



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB1264

Introduced 1/31/2023, by Rep. Maurice A. West, II

SYNOPSIS AS INTRODUCED:

110 ILCS 805/3-7

from Ch. 122, par. 103-7

110 ILCS 805/3-7d new

Amends the Public Community College Act. Provides for the election of board of trustee members by trustee district rather than at large in community college districts with a population of 300,000 or more inhabitants, other than specified community college districts, and in those community college districts with a population under 300,000 inhabitants whose board approves the election of board members by trustee district by a three-fifths majority vote. Makes related changes. Effective immediately.

LRB103 24865 RJT 51198 b

1 AN ACT concerning education.

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

4 Section 5. The Public Community College Act is amended by
5 changing Section 3-7 and by adding Section 3-7d as follows:

6 (110 ILCS 805/3-7) (from Ch. 122, par. 103-7)

7 Sec. 3-7. (a) The election of the members of the board of
8 trustees shall be nonpartisan and shall be held at the time and
9 in the manner provided in the general election law.

10 (b) Unless otherwise provided in this Act, members shall
11 be elected to serve 6 year terms. The term of members elected
12 in 1985 and thereafter shall be from the date the member is
13 officially determined to be elected to the board by a canvass
14 conducted pursuant to the Election Code, to the date that the
15 winner of the seat is officially determined by the canvass
16 conducted pursuant to the Election Code the next time the seat
17 on the board is to be filled by election.

18 (c) Each member must on the date of his election be a
19 citizen of the United States, of the age of 18 years or over,
20 and a resident of the State and the territory which on the date
21 of the election is included in the community college district
22 for at least one year immediately preceding his election. In
23 Community College District No. 526, each member elected at the

1 consolidated election in 2005 or thereafter must also be a
2 resident of the trustee district he or she represents for at
3 least one year immediately preceding his or her election,
4 except that in the first consolidated election for each
5 trustee district following reapportionment, a candidate for
6 the board may be elected from any trustee district that
7 contains a part of the trustee district in which he or she
8 resided at the time of the reapportionment and may be
9 reelected if a resident of the new trustee district he or she
10 represents for one year prior to reelection. In each community
11 college district with a population of 300,000 or more
12 inhabitants within the district, other than Community College
13 District No. 522, Community College District No. 526, or a
14 community college district subject to Article VII, and in any
15 community college district with a population under 300,000
16 inhabitants within the district whose board has approved the
17 election of board members by trustee district under Section
18 3-7d, each member elected at the consolidated election in 2025
19 or thereafter must also be a resident of the trustee district
20 he or she represents for at least one year immediately
21 preceding his or her election, except that in the first
22 consolidated election for each trustee district following
23 reapportionment by the board, a candidate for the board may be
24 elected from any trustee district that contains a part of the
25 trustee district in which he or she resided at the time of the
26 reapportionment and may be reelected if a resident of the new

1 trustee district he or she represents for one year prior to
2 reelection.

3 In the event a person who is a member of a common school
4 board is elected or appointed to a board of trustees of a
5 community college district, that person shall be permitted to
6 serve the remainder of his or her term of office as a member of
7 the common school board. Upon the expiration of the common
8 school board term, that person shall not be eligible for
9 election or appointment to a common school board during the
10 term of office with the community college district board of
11 trustees.

12 (d) Whenever a vacancy occurs, the remaining members shall
13 fill the vacancy, and the person so appointed shall serve
14 until a successor is elected to serve the remainder of the
15 unexpired term at the next regular election for board members
16 and is certified in accordance with Sections 22-17 and 22-18
17 of the Election Code. If the remaining members fail so to act
18 within 60 days after the vacancy occurs, the chairman of the
19 State Board shall fill that vacancy, and the person so
20 appointed shall serve until a successor is elected to serve
21 the remainder of the unexpired term at the next regular
22 election for board members and is certified in accordance with
23 Sections 22-17 and 22-18 of the Election Code. The person
24 appointed to fill the vacancy shall have the same residential
25 qualifications as his predecessor in office was required to
26 have. In either instance, if the vacancy occurs with less than

1 4 months remaining before the next scheduled consolidated
2 election, and the term of office of the board member vacating
3 the position is not scheduled to expire at that election, then
4 the term of the person so appointed shall extend through that
5 election and until the succeeding consolidated election. If
6 the term of office of the board member vacating the position is
7 scheduled to expire at the upcoming consolidated election, the
8 appointed member shall serve only until a successor is elected
9 and qualified at that election.

10 (e) Members of the board shall serve without compensation
11 but shall be reimbursed for their reasonable expenses incurred
12 in connection with their service as members. Compensation, for
13 purposes of this Section, means any salary or other benefits
14 not expressly authorized by this Act to be provided or paid to,
15 for or on behalf of members of the board. The board of each
16 community college district may adopt a policy providing for
17 the issuance of bank credit cards, for use by any board member
18 who requests the same in writing and agrees to use the card
19 only for the reasonable expenses which he or she incurs in
20 connection with his or her service as a board member. Expenses
21 charged to such credit cards shall be accounted for separately
22 and shall be submitted to the chief financial officer of the
23 district for review prior to being reported to the board at its
24 next regular meeting.

25 (f) The ballot for the election of members of the board for
26 a community college district shall indicate the length of term

1 for each office to be filled. In the election of a board for
2 any community college district, the ballot shall not contain
3 any political party designation.

4 (Source: P.A. 100-273, eff. 8-22-17; 100-884, eff. 1-1-19.)

5 (110 ILCS 805/3-7d new)

6 Sec. 3-7d. Trustee districts beginning with the 2025
7 consolidated election. Beginning with the consolidated
8 election in 2025, the election of board members shall be by
9 trustee district rather than at large in each community
10 college district with a population of 300,000 or more
11 inhabitants within the district, other than in Community
12 College District No. 522, Community College District No. 526,
13 or a community college district subject to Article VII, and in
14 any community college district with a population under 300,000
15 inhabitants within the district whose board approves the
16 election of board members by trustee district by a
17 three-fifths majority vote as follows:

18 (1) In 2025, before the next consolidated election if
19 that year is an election year, the board shall divide the
20 community college district into 7 trustee districts, each
21 of which shall be compact, contiguous, and substantially
22 equal in population to each other trustee district. The
23 division of the community college district into trustee
24 districts must be completed and formally approved by a
25 majority of the members of the board.

1 (2) For each at-large seat on the board that is to be
2 filled by election in 2025 or thereafter, the seat shall
3 instead be filled by a trustee elected from a trustee
4 district. The board shall determine which trustee district
5 seat is to replace which at-large seat by lot.

6 (3) In the year following each decennial census after
7 2025, before the next consolidated election if that year
8 is an election year, the board shall reapportion the
9 trustee districts to reflect the results of the census and
10 shall divide the community college district into 7 trustee
11 districts, each of which shall be compact, contiguous, and
12 substantially equal in population to each other trustee
13 district. The reapportionment must be completed and
14 formally approved by a majority of the members of the
15 board. At the same meeting of the board, the board shall,
16 publicly by lot, divide the trustee districts into 2
17 groups. Four trustees or their successors from one group
18 shall be elected for successive terms of 4 years and 6
19 years, and 3 trustees or their successors from the second
20 group shall be elected for successive terms of 6 years and
21 4 years. One member shall be elected from each such
22 trustee district.

23 Section 99. Effective date. This Act takes effect upon
24 becoming law.