through evaluation based on learning
10 outcomes of the coursework taken, including vocational
11 education courses and courses taken in a charter school
12 established under Article 27A of the School Code, that the
13 applicant demonstrates knowledge and skills substantially
14 equivalent to the knowledge and skills expected to be
15 acquired in the high school courses required for admission.
16 The Board of Trustees ~~of Southern Illinois University~~ shall
17 not discriminate in the University's admissions process
18 against an applicant for admission because of the
19 applicant's enrollment in a charter school established
20 under Article 27A of the School Code. Institutions may also
21 admit 1) applicants who did not have an opportunity to
22 complete the minimum college preparatory curriculum in
23 high school, and 2) educationally disadvantaged applicants
24 who are admitted to the formal organized special assistance
25 programs that are tailored to the needs of such students,
26 providing that in either case, the institution

1 incorporates in the applicant's baccalaureate curriculum
2 courses or other academic activities that compensate for
3 course deficiencies; and

4 (3) except that up to 3 of 15 units of coursework
5 required by paragraph (1) of this subsection may be
6 distributed by deducting no more than one unit each from
7 the categories of social studies, mathematics, sciences
8 and electives and completing those 3 units in any of the 5
9 categories of coursework described in paragraph (1).

10 (b) When allocating funds, local boards of education shall
11 recognize their obligation to their students to offer the
12 coursework required by subsection (a).

13 (c) A student who has graduated from high school and has
14 scored within the University's accepted range on the ACT or SAT
15 shall not be required to take a high school equivalency test as
16 a prerequisite to admission.

17 (d) The Board shall establish an admissions process in
18 which honorably discharged veterans are permitted to submit an
19 application for admission to the University as a freshman
20 student enrolling in the spring semester if the veteran was on
21 active duty during the fall semester. The University may
22 request that the Department of Veterans' Affairs confirm the
23 status of an applicant as an honorably discharged veteran who
24 was on active duty during the fall semester.

25 (Source: P.A. 98-718, eff. 1-1-15; 99-806, eff. 8-15-16.)

1 (110 ILCS 520/8f) (from Ch. 144, par. 658f)

2 Sec. 8f. 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 Trustees ~~of Southern Illinois~~
11 ~~University~~ shall offer 50% tuition waivers for undergraduate
12 education at any campus under its governance or supervision to
13 the children of employees of an Illinois college or university
14 who have been employed by any one or by more than one Illinois
15 college or university for an aggregate period of at least 7
16 years. To be eligible to receive a partial tuition waiver, the
17 child of an employee of an Illinois college or university (i)
18 must be under the age of 25 at the commencement of the academic
19 year during which the partial tuition waiver is to be
20 effective, and (ii) must qualify for admission to the ~~Southern~~
21 ~~Illinois~~ University under the same admissions requirements,
22 standards and policies which the ~~Southern Illinois~~ University
23 applies to applicants for admission generally to its respective
24 undergraduate colleges and programs.

25 (c) Subject to the provisions and limitations of subsection

26 (b), an eligible applicant who has continued to maintain

1 satisfactory academic progress toward graduation may have his
2 or her partial tuition waiver renewed until the time as he or
3 she has expended 4 years of undergraduate partial tuition
4 waiver benefits under this Section.

5 (d) No partial tuition waiver offered or allocated to any
6 eligible applicant in accordance with the provisions of this
7 Section shall be charged against any tuition waiver limitation
8 established by the Illinois Board of Higher Education.

9 (e) The Board of Trustees shall prescribe rules and
10 regulations as are necessary to implement and administer the
11 provisions of this Section.

12 (Source: P.A. 90-282, eff. 1-1-98.)

13 Section 245. The Southern Illinois University Revenue Bond
14 Act is amended by changing the title and Section 2 as follows:

15 (110 ILCS 525/Act title)

16 An Act to authorize the Board of Trustees of Southern
17 Illinois University at Carbondale and the Board of Trustees of
18 Southern Illinois University at Edwardsville to acquire, own,
19 operate and maintain projects as herein defined, to issue its
20 bonds therefor, to refund its bonds heretofore and hereafter
21 issued, and to provide for the payment and security of all
22 bonds issued hereunder; and to define the powers and duties of
23 said Boards Board in reference thereto.

1 (110 ILCS 525/2) (from Ch. 144, par. 672)

2 Sec. 2. Definitions.

3 In this Act, unless the context otherwise requires:

4 1. "Board" means both the Board of Trustees of Southern
5 Illinois University at Carbondale and the Board of Trustees of
6 Southern Illinois University at Edwardsville, or their
7 successors ~~its successor~~.

8 2. "University" means both Southern Illinois University,
9 ~~located~~ at Carbondale and Southern Illinois University at
10 Edwardsville, Illinois, and their ~~its~~ branches.

11 3. "Federal Agency" means the United States of America, the
12 President of the United States of America, the Housing and Home
13 Finance Agency, or such other agency or agencies of the United
14 States of America as may be designated or created to make loans
15 or grants or both.

16 4. "Acquire" includes to purchase, erect, build,
17 construct, reconstruct, complete, repair, replace, alter,
18 extend, better, equip, develop, and improve a project,
19 including the acquisition and clearing of a site or sites
20 therefor.

21 5. "Project" means and includes student residence halls;
22 apartments; staff housing facilities; dormitories; health,
23 hospital or medical facilities; dining halls; student union
24 buildings; field houses; stadiums; physical education
25 installations and facilities; auditoriums; facilities for
26 student or staff services; any facility or building leased to

1 the United States of America; heretofore, or as may be
2 hereafter, acquired, and any other revenue producing building
3 or buildings of such type and character for which the Board
4 shall hereafter from time to time find a necessity exists and
5 as may be required for the good and benefit of the University,
6 with all equipment and appurtenant facilities, including
7 off-street parking facilities; or any one or more than one, or
8 all, of the foregoing, or any combination thereof, for the
9 University.

10 (Source: Laws 1965, p. 2913.)

11 Section 250. The Sewage and Water System Training Institute
12 Act is amended by changing Sections 1 and 2 as follows:

13 (110 ILCS 530/1) (from Ch. 144, par. 691)

14 Sec. 1. The Board of Trustees of the Southern Illinois
15 University at Carbondale shall establish a Sewage Treatment
16 Plant Operators Training Institute and a Public Water Supply
17 Operators Training Institute and shall designate the location
18 within this State for and the number of times each year the
19 programs provided for in this Act shall be offered.

20 (Source: Laws 1967, p. 3465.)

21 (110 ILCS 530/2) (from Ch. 144, par. 692)

22 Sec. 2. There is created the Sewage Treatment Operators
23 Training Institute Committee composed of 3 sewage treatment

1 operators designated by the Governor and 3 representatives of
2 Southern Illinois University at Carbondale designated by the
3 Board of Trustees thereof and a Public Water Supply Operators
4 Training Institute Committee composed of 3 public water supply
5 operators designated by the Governor and 3 representatives of
6 Southern Illinois University at Carbondale designated by the
7 Board of Trustees thereof. However, if in the discretion of the
8 Board of Trustees of Southern Illinois University at Carbondale
9 the purposes of this Act can best be served by one committee,
10 such committee shall be composed of 6 members designated by the
11 Governor, 3 of whom are sewage treatment operators and 3 of
12 whom are public water supply operators, and 3 representatives
13 of Southern Illinois University at Carbondale designated by the
14 Board of Trustees thereof. Members of the Committee shall serve
15 without compensation but shall be reimbursed for their actual
16 expenses incurred in the performance of their duties. Members
17 shall serve at the pleasure of the appointing authority
18 designating them to Committee membership.

19 (Source: P.A. 84-1308.)

20 Section 255. The Chicago State University Law is amended by
21 changing Section 5-90 as follows:

22 (110 ILCS 660/5-90)

23 Sec. 5-90. Partial tuition waivers.

24 (a) As used in this Section, "Illinois college or

1 university" means any of the following: the University of
2 Illinois, Southern Illinois University at Carbondale, Southern
3 Illinois University at Edwardsville, Chicago State University,
4 Eastern Illinois University, Governors State University,
5 Illinois State University, Northeastern Illinois University,
6 Northern Illinois University, and Western Illinois University.

7 (b) Each year the Board of Chicago State University shall
8 offer 50% tuition waivers for undergraduate education at any
9 campus under its governance to the children of employees of an
10 Illinois college or university who have been employed by any
11 one or by more than one Illinois college or university for an
12 aggregate period of at least 7 years. To be eligible to receive
13 a partial tuition waiver, the child of an employee of an
14 Illinois college or university (i) must be under the age of 25
15 at the commencement of the academic year during which the
16 partial tuition waiver is to be effective, and (ii) must
17 qualify for admission to Chicago State University under the
18 same admissions requirements, standards and policies which
19 Chicago State University applies to applicants for admission
20 generally to its respective undergraduate colleges and
21 programs.

22 (c) Subject to the provisions and limitations of subsection
23 (b), an eligible applicant who has continued to maintain
24 satisfactory academic progress toward graduation may have his
25 or her partial tuition waiver renewed until the time as he or
26 she has expended 4 years of undergraduate partial tuition

1 waiver benefits under this Section.

2 (d) No partial tuition waiver offered or allocated to any
3 eligible applicant in accordance with the provisions of this
4 Section shall be charged against any tuition waiver limitation
5 established by the Illinois Board of Higher Education.

6 (e) The Board shall prescribe rules and regulations as are
7 necessary to implement and administer the provisions of this
8 Section.

9 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

10 Section 260. The Eastern Illinois University Law is amended
11 by changing Section 10-90 as follows:

12 (110 ILCS 665/10-90)

13 Sec. 10-90. Partial tuition waivers.

14 (a) As used in this Section, "Illinois college or
15 university" means any of the following: the University of
16 Illinois, Southern Illinois University at Carbondale, Southern
17 Illinois University at Edwardsville, Chicago State University,
18 Eastern Illinois University, Governors State University,
19 Illinois State University, Northeastern Illinois University,
20 Northern Illinois University, and Western Illinois University.

21 (b) Each year the Board of Eastern Illinois University
22 shall offer 50% tuition waivers for undergraduate education at
23 any campus under its governance to the children of employees of
24 an Illinois college or university who have been employed by any

1 one or by more than one Illinois college or university for an
2 aggregate period of at least 7 years. To be eligible to receive
3 a partial tuition waiver, the child of an employee of an
4 Illinois college or university (i) must be under the age of 25
5 at the commencement of the academic year during which the
6 partial tuition waiver is to be effective, and (ii) must
7 qualify for admission to Eastern Illinois University under the
8 same admissions requirements, standards and policies which
9 Eastern Illinois University applies to applicants for
10 admission generally to its respective undergraduate colleges
11 and programs.

12 (c) Subject to the provisions and limitations of subsection
13 (b), an eligible applicant who has continued to maintain
14 satisfactory academic progress toward graduation may have his
15 or her partial tuition waiver renewed until the time as he or
16 she has expended 4 years of undergraduate partial tuition
17 waiver benefits under this Section.

18 (d) No partial tuition waiver offered or allocated to any
19 eligible applicant in accordance with the provisions of this
20 Section shall be charged against any tuition waiver limitation
21 established by the Illinois Board of Higher Education.

22 (e) The Board shall prescribe rules and regulations as are
23 necessary to implement and administer the provisions of this
24 Section.

25 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

1 Section 265. The Governors State University Law is amended
2 by changing Section 15-90 as follows:

3 (110 ILCS 670/15-90)

4 Sec. 15-90. 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 Governors State University shall
13 offer 50% tuition waivers for undergraduate education at any
14 campus under its governance to the children of employees of an
15 Illinois college or university who have been employed by any
16 one or by more than one Illinois college or university for an
17 aggregate period of at least 7 years. To be eligible to receive
18 a partial tuition waiver, the child of an employee of an
19 Illinois college or university (i) must be under the age of 25
20 at the commencement of the academic year during which the
21 partial tuition waiver is to be effective, and (ii) must
22 qualify for admission to Governors State University under the
23 same admissions requirements, standards and policies which
24 Governors State University applies to applicants for admission
25 generally to its respective undergraduate colleges and

1 programs.

2 (c) Subject to the provisions and limitations of subsection
3 (b), an eligible applicant who has continued to maintain
4 satisfactory academic progress toward graduation may have his
5 or her partial tuition waiver renewed until the time as he or
6 she has expended 4 years of undergraduate partial tuition
7 waiver benefits under this Section.

8 (d) No partial tuition waiver offered or allocated to any
9 eligible applicant in accordance with the provisions of this
10 Section shall be charged against any tuition waiver limitation
11 established by the Illinois Board of Higher Education.

12 (e) The Board shall prescribe rules and regulations as are
13 necessary to implement and administer the provisions of this
14 Section.

15 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

16 Section 270. The Illinois State University Law is amended
17 by changing Section 20-90 as follows:

18 (110 ILCS 675/20-90)

19 Sec. 20-90. Partial tuition waivers.

20 (a) As used in this Section, "Illinois college or
21 university" means any of the following: 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, and Western Illinois University.

3 (b) Each year the Board of Illinois State University shall
4 offer 50% tuition waivers for undergraduate education at any
5 campus under its governance to the children of employees of an
6 Illinois college or university who have been employed by any
7 one or by more than one Illinois college or university for an
8 aggregate period of at least 7 years. To be eligible to receive
9 a partial tuition waiver, the child of an employee of an
10 Illinois college or university (i) must be under the age of 25
11 at the commencement of the academic year during which the
12 partial tuition waiver is to be effective, and (ii) must
13 qualify for admission to Illinois State University under the
14 same admissions requirements, standards and policies which
15 Illinois State University applies to applicants for admission
16 generally to its respective undergraduate colleges and
17 programs.

18 (c) Subject to the provisions and limitations of subsection
19 (b), an eligible applicant who has continued to maintain
20 satisfactory academic progress toward graduation may have his
21 or her partial tuition waiver renewed until the time as he or
22 she has expended 4 years of undergraduate partial tuition
23 waiver benefits under this Section.

24 (d) No partial tuition waiver offered or allocated to any
25 eligible applicant in accordance with the provisions of this
26 Section shall be charged against any tuition waiver limitation

1 established by the Illinois Board of Higher Education.

2 (e) The Board shall prescribe rules and regulations as are
3 necessary to implement and administer the provisions of this
4 Section.

5 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

6 Section 275. The Northeastern Illinois University Law is
7 amended by changing Section 25-90 as follows:

8 (110 ILCS 680/25-90)

9 Sec. 25-90. Partial tuition waivers.

10 (a) As used in this Section, "Illinois college or
11 university" means any of the following: the University of
12 Illinois, Southern Illinois University at Carbondale, Southern
13 Illinois University at Edwardsville, Chicago State University,
14 Eastern Illinois University, Governors State University,
15 Illinois State University, Northeastern Illinois University,
16 Northern Illinois University, and Western Illinois University.

17 (b) Each year the Board of Northeastern Illinois University
18 shall offer 50% tuition waivers for undergraduate education at
19 any campus under its governance to the children of employees of
20 an Illinois college or university who have been employed by any
21 one or by more than one Illinois college or university for an
22 aggregate period of at least 7 years. To be eligible to receive
23 a partial tuition waiver, the child of an employee of an
24 Illinois college or university (i) must be under the age of 25

1 at the commencement of the academic year during which the
2 partial tuition waiver is to be effective, and (ii) must
3 qualify for admission to Northeastern Illinois University
4 under the same admissions requirements, standards and policies
5 which Northeastern Illinois University applies to applicants
6 for admission generally to its respective undergraduate
7 colleges and programs.

8 (c) Subject to the provisions and limitations of subsection
9 (b), an eligible applicant who has continued to maintain
10 satisfactory academic progress toward graduation may have his
11 or her partial tuition waiver renewed until the time as he or
12 she has expended 4 years of undergraduate partial tuition
13 waiver benefits under this Section.

14 (d) No partial tuition waiver offered or allocated to any
15 eligible applicant in accordance with the provisions of this
16 Section shall be charged against any tuition waiver limitation
17 established by the Illinois Board of Higher Education.

18 (e) The Board shall prescribe rules and regulations as are
19 necessary to implement and administer the provisions of this
20 Section.

21 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

22 Section 280. The Northern Illinois University Law is
23 amended by changing Section 30-90 as follows:

24 (110 ILCS 685/30-90)

1 Sec. 30-90. 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 Northern Illinois University
10 shall offer 50% tuition waivers for undergraduate education at
11 any campus under its governance to the children of employees of
12 an 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 Northern Illinois University under the
20 same admissions requirements, standards and policies which
21 Northern Illinois University applies to applicants for
22 admission generally to its respective undergraduate colleges
23 and 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 285. The Western Illinois University Law is amended
13 by changing Section 35-90 as follows:

14 (110 ILCS 690/35-90)

15 Sec. 35-90. 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 Western 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 Western Illinois University under the
10 same admissions requirements, standards and policies which
11 Western 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 290. The Baccalaureate Savings Act is amended by
3 changing Section 3 as follows:

4 (110 ILCS 920/3) (from Ch. 144, par. 2403)

5 Sec. 3. Definitions. The following terms shall have the
6 meanings ascribed to them in this Section unless the context
7 clearly indicates otherwise:

8 (a) "College Savings Bonds" mean general obligation bonds
9 of the State issued under the General Obligation Bond Act in
10 accordance with this Act and designated as General Obligation
11 College Savings Bonds.

12 (b) "Institution of Higher Education" includes: 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; Western Illinois University; the public community
19 colleges of the State; any public universities, colleges and
20 community colleges now or hereafter established or authorized
21 by the General Assembly; any nonpublicly supported
22 postsecondary educational organization located and authorized
23 to operate in this State which operates privately,
24 not-for-profit. "Institution of higher education" does not

1 include any educational organization used for sectarian
2 instruction, as a place of religious teaching or worship or for
3 any religious denomination or the training of ministers,
4 priests, rabbis or other professional persons in the field of
5 religion.

6 (Source: P.A. 89-4, eff. 1-1-96; 90-372, eff. 7-1-98.)

7 Section 295. The Higher Education Student Assistance Act is
8 amended by changing Sections 45, 65, 65.20, 65.25, 65.30, and
9 65.40 as follows:

10 (110 ILCS 947/45)

11 Sec. 45. Illinois National Guard and Naval Militia grant
12 program.

13 (a) As used in this Section:

14 "State controlled university or community college" means
15 those institutions under the administration of the Chicago
16 State University Board of Trustees, the Eastern Illinois
17 University Board of Trustees, the Governors State University
18 Board of Trustees, the Illinois State University Board of
19 Trustees, the Northeastern Illinois University Board of
20 Trustees, the Northern Illinois University Board of Trustees,
21 the Western Illinois University Board of Trustees, Southern
22 Illinois University at Carbondale Board of Trustees,
23 University of Illinois Board of Trustees, Southern Illinois
24 University at Edwardsville Board of Trustees or the Illinois

1 Community College Board.

2 "Tuition and fees" shall not include expenses for any
3 sectarian or denominational instruction, the construction or
4 maintenance of sectarian or denominational facilities, or any
5 other sectarian or denominational purposes or activity.

6 "Fees" means matriculation, graduation, activity, term, or
7 incidental fees. Exemption shall not be granted from any other
8 fees, including book rental, service, laboratory, supply, and
9 union building fees, hospital and medical insurance fees, and
10 any fees established for the operation and maintenance of
11 buildings, the income of which is pledged to the payment of
12 interest and principal on bonds issued by the governing board
13 of any university or community college.

14 (b) Any person who has served at least one year in the
15 Illinois National Guard or the Illinois Naval Militia and who
16 possesses all necessary entrance requirements shall, upon
17 application and proper proof, be awarded a grant to the
18 State-controlled university or community college of his or her
19 choice, consisting of exemption from tuition and fees for not
20 more than the equivalent of 4 years of full-time enrollment,
21 including summer terms, in relation to his or her course of
22 study at that State controlled university or community college
23 while he or she is a member of the Illinois National Guard or
24 the Illinois Naval Militia. Beginning with the 2013-2014
25 academic year, any person who has served over 10 years in the
26 Illinois National Guard shall be awarded an additional grant to

1 the State-controlled university or community college of his or
2 her choice, consisting of an exemption from tuition and fees
3 for not more than the equivalent of an additional 2 years of
4 full-time enrollment, including summer terms. Except as
5 otherwise provided in this Section, if the recipient of any
6 grant awarded under this Section ceases to be a member of the
7 Illinois National Guard or the Illinois Naval Militia while
8 enrolled in a course of study under that grant, the grant shall
9 be terminated as of the date membership in the Illinois
10 National Guard or the Illinois Naval Militia ended, and the
11 recipient shall be permitted to complete the school term in
12 which he or she is then enrolled only upon payment of tuition
13 and other fees allocable to the part of the term then
14 remaining. If the recipient of a grant awarded under this
15 Section ceases to be a member of the Illinois National Guard or
16 the Illinois Naval Militia while enrolled in a course of study
17 under that grant but (i) has served in the Illinois National
18 Guard or the Illinois Naval Militia for at least 5 years and
19 (ii) has served a cumulative total of at least 6 months of
20 active duty, then that recipient shall continue to be eligible
21 for a grant for one year after membership in the Illinois
22 National Guard or the Illinois Naval Militia ended, provided
23 that the recipient has not already received the exemption from
24 tuition and fees for the equivalent of 4 years of full-time
25 enrollment, including summer terms, under this Section. If the
26 recipient of the grant fails to complete his or her military

1 service obligations or requirements for satisfactory
2 participation, the Department of Military Affairs shall
3 require the recipient to repay the amount of the grant
4 received, prorated according to the fraction of the service
5 obligation not completed, and, if applicable, reasonable
6 collection fees. The Department of Military Affairs may adopt
7 rules relating to its collection activities for repayment of
8 the grant under this Section. Unsatisfactory participation
9 shall be defined by rules adopted by the Department of Military
10 Affairs. Repayments shall be deposited in the National Guard
11 and Naval Militia Grant Fund. The National Guard and Naval
12 Militia Grant Fund is created as a special fund in the State
13 treasury. All money in the National Guard and Naval Militia
14 Grant Fund shall be used, subject to appropriation, by the
15 Illinois Student Assistance Commission for the purposes of this
16 Section.

17 A grant awarded under this Section shall be considered an
18 entitlement which the State-controlled university or community
19 college in which the holder is enrolled shall honor without any
20 condition other than the holder's maintenance of minimum grade
21 levels and a satisfactory student loan repayment record
22 pursuant to subsection (c) of Section 20 of this Act.

23 (c) Subject to a separate appropriation for such purposes,
24 the Commission may reimburse the State-controlled university
25 or community college for grants authorized by this Section.

26 (Source: P.A. 98-314, eff. 8-12-13.)

1 (110 ILCS 947/65)

2 Sec. 65. Student to student grant program.

3 (a) As used in this Section:

4 "Voluntary contribution" includes fees collected from
5 students by college or university officials when the fee is
6 optional or refundable to students and has been approved by
7 a majority of those voting in a campus-wide referendum of
8 students.

9 "College or university" means any of the
10 State-supported institutions of higher learning
11 administered by the Board of Trustees of the University of
12 Illinois, the Board of Trustees of Southern Illinois
13 University at Carbondale, the Board of Trustees of Southern
14 Illinois University at Edwardsville, the Board of Trustees
15 of Chicago State University, the Board of Trustees of
16 Eastern Illinois University, the Board of Trustees of
17 Governors State University, the Board of Trustees of
18 Illinois State University, the Board of Trustees of
19 Northeastern Illinois University, the Board of Trustees of
20 Northern Illinois University, the Board of Trustees of
21 Western Illinois University, or the boards of trustees of
22 public community college districts as established and
23 defined by the Public Community College Act.

24 (b) Subject to a separate appropriation for such purposes,
25 the Commission shall make matching grants to each college or

1 university for a program of student grant assistance. Such
2 grants shall match equally the amount raised by college or
3 university students for the grant program. Contributions from
4 individuals who are not then enrolled as college or university
5 students or from private or eleemosynary groups and
6 associations made directly to the student fund or through a
7 college or university student shall not be included in the
8 total amount that the State shall match. If the sum
9 appropriated is insufficient to match equally the amount raised
10 by students, the amount payable to each college or university
11 shall be proportionately reduced.

12 (c) Grant programs under this Section shall be administered
13 by each college or university, and grants under those programs
14 shall be awarded to individuals on a need basis as prescribed
15 by the Commission.

16 (d) No grant to any student from funds raised through
17 voluntary contributions and matched from the State
18 appropriation under this Section may exceed \$1,000 per year.

19 (e) Each college or university shall submit to the
20 Commission an annual report of the activities, operation and
21 results of its grant program under this Section.

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

23 (110 ILCS 947/65.20)

24 Sec. 65.20. Science-mathematics teacher scholarships.

25 (a) The Commission may annually award a number of

1 scholarships, not to exceed 200, to persons holding valid
2 teaching certificates issued under Article 21 of the School
3 Code. Such scholarships shall be issued to teachers who make
4 application to the Commission and who agree to take courses at
5 qualified institutions of higher learning that will prepare
6 them to teach science or mathematics at the secondary school
7 level.

8 (b) Scholarships awarded under this Section shall be issued
9 pursuant to regulations promulgated by the Commission;
10 provided that no rule or regulation promulgated by the State
11 Board of Education prior to the effective date of this
12 amendatory Act of 1993 pursuant to the exercise of any right,
13 power, duty, responsibility or matter of pending business
14 transferred from the State Board of Education to the Commission
15 under this Section shall be affected thereby, and all such
16 rules and regulations shall become the rules and regulations of
17 the Commission until modified or changed by the Commission in
18 accordance with law. In awarding scholarships, the Commission
19 shall give priority to those teachers with the greatest amount
20 of seniority within school districts.

21 (c) Each scholarship shall be utilized by its holder for
22 the payment of tuition at any qualified institution of higher
23 learning. Such tuition shall be available only for courses that
24 will enable the teacher to be certified to teach science or
25 mathematics at the secondary school level. The Commission, in
26 consultation with the State Teacher Certification Board, shall

1 determine which courses are eligible for tuition payments under
2 this Section.

3 (d) The Commission shall make tuition payments directly to
4 the qualified institution of higher learning which the teacher
5 attends for the courses prescribed or may make payments to the
6 teacher. Any teacher who receives payments and who fails to
7 enroll in the courses prescribed shall refund the payments to
8 the Commission.

9 (e) Following the completion of the program of study, the
10 teacher must accept employment within 2 years in a secondary
11 school in Illinois within 60 miles of the teacher's residence
12 to teach science or mathematics; provided, however, that the
13 teacher instead may elect to accept employment within such 2
14 year period to teach science or mathematics in a secondary
15 school in Illinois which is more than 60 miles from the
16 teacher's residence. Teachers who fail to comply with this
17 provision shall refund all of the scholarship awarded to the
18 Commission, whether payments were made directly to the
19 institutions of higher learning or to the teachers, and this
20 condition shall be agreed to in writing by all scholarship
21 recipients at the time the scholarship is awarded. No teacher
22 shall be required to refund tuition payments if his or her
23 failure to obtain employment as a mathematics or science
24 teacher in a secondary school is the result of financial
25 conditions within school districts. The rules and regulations
26 promulgated as provided in this Section shall include

1 provisions regarding the waiving and deferral of such payments.

2 (f) The Commission, with the cooperation of the State Board
3 of Education, shall assist teachers who have participated in
4 the scholarship program established by this Section in finding
5 employment to teach science or mathematics at the secondary
6 level.

7 (g) This Section is substantially the same as Section 30-4b
8 of the School Code, which Section is repealed by this
9 amendatory Act of 1993, and shall be construed as a
10 continuation of the science-mathematics teacher scholarship
11 program established by that prior law, and not as a new or
12 different science-mathematics teacher scholarship program. The
13 State Board of Education shall transfer to the Commission, as
14 the successor to the State Board of Education for all purposes
15 of administering and implementing the provisions of this
16 Section, all books, accounts, records, papers, documents,
17 contracts, agreements, and pending business in any way relating
18 to the science-mathematics teacher scholarship program
19 continued under this Section; and all scholarships at any time
20 awarded under that program by, and all applications for any
21 such scholarships at any time made to, the State Board of
22 Education shall be unaffected by the transfer to the Commission
23 of all responsibility for the administration and
24 implementation of the science-mathematics teacher scholarship
25 program continued under this Section. The State Board of
26 Education shall furnish to the Commission such other

1 information as the Commission may request to assist it in
2 administering this Section.

3 (h) Appropriations for the scholarships outlined in this
4 Section shall be made to the Commission from funds appropriated
5 by the General Assembly.

6 (i) For the purposes of this Section:

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

15 "Secondary school level" means grades 9 through 12 or a
16 portion of such grades.

17 (Source: P.A. 88-228; 88-670, eff. 12-2-94; 89-4, eff. 1-1-96.)

18 (110 ILCS 947/65.25)

19 Sec. 65.25. Teacher shortage scholarships.

20 (a) The Commission may annually award a number of
21 scholarships to persons preparing to teach in areas of
22 identified staff shortages. Such scholarships shall be issued
23 to individuals who make application to the Commission and who
24 agree to take courses at qualified institutions of higher
25 learning which will prepare them to teach in areas of

1 identified staff shortages.

2 (b) Scholarships awarded under this Section shall be issued
3 pursuant to regulations promulgated by the Commission;
4 provided that no rule or regulation promulgated by the State
5 Board of Education prior to the effective date of this
6 amendatory Act of 1993 pursuant to the exercise of any right,
7 power, duty, responsibility or matter of pending business
8 transferred from the State Board of Education to the Commission
9 under this Section shall be affected thereby, and all such
10 rules and regulations shall become the rules and regulations of
11 the Commission until modified or changed by the Commission in
12 accordance with law. The Commission shall allocate the
13 scholarships awarded between persons initially preparing to
14 teach, persons holding valid teaching certificates issued
15 under Articles 21 and 34 of the School Code, and persons
16 holding a bachelor's degree from any accredited college or
17 university who have been employed for a minimum of 10 years in
18 a field other than teaching.

19 (c) Each scholarship shall be utilized by its holder for
20 the payment of tuition and non-revenue bond fees at any
21 qualified institution of higher learning. Such tuition and fees
22 shall be available only for courses that will enable the
23 individual to be certified to teach in areas of identified
24 staff shortages. The Commission shall determine which courses
25 are eligible for tuition payments under this Section.

26 (d) The Commission may make tuition payments directly to

1 the qualified institution of higher learning which the
2 individual attends for the courses prescribed or may make
3 payments to the teacher. Any teacher who received payments and
4 who fails to enroll in the courses prescribed shall refund the
5 payments to the Commission.

6 (e) Following the completion of the program of study,
7 persons who held valid teaching certificates and persons
8 holding a bachelor's degree from any accredited college or
9 university who have been employed for a minimum of 10 years in
10 a field other than teaching prior to receiving a teacher
11 shortage scholarship must accept employment within 2 years in a
12 school in Illinois within 60 miles of the person's residence to
13 teach in an area of identified staff shortage for a period of
14 at least 3 years; provided, however that any such person
15 instead may elect to accept employment within such 2 year
16 period to teach in an area of identified staff shortage for a
17 period of at least 3 years in a school in Illinois which is
18 more than 60 miles from such person's residence. Persons
19 initially preparing to teach prior to receiving a teacher
20 shortage scholarship must accept employment within 2 years in a
21 school in Illinois to teach in an area of identified staff
22 shortage for a period of at least 3 years. Individuals who fail
23 to comply with this provision shall refund all of the
24 scholarships awarded to the Commission, whether payments were
25 made directly to the institutions of higher learning or to the
26 individuals, and this condition shall be agreed to in writing

1 by all scholarship recipients at the time the scholarship is
2 awarded. No individual shall be required to refund tuition
3 payments if his or her failure to obtain employment as a
4 teacher in a school is the result of financial conditions
5 within school districts. The rules and regulations promulgated
6 as provided in this Section shall contain provisions regarding
7 the waiving and deferral of such payments.

8 (f) The Commission, with the cooperation of the State Board
9 of Education, shall assist individuals who have participated in
10 the scholarship program established by this Section in finding
11 employment in areas of identified staff shortages.

12 (g) Beginning in September, 1994 and annually thereafter,
13 the Commission, using data annually supplied by the State Board
14 of Education under procedures developed by it to measure the
15 level of shortage of qualified bilingual personnel serving
16 students with disabilities, shall annually publish (i) the
17 level of shortage of qualified bilingual personnel serving
18 students with disabilities, and (ii) allocations of
19 scholarships for personnel preparation training programs in
20 the areas of bilingual special education teacher training and
21 bilingual school service personnel.

22 (h) Appropriations for the scholarships outlined in this
23 Section shall be made to the Commission from funds appropriated
24 by the General Assembly.

25 (i) This Section is substantially the same as Section 30-4c
26 of the School Code, which Section is repealed by this

1 amendatory Act of 1993, and shall be construed as a
2 continuation of the teacher shortage scholarship program
3 established under that prior law, and not as a new or different
4 teacher shortage scholarship program. The State Board of
5 Education shall transfer to the Commission, as the successor to
6 the State Board of Education for all purposes of administering
7 and implementing the provisions of this Section, all books,
8 accounts, records, papers, documents, contracts, agreements,
9 and pending business in any way relating to the teacher
10 shortage scholarship program continued under this Section; and
11 all scholarships at any time awarded under that program by, and
12 all applications for any such scholarships at any time made to,
13 the State Board of Education shall be unaffected by the
14 transfer to the Commission of all responsibility for the
15 administration and implementation of the teacher shortage
16 scholarship program continued under this Section. The State
17 Board of Education shall furnish to the Commission such other
18 information as the Commission may request to assist it in
19 administering this Section.

20 (j) For the purposes of this Section:

21 "Qualified institution of higher learning" means the
22 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,
26 Northeastern Illinois University, Northern Illinois

1 University, Western Illinois University, the public community
2 colleges subject to the Public Community College Act and any
3 Illinois privately operated college, community college or
4 university offering degrees and instructional programs above
5 the high school level either in residence or by correspondence.
6 The Board of Higher Education and the Commission, in
7 consultation with the State Board of Education, shall identify
8 qualified institutions to supply the demand for bilingual
9 special education teachers and bilingual school service
10 personnel.

11 "Areas of identified staff shortages" means courses of
12 study, including, but not limited to, agricultural education,
13 in which the number of teachers is insufficient to meet student
14 or school district demand for such instruction as determined by
15 the State Board of Education.

16 (Source: P.A. 99-826, eff. 1-1-17.)

17 (110 ILCS 947/65.30)

18 Sec. 65.30. Equal opportunity scholarships.

19 (a) The Commission may annually award a number of
20 scholarships to students who are interested in pursuing studies
21 in educational administration. Such scholarships shall be
22 issued to students who make application to the Commission and
23 who agree to take courses at qualified institutions of higher
24 learning that will allow them to complete a degree in
25 educational administration.

1 (b) Scholarships awarded under this Section shall be issued
2 pursuant to regulations promulgated by the Commission;
3 provided that no rule or regulation promulgated by the State
4 Board of Education prior to the effective date of this
5 amendatory Act of 1993 pursuant to the exercise of any right,
6 power, duty, responsibility or matter of pending business
7 transferred from the State Board of Education to the Commission
8 under this Section shall be affected thereby, and all such
9 rules and regulations shall become the rules and regulations of
10 the Commission until modified or changed by the Commission in
11 accordance with law.

12 (c) Such scholarships shall be utilized for the payment of
13 tuition and non-revenue bond fees at any qualified institution
14 of higher learning. Such tuition and fees shall only be
15 available for courses that will enable the student to complete
16 training in educational administration. The Commission shall
17 determine which courses are eligible for tuition payments under
18 this Section.

19 (d) The Commission may make tuition payments directly to
20 the qualified institution of higher learning which the student
21 attends for the courses prescribed or may make payments to the
22 student. Any student who receives payments and who fails to
23 enroll in the courses prescribed shall refund the payments to
24 the Commission.

25 (e) The Commission, with the cooperation of the State Board
26 of Education, shall assist students who have participated in

1 the scholarship program established by this Section in finding
2 employment in positions relating to educational
3 administration.

4 (f) Appropriations for the scholarships outlined in this
5 Section shall be made to the Commission from funds appropriated
6 by the General Assembly.

7 (g) This Section is substantially the same as Section 30-4d
8 of the School Code, which Section is repealed by this
9 amendatory Act of 1993, and shall be construed as a
10 continuation of the equal opportunity scholarship program
11 established under that prior law, and not as a new or different
12 equal opportunity scholarship program. The State Board of
13 Education shall transfer to the Commission, as the successor to
14 the State Board of Education for all purposes of administering
15 and implementing the provisions of this Section, all books,
16 accounts, records, papers, documents, contracts, agreements,
17 and pending business in any way relating to the equal
18 opportunity scholarship program continued under this Section;
19 and all scholarships at any time awarded under that program by,
20 and all applications for any such scholarship at any time made
21 to, the State Board of Education shall be unaffected by the
22 transfer to the Commission of all responsibility for the
23 administration and implementation of the equal opportunity
24 scholarship program continued under this Section. The State
25 Board of Education shall furnish to the Commission such other
26 information as the Commission may request to assist it in

1 administering this Section.

2 (h) For purposes of this Section:

3 (1) "Qualified institution of higher learning" means
4 the University of Illinois; Southern Illinois University
5 at Carbondale; Southern Illinois University at
6 Edwardsville; Chicago State University; Eastern Illinois
7 University; Governors State University; Illinois State
8 University; Northeastern Illinois University; Northern
9 Illinois University; Western Illinois University; the
10 public community colleges of the State; any other public
11 universities, colleges and community colleges now or
12 hereafter established or authorized by the General
13 Assembly; and any Illinois privately operated, not for
14 profit institution located in this State which provides at
15 least an organized 2-year program of collegiate grade in
16 liberal arts or sciences, or both, directly applicable
17 toward the attainment of a baccalaureate or graduate
18 degree.

19 (2) "Racial minority" means a person who is any of the
20 following:

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

25 (2) Asian (a person having origins in any of the
26 original peoples of the Far East, Southeast Asia, or

1 the Indian subcontinent, including, but not limited
2 to, Cambodia, China, India, Japan, Korea, Malaysia,
3 Pakistan, the Philippine Islands, Thailand, and
4 Vietnam).

5 (3) Black or African American (a person having
6 origins in any of the black racial groups of Africa).
7 Terms such as "Haitian" or "Negro" can be used in
8 addition to "Black or African American".

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

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

15 (3) "Student" means a woman or racial minority.

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

17 (110 ILCS 947/65.40)

18 Sec. 65.40. General provisions; leaves of absence.

19 (a) The scholarships issued under Section 65.15 may be used
20 at the University of Illinois, Southern Illinois University at
21 Carbondale, Southern Illinois University at Edwardsville,
22 Chicago State University, Eastern Illinois University,
23 Governors State University, Illinois State University,
24 Northeastern Illinois University, Northern Illinois
25 University, and Western Illinois University. Unless otherwise

1 indicated, the scholarships shall exempt the holder from the
2 payment of tuition and other necessary fees as defined in
3 Section 35 of this Act.

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

10 The holder of a scholarship shall be subject to all
11 examinations, rules and requirements of the university or
12 community college in which he or she is enrolled except as
13 herein directed.

14 This Section does not prohibit the Board of Trustees of the
15 University of Illinois, the Board of Trustees of Southern
16 Illinois University at Carbondale, the Board of Trustees of
17 Southern Illinois University at Edwardsville, the Board of
18 Trustees of Chicago State University, the Board of Trustees of
19 Eastern Illinois University, the Board of Trustees of Governors
20 State University, the Board of Trustees of Illinois State
21 University, the Board of Trustees of Northeastern Illinois
22 University, the Board of Trustees of Northern Illinois
23 University, and the Board of Trustees of Western Illinois
24 University for the institutions under their respective
25 jurisdictions from granting other scholarships.

26 (b) Any student enrolled in a university to which he or she

1 is holding a scholarship issued under Section 65.15 who
2 satisfies the president of the university or someone designated
3 by the president that the student requires leave of absence for
4 the purpose of earning funds to defray his or her expenses
5 while in attendance or on account of illness or military
6 service may be granted such leave and allowed a period of not
7 to exceed 6 years in which to complete his or her course at the
8 university. Time spent in the armed forces shall not be part of
9 the 6 years.

10 (Source: P.A. 91-496, eff. 8-13-99.)

11 Section 300. The Illinois Prepaid Tuition Act is amended by
12 changing Section 10 as follows:

13 (110 ILCS 979/10)

14 Sec. 10. Definitions. In this Act:

15 "Illinois public university" means the University of
16 Illinois, Illinois State University, Chicago State University,
17 Governors State University, Southern Illinois University at
18 Carbondale, Southern Illinois University at Edwardsville,
19 Northern Illinois University, Eastern Illinois University,
20 Western Illinois University, or Northeastern Illinois
21 University.

22 "Illinois community college" means a public community
23 college as defined in Section 1-2 of the Public Community
24 College Act.

1 "Eligible institution" means an eligible educational
2 institution as defined in Section 529 of the federal Internal
3 Revenue Code of 1986 and any regulations thereunder.

4 "Illinois prepaid tuition contract" or "contract" means a
5 contract entered into between the State and a Purchaser under
6 Section 45 to provide for the higher education of a qualified
7 beneficiary.

8 "Illinois prepaid tuition program" or "program" means the
9 program created in Section 15.

10 "Purchaser" means a person who makes or has contracted to
11 make payments under an Illinois prepaid tuition contract.

12 "Public institution of higher education" means an Illinois
13 public university or Illinois community college.

14 "Nonpublic institution of higher education" means any
15 eligible institution, other than a public institution of higher
16 education.

17 "Qualified beneficiary" means (i) anyone who has been a
18 resident of this State for at least 12 months prior to the date
19 of the contract, or (ii) a nonresident, so long as the
20 purchaser has been a resident of the State for at least 12
21 months prior to the date of the contract, or (iii) any person
22 less than one year of age whose parent or legal guardian has
23 been a resident of this State for at least 12 months prior to
24 the date of the contract.

25 "Tuition" means the quarter or semester charges imposed on
26 a qualified beneficiary to attend an eligible institution.

1 "Mandatory Fees" means those quarter or semester fees
2 imposed upon all students enrolled at an eligible institution.

3 "Registration Fees" means the charges derived by combining
4 tuition and mandatory fees.

5 "Contract Unit" means 15 credit hours of instruction at an
6 eligible institution.

7 "Panel" means the investment advisory panel created under
8 Section 20.

9 "Commission" means the Illinois Student Assistance
10 Commission.

11 (Source: P.A. 99-842, eff. 8-19-16.)

12 Section 305. The Senior Citizen Courses Act is amended by
13 changing Section 1 as follows:

14 (110 ILCS 990/1) (from Ch. 144, par. 1801)

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

16 (a) "Public institutions of higher education" means the
17 University of Illinois, Southern Illinois University at
18 Carbondale, Southern Illinois University at Edwardsville,
19 Chicago State University, Eastern Illinois University,
20 Governors State University, Illinois State University,
21 Northeastern Illinois University, Northern Illinois
22 University, Western Illinois University, and the public
23 community colleges subject to the "Public Community College
24 Act".

1 (b) "Credit Course" means any program of study for which
2 public institutions of higher education award credit hours.

3 (c) "Senior citizen" means any person 65 years or older
4 whose annual household income is less than the threshold amount
5 provided in Section 4 of the "Senior Citizens and Persons with
6 Disabilities Property Tax Relief Act", approved July 17, 1972,
7 as amended.

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

9 Section 310. The Public Utilities Act is amended by
10 changing Sections 16-111.1 and 16-111.2 as follows:

11 (220 ILCS 5/16-111.1)

12 Sec. 16-111.1. Illinois Clean Energy Community Trust.

13 (a) An electric utility which has sold or transferred
14 generating facilities in a transaction to which subsection (k)
15 of Section 16-111 applies is authorized to establish an
16 Illinois clean energy community trust or foundation for the
17 purposes of providing financial support and assistance to
18 entities, public or private, within the State of Illinois
19 including, but not limited to, units of State and local
20 government, educational institutions, corporations, and
21 charitable, educational, environmental and community
22 organizations, for programs and projects that benefit the
23 public by improving energy efficiency, developing renewable
24 energy resources, supporting other energy related projects

1 that improve the State's environmental quality, and supporting
2 projects and programs intended to preserve or enhance the
3 natural habitats and wildlife areas of the State. Provided,
4 however, that the trust or foundation funds shall not be used
5 for the remediation of environmentally impaired property. The
6 trust or foundation may also assist in identifying other energy
7 and environmental grant opportunities.

8 (b) Such trust or foundation shall be governed by a
9 declaration of trust or articles of incorporation and bylaws
10 which shall, at a minimum, provide that:

11 (1) There shall be 6 voting trustees of the trust or
12 foundation, one of whom shall be appointed by the Governor,
13 one of whom shall be appointed by the President of the
14 Illinois Senate, one of whom shall be appointed by the
15 Minority Leader of the Illinois Senate, one of whom shall
16 be appointed by the Speaker of the Illinois House of
17 Representatives, one of whom shall be appointed by the
18 Minority Leader of the Illinois House of Representatives,
19 and one of whom shall be appointed by the electric utility
20 establishing the trust or foundation, provided that the
21 voting trustee appointed by the utility shall be a
22 representative of a recognized environmental action group
23 selected by the utility. The Governor shall designate one
24 of the 6 voting trustees to serve as chairman of the trust
25 or foundation, who shall serve as chairman of the trust or
26 foundation at the pleasure of the Governor. In addition,

1 there shall be 5 non-voting trustees, one of whom shall be
2 appointed by the Director of Commerce and Economic
3 Opportunity, one of whom shall be appointed by the Director
4 of the Illinois Environmental Protection Agency, one of
5 whom shall be appointed by the Director of Natural
6 Resources, and 2 of whom shall be appointed by the electric
7 utility establishing the trust or foundation, provided
8 that the non-voting trustee appointed by the utility shall
9 bring financial expertise to the trust or foundation and
10 shall have appropriate credentials therefor.

11 (2) All voting trustees and the non-voting trustee with
12 financial expertise shall be entitled to compensation for
13 their services as trustees, provided, however, that no
14 member of the General Assembly and no employee of the
15 electric utility establishing the trust or foundation
16 serving as a voting trustee shall receive any compensation
17 for his or her services as a trustee, and provided further
18 that the compensation to the chairman of the trust shall
19 not exceed \$25,000 annually and the compensation to any
20 other trustee shall not exceed \$20,000 annually. All
21 trustees shall be entitled to reimbursement for reasonable
22 expenses incurred on behalf of the trust in the performance
23 of their duties as trustees. All such compensation and
24 reimbursements shall be paid out of the trust.

25 (3) Trustees shall be appointed within 30 days after
26 the creation of the trust or foundation and shall serve for

1 a term of 5 years commencing upon the date of their
2 respective appointments, until their respective successors
3 are appointed and qualified.

4 (4) A vacancy in the office of trustee shall be filled
5 by the person holding the office responsible for appointing
6 the trustee whose death or resignation creates the vacancy,
7 and a trustee appointed to fill a vacancy shall serve the
8 remainder of the term of the trustee whose resignation or
9 death created the vacancy.

10 (5) The trust or foundation shall have an indefinite
11 term, and shall terminate at such time as no trust assets
12 remain.

13 (6) The trust or foundation shall be funded in the
14 minimum amount of \$250,000,000, with the allocation and
15 disbursement of funds for the various purposes for which
16 the trust or foundation is established to be determined by
17 the trustees in accordance with the declaration of trust or
18 the articles of incorporation and bylaws; provided,
19 however, that this amount may be reduced by up to
20 \$25,000,000 if, at the time the trust or foundation is
21 funded, a corresponding amount is contributed by the
22 electric utility establishing the trust or foundation to
23 the Board of Trustees of Southern Illinois University at
24 Carbondale for the purpose of funding programs or projects
25 related to clean coal and provided further that \$25,000,000
26 of the amount contributed to the trust or foundation shall

1 be available to fund programs or projects related to clean
2 coal.

3 (7) The trust or foundation shall be authorized to
4 employ an executive director and other employees, to enter
5 into leases, contracts and other obligations on behalf of
6 the trust or foundation, and to incur expenses that the
7 trustees deem necessary or appropriate for the fulfillment
8 of the purposes for which the trust or foundation is
9 established, provided, however, that salaries and
10 administrative expenses incurred on behalf of the trust or
11 foundation shall not exceed \$500,000 in the first fiscal
12 year after the trust or foundation is established and shall
13 not exceed \$1,000,000 in each subsequent fiscal year.

14 (8) The trustees may create and appoint advisory boards
15 or committees to assist them with the administration of the
16 trust or foundation, and to advise and make recommendations
17 to them regarding the contribution and disbursement of the
18 trust or foundation funds.

19 (c)(1) In addition to the allocation and disbursement of
20 funds for the purposes set forth in subsection (a) of this
21 Section, the trustees of the trust or foundation shall
22 annually contribute funds in amounts set forth in
23 subparagraph (2) of this subsection to the Citizens Utility
24 Board created by the Citizens Utility Board Act; provided,
25 however, that any such funds shall be used solely for the
26 representation of the interests of utility consumers

1 before the Illinois Commerce Commission, the Federal
2 Energy Regulatory Commission, and the Federal
3 Communications Commission and for the provision of
4 consumer education on utility service and prices and on
5 benefits and methods of energy conservation. Provided,
6 however, that no part of such funds shall be used to
7 support (i) any lobbying activity, (ii) activities related
8 to fundraising, (iii) advertising or other marketing
9 efforts regarding a particular utility, or (iv)
10 solicitation of support for, or advocacy of, a particular
11 position regarding any specific utility or a utility's
12 docketed proceeding.

13 (2) In the calendar year in which the trust or
14 foundation is first funded, the trustees shall contribute
15 \$1,000,000 to the Citizens Utility Board within 60 days
16 after such trust or foundation is established; provided,
17 however, that such contribution shall be made after
18 December 31, 1999. In each of the 6 calendar years
19 subsequent to the first contribution, if the trust or
20 foundation is in existence, the trustees shall contribute
21 to the Citizens Utility Board an amount equal to the total
22 expenditures by such organization in the prior calendar
23 year, as set forth in the report filed by the Citizens
24 Utility Board with the chairman of such trust or foundation
25 as required by subparagraph (3) of this subsection. Such
26 subsequent contributions shall be made within 30 days of

1 submission by the Citizens Utility Board of such report to
2 the Chairman of the trust or foundation, but in no event
3 shall any annual contribution by the trustees to the
4 Citizens Utility Board exceed \$1,000,000. Following such
5 7-year period, an Illinois statutory consumer protection
6 agency may petition the trust or foundation for
7 contributions to fund expenditures of the type identified
8 in paragraph (1), but in no event shall annual
9 contributions by the trust or foundation for such
10 expenditures exceed \$1,000,000.

11 (3) The Citizens Utility Board shall file a report with
12 the chairman of such trust or foundation for each year in
13 which it expends any funds received from the trust or
14 foundation setting forth the amount of any expenditures
15 (regardless of the source of funds for such expenditures)
16 for: (i) the representation of the interests of utility
17 consumers before the Illinois Commerce Commission, the
18 Federal Energy Regulatory Commission, and the Federal
19 Communications Commission, and (ii) the provision of
20 consumer education on utility service and prices and on
21 benefits and methods of energy conservation. Such report
22 shall separately state the total amount of expenditures for
23 the purposes or activities identified by items (i) and (ii)
24 of this paragraph, the name and address of the external
25 recipient of any such expenditure, if applicable, and the
26 specific purposes or activities (including internal

1 purposes or activities) for which each expenditure was
2 made. Any report required by this subsection shall be filed
3 with the chairman of such trust or foundation no later than
4 March 31 of the year immediately following the year for
5 which the report is required.

6 (d) In addition to any other allocation and disbursement of
7 funds in this Section, the trustees of the trust or foundation
8 shall contribute an amount up to \$125,000,000 (1) for deposit
9 into the General Obligation Bond Retirement and Interest Fund
10 held in the State treasury to assist in the repayment on
11 general obligation bonds issued under subsection (d) of Section
12 7 of the General Obligation Bond Act, and (2) for deposit into
13 funds administered by agencies with responsibility for
14 environmental activities to assist in payment for
15 environmental programs. The amount required to be contributed
16 shall be provided to the trustees in a certification letter
17 from the Director of the Bureau of the Budget that shall be
18 provided no later than August 1, 2003. The payment from the
19 trustees shall be paid to the State no later than December 31st
20 following the receipt of the letter.

21 (Source: P.A. 99-906, eff. 6-1-17.)

22 (220 ILCS 5/16-111.2)

23 Sec. 16-111.2. Provisions related to proposed utility
24 transactions.

25 (a) The General Assembly finds:

1 (1) A transaction as described in paragraph (3) of this
2 subsection (a) will contribute to improved reliability of
3 the electric supply system in Illinois which is one of the
4 key purposes of the Illinois Electric Service Customer
5 Choice and Rate Relief Law of 1997.

6 (2) A transaction as described in paragraph (3) of this
7 subsection (a) is likely to promote additional investment
8 in the existing generating assets and in the development of
9 additional generation capacity in Illinois, and such
10 change in ownership is in the public interest, consistent
11 with the intent of the Illinois Electric Service Customer
12 Choice and Rate Relief Law of 1997 and beneficial for the
13 citizens of this State.

14 (3) As of the date on which this amendatory Act of 1999
15 becomes law, an electric utility providing service to more
16 than 1,000,000 customers in this State has proposed to sell
17 or transfer to a single buyer 5 or more generating plants
18 with a total net dependable capacity of 5000 megawatts or
19 more pursuant to subsection (g) of Section 16-111.

20 (4) Such electric utility anticipates receiving a sale
21 price or consideration as a result of such transaction
22 exceeding 200% of the book value of these plants.

23 (5) Such electric utility has presented to the Governor
24 and the leaders of the General Assembly a written
25 commitment in which such electric utility agrees to expend
26 \$2,000,000,000 outside the corporate limits of any

1 municipality with 1,000,000 or more inhabitants within
2 such electric utility's service area, over a 6-year period
3 beginning with this calendar year on projects, programs and
4 improvements within its service area relating to
5 transmission and distribution including, without
6 limitation, infrastructure expansion, repair and
7 replacement, capital investments, operations and
8 maintenance, and vegetation management.

9 (6) Such electric utility has committed that, if the
10 sale or transfer contemplated by paragraph (3) of this
11 subsection is consummated on or before December 31, 1999,
12 the electric utility shall make contributions totaling
13 \$250,000,000 to entities within this State for, among other
14 purposes, environmental and clean coal initiatives
15 pursuant to Section 16-111.1, which commitment includes a
16 contribution of \$25,000,000 to the Board of Trustees of
17 Southern Illinois University at Carbondale for the purpose
18 of funding programs or projects related to clean coal.

19 (b) That, in light of the findings in paragraphs (1) and
20 (2) of subsection (a) and, in this instance, the circumstances
21 described in paragraphs (3) through (6) of subsection (a) and
22 otherwise, the General Assembly hereby finds that allowing the
23 generating facilities being acquired to be eligible facilities
24 under the provisions of the National Energy Policy Act of 1992
25 that apply to exempt wholesale generators (A) will benefit
26 consumers; (B) is in the public interest; and (C) does not

1 violate the law of this State.

2 (c) Nothing in this Section shall have any effect on the
3 authority of the Commission under subsection (g) of Section
4 16-111 of this Act.

5 (Source: P.A. 91-50, eff. 6-30-99.)

6 Section 315. The Solicitation for Charity Act is amended by
7 changing Section 3 as follows:

8 (225 ILCS 460/3) (from Ch. 23, par. 5103)

9 Sec. 3. Exemptions.

10 (a) Upon initial filing of a registration statement
11 pursuant to Section 2 of this Act and notification by the
12 Attorney General of his determination that the organizational
13 purposes or circumstances specified in this paragraph for
14 exemption are actual and genuine, the following entities shall
15 be exempt from all the report filing provisions of this Act,
16 except for the requirements set forth in Section 2 of this Act:

17 1. A corporation sole or other religious corporation,
18 trust or organization incorporated or established for
19 religious purposes, nor to any agency or organization
20 incorporated or established for charitable, hospital or
21 educational purposes and engaged in effectuating one or
22 more of such purposes, that is affiliated with, operated
23 by, or supervised or controlled by a corporation sole or
24 other religious corporation, trust or organization

1 incorporated or established for religious purposes, nor to
2 other religious agencies or organizations which serve
3 religion by the preservation of religious rights and
4 freedom from persecution or prejudice or by fostering
5 religion, including the moral and ethical aspects of a
6 particular religious faith.

7 2. Any charitable organization which does not intend to
8 solicit and receive and does not actually receive
9 contributions in excess of \$15,000 during any 12 month
10 period ending December 31 of any year. However, if the
11 gross contributions received by such charitable
12 organization during any 12 month period ending December 31
13 of any year shall be in excess of \$15,000, it shall file
14 reports as required under this Act and the provisions of
15 this Act shall apply.

16 (b) The following persons shall not be required to register
17 with the Attorney General:

18 1. The University of Illinois, Southern Illinois
19 University at Carbondale, Southern Illinois University at
20 Edwardsville, Eastern Illinois University, Illinois State
21 Normal University, Northern Illinois University, Western
22 Illinois University, all educational institutions that are
23 recognized by the State Board of Education or that are
24 accredited by a regional accrediting association or by an
25 organization affiliated with the National Commission on
26 Accrediting, any foundation having an established identity

1 with any of the aforementioned educational institutions,
2 any other educational institution confining its
3 solicitation of contributions to its student body, alumni,
4 faculty and trustees, and their families, or a library
5 established under the laws of this State, provided that the
6 annual financial report of such institution or library
7 shall be filed with the State Board of Education, Governor,
8 Illinois State Library, County Library Board or County
9 Board, as provided by law.

10 2. Fraternal, patriotic, social, educational, alumni
11 organizations and historical societies when solicitation
12 of contributions is confined to their membership. This
13 exemption shall be extended to any subsidiary of a parent
14 or superior organization exempted by Sub-paragraph 2 of
15 Paragraph (b) of Section 3 of this Act where such
16 solicitation is confined to the membership of the
17 subsidiary, parent or superior organization.

18 3. Persons requesting any contributions for the relief
19 or benefit of any individual, specified by name at the time
20 of the solicitation, if the contributions collected are
21 turned over to the named beneficiary, first deducting
22 reasonable expenses for costs of banquets, or social
23 gatherings, if any, provided all fund raising functions are
24 carried on by persons who are unpaid, directly or
25 indirectly, for such services.

26 4. Any bona fide union, bona fide political

1 organization or bona fide political action committee,
2 which does not solicit funds for a charitable purpose.

3 5. Any charitable organization receiving an allocation
4 from an incorporated community chest or united fund,
5 provided such chest or fund is complying with the
6 provisions of this Act relating to registration and filing
7 of annual reports with the Attorney General, and provided
8 such organization does not actually receive, in addition to
9 such allocation, contributions in excess of \$4,000 during
10 any 12 month period ending June 30th of any year, and
11 provided further that all the fund raising functions of
12 such organization are carried on by persons who are unpaid
13 for such services. However, if the gross contributions
14 other than such allocation received by such charitable
15 organization during any 12 month period ending June 30th of
16 any year shall be in excess of \$4,000, it shall within 30
17 days after the date it shall have received such
18 contributions in excess of \$4,000 register with the
19 Attorney General as required by Section 2.

20 6. A bona fide organization of volunteer firemen, or a
21 bona fide auxiliary or affiliate of such organization,
22 provided all its fund raising activities are carried on by
23 members of such an organization or an affiliate thereof and
24 such members receive no compensation, directly or
25 indirectly, therefor.

26 7. Any charitable organization operating a nursery for

1 infants awaiting adoption providing that all its fund
2 raising activities are carried on by members of such an
3 organization or an affiliate thereof and such members
4 receive no compensation, directly or indirectly therefor.

5 8. Any corporation established by the Federal Congress
6 that is required by federal law to submit annual reports of
7 its activities to Congress containing itemized accounts of
8 all receipts and expenditures after being duly audited.

9 9. Any boys' club which is affiliated with the Boys'
10 Club of America, a corporation chartered by Congress;
11 provided, however, that such an affiliate properly files
12 the reports required by the Boys' Club of America and that
13 the Boys' Club of America files with the Government of the
14 United States the reports required by its federal charter.

15 10. Any veterans organization chartered or
16 incorporated under federal law and any veterans
17 organization which is affiliated with, and recognized in
18 the bylaws of, a congressionally chartered or incorporated
19 veterans organization; provided, however, that the
20 affiliate properly files the reports required by the
21 congressionally chartered or incorporated veterans
22 organization, that the congressionally chartered or
23 incorporated veterans organization files with the
24 government of the United States the reports required by its
25 federal charter, and that copies of such federally required
26 reports are filed with the Attorney General.

1 11. Any parent-teacher organization that is controlled
2 by teachers and parents of children attending a particular
3 public or private school for which the organization is
4 named and solicits contributions for the benefit of that
5 particular school; provided that:

6 (i) the school is specified by name at the time the
7 solicitation is made;

8 (ii) all of the contributions are turned over to
9 the school, after first deducting reasonable expenses
10 for fundraising and parent-teacher activities;

11 (iii) all fundraising functions are carried on by
12 persons who are not paid, either directly or
13 indirectly, for their fundraising services;

14 (iv) the total contributions, less reasonable
15 fundraising expenses, do not exceed \$50,000 in any
16 calendar year;

17 (v) the organization provides the school at least
18 annually with a complete accounting of all
19 contributions received; and

20 (vi) the governing board of the school certifies to
21 the Attorney General, if the Attorney General makes a
22 request for certification, that the parent-teacher
23 organization has provided the school with a full
24 accounting and that the organization has provided
25 benefits and contributions to the school.

26 (Source: P.A. 90-469, eff. 8-17-97; 91-444, eff. 8-6-99.)

1 Section 320. The Liquor Control Act of 1934 is amended by
2 changing Section 12-1 as follows:

3 (235 ILCS 5/12-1)

4 Sec. 12-1. Grape and Wine Resources Council.

5 (a) There is hereby created the Grape and Wine Resources
6 Council, which shall have the powers and duties specified in
7 this Article and all other powers necessary and proper to
8 execute the provisions of this Article.

9 (b) The Council shall consist of 17 members including:

10 (1) The Director of Agriculture, ex officio, or the
11 Director's designee.

12 (2) The Dean of the Southern Illinois University at
13 Carbondale ~~SIU~~ College of Agriculture, or the Dean's
14 designee.

15 (3) The Dean of the University of Illinois College of
16 Agriculture, or the Dean's designee.

17 (4) An expert in enology or food science and nutrition
18 to be named by the Director of Agriculture from nominations
19 submitted jointly by the Deans of the Colleges of
20 Agriculture at Southern Illinois University at Carbondale
21 and the University of Illinois.

22 (5) An expert in marketing to be named by the Director
23 of Agriculture from nominations submitted jointly by the
24 Deans of the Colleges of Agriculture at Southern Illinois

1 University at Carbondale and the University of Illinois.

2 (6) An expert in viticulture to be named by the
3 Director of Agriculture from nominations submitted jointly
4 by the Deans of the Colleges of Agriculture at Southern
5 Illinois University at Carbondale and the University of
6 Illinois.

7 (7) A representative from the Illinois Division of
8 Tourism, to be named by the Director of Commerce and
9 Economic Opportunity.

10 (8) Six persons to be named by the Director of
11 Agriculture from nominations from the President of the
12 Illinois Grape Growers and Vintners Association, of whom 3
13 shall be grape growers and 3 shall be vintners.

14 (9) Four persons, one of whom shall be named by the
15 Speaker of the House of Representatives, one of whom shall
16 be named by the Minority Leader of the House of
17 Representatives, one of whom shall be named by the
18 President of the Senate, and one of whom shall be named by
19 the Minority Leader of the Senate.

20 Members of the Council shall receive no compensation, but shall
21 be reimbursed for necessary expenses incurred in the
22 performance of their duties. The Council's Chair shall be the
23 Dean of the College of Agriculture at the University where the
24 Council is housed.

25 (c) The Council shall be housed at Southern Illinois
26 University at Carbondale, which shall maintain a collaborative

1 relationship with the University of Illinois at Champaign.
2 (Source: P.A. 94-793, eff. 5-19-06.)

3 Section 325. The Illinois Rural/Downstate Health Act is
4 amended by changing Sections 3, 3.1, and 5.5 as follows:

5 (410 ILCS 65/3) (from Ch. 111 1/2, par. 8053)

6 Sec. 3. The Illinois Department of Public Health shall
7 establish a downstate health care program as a component of
8 primary care development. The Department shall create a Center
9 for Rural Health to coordinate programs and activities within
10 the agency relating to access to health care in rural areas and
11 designated shortage areas. The Center may work with
12 universities, private foundations, health care providers or
13 other interested organizations, private foundations, health
14 care providers or other interested organizations on innovative
15 strategies to respond to the health care needs of residents of
16 these areas.

17 The Center shall cooperate with ~~Southern Illinois~~
18 ~~University~~ programs and services of Southern Illinois
19 University at Carbondale and Southern Illinois University at
20 Edwardsville that respond to the health care needs of residents
21 of downstate areas, including but not limited to the
22 development of primary care centers, the development of
23 obstetrical care centers through affiliation with hospitals
24 and clinics, and the conduct of health research and evaluation.

1 The Center shall cooperate with University of Illinois
2 programs and services that respond to the health care needs of
3 residents of downstate areas, including but not limited to:
4 developing innovative educational strategies designed to
5 graduate primary care physicians, especially family
6 physicians, for all Illinois, particularly the rural
7 underserved areas; developing primary care centers with
8 comprehensive care, including emergency and obstetric care
9 through affiliation with hospitals and clinics; and conducting
10 health research and evaluation.

11 (Source: P.A. 86-965; 86-1187; 87-1162.)

12 (410 ILCS 65/3.1) (from Ch. 111 1/2, par. 8053.1)

13 Sec. 3.1. Southern Illinois University at Carbondale and
14 Southern Illinois University at Edwardsville shall expand
15 their ~~its~~ focus on rural health care as a component of health
16 professions education programs on their ~~its~~ several campuses,
17 including, but not limited to, ~~its~~ programs in medicine,
18 nursing, dentistry, and technical careers, and through
19 research and technical assistance programs. Southern Illinois
20 ~~The~~ University at Edwardsville shall further encourage the
21 regional outreach mission of its School of Medicine through the
22 establishment of a dedicated administrative entity within the
23 School with responsibility for rural health care planning and
24 programming. Southern Illinois ~~The~~ University at Carbondale
25 and Southern Illinois University at Edwardsville may work with

1 communities, state agencies, other colleges and universities,
2 private foundations, health care providers, and other
3 interested organizations on innovative strategies to respond
4 to the health care needs of residents of rural areas.

5 Southern Illinois ~~The~~ University at Carbondale and
6 Southern Illinois University at Edwardsville shall have the
7 authority:

8 (a) To establish such clinical centers as may be necessary
9 to carry out the intent of this Act according to the following
10 priorities:

11 (1) Preference for programs which are designed to
12 facilitate the education of health professions students.

13 (2) Preference for programs established in locations
14 which exhibit potential for locating physicians in health
15 manpower shortage areas.

16 (3) Preference for programs which are located away from
17 communities in which medical school and residency programs
18 are located.

19 (4) Preference for programs which are geographically
20 distributed throughout downstate Illinois.

21 (b) To receive and disburse funds in accordance with the
22 purpose stated in Section 2 of this Act.

23 (c) To enter into contracts or agreements with any agency
24 or department of the State of Illinois or the United States to
25 carry out the provisions of this Act.

26 (Source: P.A. 86-1187.)

1 (410 ILCS 65/5.5)

2 Sec. 5.5. Rural/Downstate Health Access Fund.

3 (a) The Rural/Downstate Health Access Fund is created as a
4 special fund in the State treasury. Moneys from fees and gifts,
5 grants, or donations made to the Center for Rural Health shall
6 be deposited into the Fund. Subject to appropriation and except
7 as provided in subsection (b) of this Section, moneys in the
8 Fund shall be used in the following manner for rural health
9 programs or for programs for the medically underserved
10 authorized under this Act: 60.2% shall be distributed to the
11 Department of Public Health, 26.3% shall be distributed to the
12 Board of Trustees of Southern Illinois University at Carbondale
13 and the Board of Trustees of Southern Illinois University at
14 Edwardsville, and 13.5% shall be distributed to the Board of
15 Trustees of the University of Illinois.

16 (b) The Center for Rural Health at the Department of Public
17 Health may require that a J-1 Visa Waiver Program application
18 fee be collected from international medical graduates for the
19 purpose of administering the Program. J-1 Visa Waiver Program
20 application fees shall be deposited into the Rural/Downstate
21 Health Access Fund, shall be dedicated to the administration of
22 the J-1 Visa Waiver Program in Illinois, and may not be subject
23 to the distribution formula referenced in subsection (a) of
24 this Section.

25 (c) The Center for Rural Health shall administer the Fund.

1 (d) The Department shall adopt rules necessary to implement
2 the provisions of this Section.

3 (Source: P.A. 98-1006, eff. 1-1-15.)

4 Section 330. The Illinois Solid Waste Management Act is
5 amended by changing Section 3.1 as follows:

6 (415 ILCS 20/3.1) (from Ch. 111 1/2, par. 7053.1)

7 Sec. 3.1. Institutions of higher learning.

8 (a) For purposes of this Section "State-supported
9 institutions of higher learning" or "institutions" means the
10 University of Illinois, Southern Illinois University at
11 Carbondale, Southern Illinois University at Edwardsville, the
12 colleges and universities under the jurisdiction of the Board
13 of Governors of State Colleges and Universities, the colleges
14 and universities under the jurisdiction of the Board of Regents
15 of Regency Universities, and the public community colleges
16 subject to the Public Community College Act.

17 (b) Each State-supported institution of higher learning
18 shall develop a comprehensive waste reduction plan covering a
19 period of 10 years which addresses the management of solid
20 waste generated by academic, administrative, student housing
21 and other institutional functions. The waste reduction plan
22 shall be developed by January 1, 1995. The initial plan
23 required under this Section shall be updated by the institution
24 every 5 years, and any proposed amendments to the plan shall be

1 submitted for review in accordance with subsection (f).

2 (c) Each waste reduction plan shall address, at a minimum,
3 the following topics: existing waste generation by volume,
4 waste composition, existing waste reduction and recycling
5 activities, waste collection and disposal costs, future waste
6 management methods, and specific goals to reduce the amount of
7 waste generated that is subject to landfill disposal.

8 (d) Each waste reduction plan shall provide for recycling
9 of marketable materials currently present in the institution's
10 waste stream, including but not limited to landscape waste,
11 corrugated cardboard, computer paper, and white office paper,
12 and shall provide for the investigation of potential markets
13 for other recyclable materials present in the institution's
14 waste stream. The recycling provisions of the waste reduction
15 plan shall be designed to achieve, by January 1, 2000, at least
16 a 40% reduction (referenced to a base year of 1987) in the
17 amount of solid waste that is generated by the institution and
18 identified in the waste reduction plan as being subject to
19 landfill disposal.

20 (e) Each waste reduction plan shall evaluate the
21 institution's procurement policies and practices to eliminate
22 procedures which discriminate against items with recycled
23 content, and to identify products or items which are procured
24 by the institution on a frequent or repetitive basis for which
25 products with recycled content may be substituted. Each waste
26 reduction plan shall prescribe that it will be the policy of

1 the institution to purchase products with recycled content
2 whenever such products have met specifications and standards of
3 equivalent products which do not contain recycled content.

4 (f) Each waste reduction plan developed in accordance with
5 this Section shall be submitted to the Department of Commerce
6 and Economic Opportunity for review and approval. The
7 Department's review shall be conducted in cooperation with the
8 Board of Higher Education and the Illinois Community College
9 Board.

10 (g) The Department of Commerce and Economic Opportunity
11 shall provide technical assistance, technical materials,
12 workshops and other information necessary to assist in the
13 development and implementation of the waste reduction plans.
14 The Department shall develop guidelines and funding criteria
15 for providing grant assistance to institutions for the
16 implementation of approved waste reduction plans.

17 (Source: P.A. 94-793, eff. 5-19-06.)

18 Section 335. The Illinois Groundwater Protection Act is
19 amended by changing Section 7 as follows:

20 (415 ILCS 55/7) (from Ch. 111 1/2, par. 7457)

21 Sec. 7. (a) The Department, with the advice of the
22 Committee and the Council, shall develop a coordinated
23 groundwater data collection and automation program. The
24 collected and automated data shall include but need not be

1 limited to groundwater monitoring results, well logs,
2 pollution source permits and water quality assessments. The
3 Department shall act as the repository for such data and shall
4 automate this data in a manner that is accessible and usable by
5 all State agencies.

6 (b) The Department, in consultation with the Agency, the
7 Committee and the Council, shall develop and administer an
8 ongoing program of basic and applied research relating to
9 groundwater. Information generated from this program will be
10 made available to local governments seeking technical
11 assistance from the Department. The research program shall
12 include but need not be limited to:

13 (1) Long-term statewide groundwater quality
14 monitoring. A statewide monitoring well network shall be
15 composed of public water supply wells sampled by the
16 Agency, non-community wells sampled by the Department of
17 Public Health, and a representative sampling of other
18 existing private wells and newly constructed, dedicated
19 monitoring wells. The monitoring program shall be operated
20 for the following purposes: to evaluate, over time, the
21 appropriateness and effectiveness of groundwater quality
22 protection measures; to determine regional trends in
23 groundwater quality which may affect public health and
24 welfare; and to help identify the need for corrective
25 action. The Department shall periodically publish the
26 results of groundwater quality monitoring activities.

1 (2) Statewide groundwater assessment. The Department
2 shall conduct assessments to enhance the State's data base
3 concerning groundwater resources. The assessments shall
4 include location of groundwater resources, mapping of
5 aquifers, identification of appropriate recharge areas,
6 and evaluation of baseline groundwater quality. The
7 Department shall complete the statewide mapping of
8 appropriate recharge areas within 18 months after the
9 enactment of this Act at a level of detail suitable for
10 guiding the Agency in establishing priority groundwater
11 protection planning regions.

12 (3) Evaluation of pesticide impacts upon groundwater.
13 Such evaluation shall include the general location and
14 extent of any contamination of groundwaters resulting from
15 pesticide use, determination of any practices which may
16 contribute to contamination of groundwaters, and
17 recommendations regarding measures which may help prevent
18 degradation of groundwater quality by pesticides. Priority
19 shall be given to those areas of the State where pesticides
20 are utilized most intensively. The Department shall
21 prepare an initial report by January 1, 1990.

22 (4) Other basic and applied research. The Department
23 may conduct research in at least the following areas:
24 groundwater hydrology and hydraulics, movement of
25 contaminants through geologic materials, aquifer
26 restoration, and remediation technologies.

1 (c) The Department is authorized to accept and expend,
2 subject to appropriation by the General Assembly, any and all
3 grants, matching funds, appropriations from whatever source,
4 or other items of value from the federal or state governments
5 or from any institution, person, partnership, joint venture, or
6 corporation, public or private, for the purposes of fulfilling
7 its obligations under this Act.

8 (d) Southern Illinois University at Carbondale is
9 authorized to conduct basic and applied research relating to
10 chemical contamination of groundwater. It may assist the
11 Department in conducting research on any of the subjects
12 included in subsection (b) of this Section, and may accept and
13 expend grants and other support from the Department or other
14 sources for that purpose.

15 (Source: P.A. 87-479.)

16 Section 340. The Court of Claims Act is amended by changing
17 Sections 8, 22-1, and 22-2 as follows:

18 (705 ILCS 505/8) (from Ch. 37, par. 439.8)

19 Sec. 8. Court of Claims jurisdiction; deliberation
20 periods. The court shall have exclusive jurisdiction to hear
21 and determine the following matters:

22 (a) All claims against the State founded upon any law of
23 the State of Illinois or upon any regulation adopted thereunder
24 by an executive or administrative officer or agency; provided,

1 however, the court shall not have jurisdiction (i) to hear or
2 determine claims arising under the Workers' Compensation Act or
3 the Workers' Occupational Diseases Act, or claims for expenses
4 in civil litigation, or (ii) to review administrative decisions
5 for which a statute provides that review shall be in the
6 circuit or appellate court.

7 (b) All claims against the State founded upon any contract
8 entered into with the State of Illinois.

9 (c) All claims against the State for time unjustly served
10 in prisons of this State when the person imprisoned received a
11 pardon from the governor stating that such pardon is issued on
12 the ground of innocence of the crime for which he or she was
13 imprisoned or he or she received a certificate of innocence
14 from the Circuit Court as provided in Section 2-702 of the Code
15 of Civil Procedure; provided, the amount of the award is at the
16 discretion of the court; and provided, the court shall make no
17 award in excess of the following amounts: for imprisonment of 5
18 years or less, not more than \$85,350; for imprisonment of 14
19 years or less but over 5 years, not more than \$170,000; for
20 imprisonment of over 14 years, not more than \$199,150; and
21 provided further, the court shall fix attorney's fees not to
22 exceed 25% of the award granted. On or after the effective date
23 of this amendatory Act of the 95th General Assembly, the court
24 shall annually adjust the maximum awards authorized by this
25 subsection (c) to reflect the increase, if any, in the Consumer
26 Price Index For All Urban Consumers for the previous calendar

1 year, as determined by the United States Department of Labor,
2 except that no annual increment may exceed 5%. For the annual
3 adjustments, if the Consumer Price Index decreases during a
4 calendar year, there shall be no adjustment for that calendar
5 year. The transmission by the Prisoner Review Board or the
6 clerk of the circuit court of the information described in
7 Section 11(b) to the clerk of the Court of Claims is conclusive
8 evidence of the validity of the claim. The changes made by this
9 amendatory Act of the 95th General Assembly apply to all claims
10 pending on or filed on or after the effective date.

11 (d) All claims against the State for damages in cases
12 sounding in tort, if a like cause of action would lie against a
13 private person or corporation in a civil suit, and all like
14 claims sounding in tort against the Medical Center Commission,
15 the Board of Trustees of the University of Illinois, the Board
16 of Trustees of Southern Illinois University at Carbondale, the
17 Board of Trustees of Southern Illinois University at
18 Edwardsville, the Board of Trustees of Chicago State
19 University, the Board of Trustees of Eastern Illinois
20 University, the Board of Trustees of Governors State
21 University, the Board of Trustees of Illinois State University,
22 the Board of Trustees of Northeastern Illinois University, the
23 Board of Trustees of Northern Illinois University, the Board of
24 Trustees of Western Illinois University, or the Board of
25 Trustees of the Illinois Mathematics and Science Academy;
26 provided, that an award for damages in a case sounding in tort,

1 other than certain cases involving the operation of a State
2 vehicle described in this paragraph, shall not exceed the sum
3 of \$100,000 to or for the benefit of any claimant. The \$100,000
4 limit prescribed by this Section does not apply to an award of
5 damages in any case sounding in tort arising out of the
6 operation by a State employee of a vehicle owned, leased or
7 controlled by the State. The defense that the State or the
8 Medical Center Commission or the Board of Trustees of the
9 University of Illinois, the Board of Trustees of Southern
10 Illinois University at Carbondale, the Board of Trustees of
11 Southern Illinois University at Edwardsville, the Board of
12 Trustees of Chicago State University, the Board of Trustees of
13 Eastern Illinois University, the Board of Trustees of Governors
14 State University, the Board of Trustees of Illinois State
15 University, the Board of Trustees of Northeastern Illinois
16 University, the Board of Trustees of Northern Illinois
17 University, the Board of Trustees of Western Illinois
18 University, or the Board of Trustees of the Illinois
19 Mathematics and Science Academy is not liable for the
20 negligence of its officers, agents, and employees in the course
21 of their employment is not applicable to the hearing and
22 determination of such claims.

23 (e) All claims for recoupment made by the State of Illinois
24 against any claimant.

25 (f) All claims pursuant to the Line of Duty Compensation
26 Act. A claim under that Act must be heard and determined within

1 one year after the application for that claim is filed with the
2 Court as provided in that Act.

3 (g) All claims filed pursuant to the Crime Victims
4 Compensation Act.

5 (h) All claims pursuant to the Illinois National
6 Guardsman's Compensation Act. A claim under that Act must be
7 heard and determined within one year after the application for
8 that claim is filed with the Court as provided in that Act.

9 (i) All claims authorized by subsection (a) of Section
10 10-55 of the Illinois Administrative Procedure Act for the
11 expenses incurred by a party in a contested case on the
12 administrative level.

13 (Source: P.A. 95-970, eff. 9-22-08; 96-80, eff. 7-27-09.)

14 (705 ILCS 505/22-1) (from Ch. 37, par. 439.22-1)

15 Sec. 22-1. Within one ± year from the date that such an
16 injury was received or such a cause of action accrued, any
17 person who is about to commence any action in the Court of
18 Claims against the State of Illinois, the Medical Center
19 Commission, the Board of Trustees of the University of
20 Illinois, the Board of Trustees of Southern Illinois University
21 at Carbondale, the Board of Trustees of Southern Illinois
22 University at Edwardsville, the Board of Trustees of Chicago
23 State University, the Board of Trustees of Eastern Illinois
24 University, the Board of Trustees of Governors State
25 University, the Board of Trustees of Illinois State University,

1 the Board of Trustees of Northeastern Illinois University, the
2 Board of Trustees of Northern Illinois University, the Board of
3 Trustees of Western Illinois University, or the Board of
4 Trustees of the Illinois Mathematics and Science Academy, for
5 damages on account of any injury to his person shall file in
6 the office of the Attorney General and also in the office of
7 the Clerk of the Court of Claims, either by himself, his agent,
8 or attorney, giving the name of the person to whom the cause of
9 action has accrued, the name and residence of the person
10 injured, the date and about the hour of the accident, the place
11 or location where the accident occurred, a brief description of
12 how the accident occurred, and the name and address of the
13 attending physician, if any, except as otherwise provided by
14 the Crime Victims Compensation Act.

15 In actions for death by wrongful act, neglect or default,
16 the executor of the estate, or in the event there is no will,
17 the administrator or other personal representative of the
18 decedent, shall file within 1 year of the date of death or the
19 date that the executor or administrator is qualified, whichever
20 occurs later, in the office of the Attorney General and also in
21 the office of the Clerk of the Court of Claims, giving the name
22 of the person to whom the cause of action has accrued, the name
23 and last residence of the decedent, the date of the accident
24 causing death, the date of the decedent's demise, the place or
25 location where the accident causing the death occurred, the
26 date and about the hour of the accident, a brief description of

1 how the accident occurred, and the names and addresses of the
2 attending physician and treating hospital if any, except as
3 otherwise provided by the Crime Victims Compensation Act.

4 A claimant is not required to file the notice required by
5 this Section if he or she files his or her claim within one
6 year of its accrual.

7 (Source: P.A. 89-4, eff. 1-1-96; 90-492, eff. 8-17-97.)

8 (705 ILCS 505/22-2) (from Ch. 37, par. 439.22-2)

9 Sec. 22-2. If the notice provided for by Section 22-1 is
10 not filed as provided in that Section, any such action
11 commenced against the State of Illinois, the Medical Center
12 Commission, 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, or the Board of
22 Trustees of the Illinois Mathematics and Science Academy, shall
23 be dismissed and the person to whom any such cause of action
24 accrued for any personal injury shall be forever barred from
25 further action in the Court of Claims for such personal injury,

1 except as otherwise provided by the Crime Victims Compensation
2 Act.

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

4 Section 345. The Eminent Domain Act is amended by changing
5 Section 15-5-20 as follows:

6 (735 ILCS 30/15-5-20)

7 Sec. 15-5-20. Eminent domain powers in ILCS Chapters 105
8 through 115. The following provisions of law may include
9 express grants of the power to acquire property by condemnation
10 or eminent domain:

11 (105 ILCS 5/10-22.35A); School Code; school boards; for school
12 buildings.

13 (105 ILCS 5/16-6); School Code; school boards; for adjacent
14 property to enlarge a school site.

15 (105 ILCS 5/22-16); School Code; school boards; for school
16 purposes.

17 (105 ILCS 5/32-4.13); School Code; special charter school
18 districts; for school purposes.

19 (105 ILCS 5/34-20); School Code; Chicago Board of Education;
20 for school purposes.

21 (110 ILCS 305/7); University of Illinois Act; Board of Trustees
22 of the University of Illinois; for general purposes,
23 including quick-take power.

1 (110 ILCS 325/2); University of Illinois at Chicago Land
2 Transfer Act; Board of Trustees of the University of
3 Illinois; for removal of limitations or restrictions on
4 property conveyed by the Chicago Park District.

5 (110 ILCS 335/3); Institution for Tuberculosis Research Act;
6 Board of Trustees of the University of Illinois; for the
7 Institution for Tuberculosis Research.

8 (110 ILCS 525/3); Southern Illinois University Revenue Bond
9 Act; Board of Trustees of Southern Illinois University at
10 Carbondale and Board of Trustees of Southern Illinois
11 University at Edwardsville; for general purposes.

12 (110 ILCS 615/3); State Colleges and Universities Revenue Bond
13 Act of 1967; Board of Governors of State Colleges and
14 Universities; for general purposes.

15 (110 ILCS 660/5-40); Chicago State University Law; Board of
16 Trustees of Chicago State University; for general
17 purposes.

18 (110 ILCS 661/6-10); Chicago State University Revenue Bond Law;
19 Board of Trustees of Chicago State University; for general
20 purposes.

21 (110 ILCS 665/10-40); Eastern Illinois University Law; Board of
22 Trustees of Eastern Illinois University; for general
23 purposes.

24 (110 ILCS 666/11-10); Eastern Illinois University Revenue Bond
25 Law; Board of Trustees of Eastern Illinois University; for
26 general purposes.

1 (110 ILCS 670/15-40); Governors State University Law; Board of
2 Trustees of Governors State University; for general
3 purposes.

4 (110 ILCS 671/16-10); Governors State University Revenue Bond
5 Law; Board of Trustees of Governors State University; for
6 general purposes.

7 (110 ILCS 675/20-40); Illinois State University Law; Board of
8 Trustees of Illinois State University; for general
9 purposes.

10 (110 ILCS 676/21-10); Illinois State University Revenue Bond
11 Law; Board of Trustees of Illinois State University; for
12 general purposes.

13 (110 ILCS 680/25-40); Northeastern Illinois University Law;
14 Board of Trustees of Northeastern Illinois University; for
15 general purposes.

16 (110 ILCS 681/26-10); Northeastern Illinois University Revenue
17 Bond Law; Board of Trustees of Northeastern Illinois
18 University; for general purposes.

19 (110 ILCS 685/30-40); Northern Illinois University Law; Board
20 of Trustees of Northern Illinois University; for general
21 purposes.

22 (110 ILCS 685/30-45); Northern Illinois University Law; Board
23 of Trustees of Northern Illinois University; for buildings
24 and facilities.

25 (110 ILCS 686/31-10); Northern Illinois University Revenue
26 Bond Law; Board of Trustees of Northern Illinois

1 University; for general purposes.
2 (110 ILCS 690/35-40); Western Illinois University Law; Board of
3 Trustees of Western Illinois University; for general
4 purposes.
5 (110 ILCS 691/36-10); Western Illinois University Revenue Bond
6 Law; Board of Trustees of Western Illinois University; for
7 general purposes.
8 (110 ILCS 710/3); Board of Regents Revenue Bond Act of 1967;
9 Board of Regents; for general purposes.
10 (110 ILCS 805/3-36); Public Community College Act; community
11 college district boards; for sites for college purposes.
12 (Source: P.A. 96-328, eff. 8-11-09.)

13 (110 ILCS 520/3 rep.)
14 Section 500. The Southern Illinois University Management
15 Act is amended by repealing Section 3.

16 Section 999. Effective date. This Act takes effect July 1,
17 2018."