



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB5845

by Rep. Michael J. Zalewski

SYNOPSIS AS INTRODUCED:

30 ILCS 105/5.886 new
30 ILCS 105/6z-105 new
110 ILCS 73/90
110 ILCS 305/100 new
110 ILCS 305/105 new
110 ILCS 685/30-205 new
110 ILCS 685/30-210 new

Amends the State University Certificates of Participation Act. Provides that the Act applies under December 31, 2023 (rather than December 31, 2014). Amends the University of Illinois Act and the Northern Illinois University Law. Under an Investment, Performance, and Accountability Commitment at each University, requires each University to comply with certain tuition and mandatory fee, financial aid, and performance goal provisions if the University is appropriated a certain amount of money each fiscal year. Provides for an annual report, and repeals the Commitment on June 30, 2023. Subject to appropriation, provides for an Excellence Program at each University to recruit and retain promising faculty throughout the University through capital investments; amends the State Finance Act to create a special fund. Effective immediately.

LRB100 21180 AXK 37246 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The State Finance Act is amended by adding
5 Sections 5.886 and 6z-105 as follows:

6 (30 ILCS 105/5.886 new)

7 Sec. 5.886. The Illinois Higher Education Excellence Fund.

8 (30 ILCS 105/6z-105 new)

9 Sec. 6z-105. The Illinois Higher Education Excellence
10 Fund. The Illinois Higher Education Excellence Fund is created
11 as a special fund in the State treasury. All money in the Fund
12 may be used, subject to appropriation, by the Board of Trustees
13 of the University of Illinois to implement the University of
14 Illinois Excellence Program under Section 105 of the University
15 of Illinois Act or the Board of Trustees of Northern Illinois
16 University to implement the Northern Illinois University
17 Excellence Program under Section 30-210 of the Northern
18 Illinois University Law. The Board of Trustees of each of these
19 universities may use the money in the Fund for only the
20 following purposes:

21 (1) Capital investments in both new and distressed
22 facilities designed to attract faculty who have the

1 potential to attract additional public or private grant
2 funds or other investments for the university.

3 (2) Grants for technical improvements, equipment
4 improvements, or support personnel necessary to attract
5 faculty who have the potential to attract additional public
6 or private grant funds or other investments for the
7 university.

8 Section 10. The State University Certificates of
9 Participation Act is amended by changing Section 90 as follows:

10 (110 ILCS 73/90)

11 Sec. 90. Expiration of Act. This Act applies until December
12 31, 2023 ~~2014~~. However, the refunding of certificates of
13 participation issued prior to December 31, 2023 ~~2014~~ in
14 accordance with the Act is permitted.

15 (Source: P.A. 96-15, eff. 6-22-09.)

16 Section 15. The University of Illinois Act is amended by
17 adding Sections 100 and 105 as follows:

18 (110 ILCS 305/100 new)

19 Sec. 100. University of Illinois Investment, Performance,
20 and Accountability Commitment.

21 (a) This Section may be referred to as the University of
22 Illinois Investment, Performance, and Accountability

1 Commitment.

2 (b) For Fiscal Year 2019, if the General Assembly
3 appropriates and the State Comptroller makes available to the
4 University an amount for operations that is not less than
5 \$681,000,000, then subsections (c), (d), and (e) of this
6 Section shall apply to the University for Fiscal Year 2019. For
7 Fiscal Year 2020 and every fiscal year thereafter, if the
8 General Assembly appropriates before the beginning of that
9 fiscal year, and the State Comptroller makes available to the
10 University no later than 12 months from the effective date of
11 that appropriation, an amount for operations that is not less
12 than \$681,000,000, then subsections (c), (d), and (e) of this
13 Section shall apply to the University for that fiscal year.

14 (c) In this subsection (c), "mandatory fees" excludes
15 mandatory fees approved by students by referendum. Beginning
16 with the 2019-2020 academic year, the Board of Trustees may not
17 increase the base rate of in-State, undergraduate tuition and
18 mandatory fees above the base rate of in-State, undergraduate
19 tuition and mandatory fees set by the Board of Trustees for an
20 undergraduate academic program in the previous academic year.
21 This subsection (c) does not apply to health insurance fees,
22 fees approved prior to the effective date of this amendatory
23 Act of the 100th General Assembly, or fees approved by a
24 student referendum.

25 (d) For Fiscal Year 2019 and every fiscal year thereafter,
26 the University shall implement an Invest in Illinois Residents

1 Program to provide residents of this State no less than
2 \$170,000,000 in annual financial aid. A percentage of this
3 financial aid shall be provided annually to Illinois students
4 of historically underrepresented populations. Such students
5 shall include the following:

6 (1) students who are Black or African American,
7 Hispanic or Latino, American Indian or Alaska Native, or
8 Native Hawaiian or Other Pacific Islander;

9 (2) students from counties in this State from which the
10 University of Illinois at Urbana-Champaign campus, the
11 University of Illinois at Chicago campus, and the
12 University of Illinois at Springfield campus combined have
13 enrolled on average 2 or fewer students from the county
14 over the last 3 years; and

15 (3) students from families who are classified as in
16 poverty with an expected family contribution equal to zero.

17 (e) For the 2019-2020 academic year and every academic year
18 thereafter, the University shall achieve performance goals
19 defined by all of the following key performance indicators:

20 (1) The Board of Trustees shall admit as new and
21 transfer students no fewer than 14,000 residents of this
22 State in undergraduate programs at the University of
23 Illinois at Urbana-Champaign campus, 11,800 residents of
24 this State in undergraduate programs at the University of
25 Illinois at Chicago campus, and 1,500 residents of this
26 State in undergraduate programs at the University of

1 Illinois at Springfield campus, provided the requisite
2 number of residents of this State seeking admission to
3 undergraduate programs at the University meet the
4 requirements of Section 8 of this Act. Residents of this
5 State must comprise at least 50%, combined, of any growth
6 in on-campus undergraduate enrollment above the level for
7 the 2015-2016 academic year.

8 (2) The University shall maintain a first-to-second
9 year retention rate in undergraduate programs greater than
10 or equal to a combined 87% at the University of Illinois at
11 Urbana-Champaign campus, the University of Illinois at
12 Chicago campus, and the University of Illinois at
13 Springfield campus.

14 (3) The University shall maintain a 6-year graduation
15 rate for first-time freshmen in undergraduate programs
16 greater than or equal to a combined 72% at the University
17 of Illinois at Urbana-Champaign campus, the University of
18 Illinois at Chicago campus, and the University of Illinois
19 at Springfield campus.

20 (f) On or before September 1, 2019 and every September 1
21 thereafter, the University shall publish on its website and
22 make publicly available an annual report related to the
23 previous academic and fiscal year at the University of Illinois
24 at Urbana-Champaign campus, at the University of Illinois at
25 Chicago campus, and at the University of Illinois at
26 Springfield campus. The annual report shall include all of the

1 following information:

2 (1) The number of first-time freshmen enrolled.

3 (2) The number of new transfer students enrolled.

4 (3) The number of undergraduates enrolled who are
5 residents of this State.

6 (4) The number of underrepresented minority,
7 undergraduate students enrolled.

8 (5) The total undergraduate enrollment.

9 (6) The number of undergraduate degrees issued.

10 (7) The number of graduate degrees issued.

11 (8) The number of professional degrees issued.

12 (9) The total number of degrees issued.

13 (10) The number of science, technology, engineering,
14 and mathematics degrees issued.

15 (11) The direct appropriation per undergraduate
16 degree.

17 (12) The direct appropriation per undergraduate degree
18 issued to a resident of this State.

19 (13) The direct appropriation as a percentage of total
20 expenditures.

21 (14) The number of undergraduate students enrolled in
22 each college of each campus.

23 (15) The number of undergraduate students who are
24 residents of this State enrolled in each college of each
25 campus.

26 (g) The requirements of subsections (c), (d), and (e) of

1 this Section are not applicable to the University in any fiscal
2 year in which the General Assembly fails to appropriate and the
3 State Comptroller fails to make available the amounts required
4 under subsection (b) of this Section. Nothing in this Section
5 is intended to grant the University a vested, contractual right
6 to a particular level of funding for any fiscal year.

7 (h) This Section is repealed on June 30, 2023.

8 (110 ILCS 305/105 new)

9 Sec. 105. University of Illinois Excellence Program.
10 Subject to appropriation, the Board of Trustees shall establish
11 and administer a program, to be called the University of
12 Illinois Excellence Program, to recruit and retain promising
13 faculty throughout the University of Illinois system through
14 various capital investments.

15 Section 20. The Northern Illinois University Law is amended
16 by adding Sections 30-205 and 30-210 as follows:

17 (110 ILCS 685/30-205 new)

18 Sec. 30-205. Northern Illinois University Investment,
19 Performance, and Accountability Commitment.

20 (a) This Section may be referred to as the Northern
21 Illinois Investment, Performance, and Accountability
22 Commitment.

23 (b) For Fiscal Year 2019, if the General Assembly

1 appropriates and the State Comptroller makes available to the
2 University an amount for operations that is not less than
3 \$93,628,600, then subsections (c), (d), and (e) of this Section
4 shall apply to the University for Fiscal Year 2019. For Fiscal
5 Year 2020 and every fiscal year thereafter, if the General
6 Assembly appropriates before the beginning of that fiscal year,
7 and the State Comptroller makes available to the University no
8 later than 12 months from the effective date of that
9 appropriation, an amount for operations that is not less than
10 \$93,628,600, then subsections (c), (d), and (e) of this Section
11 shall apply to the University for that fiscal year.

12 (c) In this subsection (c), "mandatory fees" excludes
13 mandatory fees approved by students by referendum. Beginning
14 with the 2019-2020 academic year, the Board of Trustees may not
15 increase the base rate of in-State, undergraduate tuition and
16 mandatory fees above the base rate of in-State, undergraduate
17 tuition and mandatory fees set by the Board of Trustees for an
18 undergraduate academic program in the previous academic year.
19 This subsection (c) does not apply to health insurance fees,
20 fees approved prior to the effective date of this amendatory
21 Act of the 100th General Assembly, or fees approved by a
22 student referendum.

23 (d) In this subsection (d), "first generation college
24 student" means a student who is the first person in his or her
25 immediate family to attend a university inside or outside of
26 this State. In this subsection (d), "immediate family member"

1 means a parent, sibling, child, grandparent, step-parent,
2 step-sibling, or step-child or any adoptive relationship. For
3 Fiscal Year 2019 and every fiscal year thereafter, the
4 University shall implement an Invest in Illinois Residents
5 Program to provide to residents of this State the equivalent of
6 20% of the University's State appropriation in financial aid
7 for the fiscal year. A percentage of this financial aid shall
8 be provided annually to Illinois students of historically
9 underserved populations. Such students shall include the
10 following:

11 (1) students who are eligible for a federal Pell Grant;

12 (2) students who are first generation college
13 students; and

14 (3) students who have graduated from a high school in a
15 school district organized under Article 34 of the School
16 Code.

17 (e) For the 2019-2020 academic year and every academic year
18 thereafter, the University shall achieve performance goals
19 defined by all of the following key performance indicators:

20 (1) The University shall maintain an overall retention
21 rate in undergraduate programs greater than or equal to
22 75%.

23 (2) The University shall maintain a 6-year graduation
24 rate for first-time freshmen in undergraduate programs
25 greater than or equal to a combined 50%.

26 (3) Fifty percent of the incoming freshmen shall be

1 Illinois students of historically underserved populations,
2 as described under subsection (d) of this Section.

3 (f) On or before September 1, 2019 and every September 1
4 thereafter, the University shall publish on its website and
5 make publicly available an annual report related to the
6 previous academic and fiscal year. The annual report shall
7 include all of the following information:

8 (1) The number of first-time freshmen enrolled.

9 (2) The number of new transfer students enrolled.

10 (3) The number of undergraduate students enrolled who
11 are residents of this State.

12 (4) The number of underrepresented minority,
13 undergraduate students enrolled.

14 (5) The total undergraduate enrollment.

15 (6) The number of undergraduate degrees issued.

16 (7) The number of graduate degrees issued.

17 (8) The number of law degrees issued.

18 (9) The total number of degrees issued.

19 (10) The number of science, technology, engineering,
20 and mathematics degrees issued.

21 (11) The direct appropriation per undergraduate
22 degree.

23 (12) The direct appropriation as a percentage of total
24 expenditures.

25 (g) The requirements of subsections (c), (d), and (e) of
26 this Section are not applicable to the University in any fiscal

1 year in which the General Assembly fails to appropriate and the
2 State Comptroller fails to make available the amounts required
3 under subsection (b) of this Section. Nothing in this Section
4 is intended to grant the University a vested, contractual right
5 to a particular level of funding for any fiscal year.

6 (h) This Section is repealed on June 30, 2023.

7 (110 ILCS 685/30-210 new)

8 Sec. 30-210. Northern Illinois University Excellence
9 Program. Subject to appropriation, the Board of Trustees shall
10 establish and administer a program, to be called the Northern
11 Illinois University Excellence Program, to recruit and retain
12 promising faculty throughout the Northern Illinois University
13 system through various capital investments.

14 Section 99. Effective date. This Act takes effect upon
15 becoming law.