

# HB0724



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

HB0724

Introduced 2/7/2007, by Rep. Kenneth Dunkin

#### SYNOPSIS AS INTRODUCED:

105 ILCS 425/1.1

from Ch. 144, par. 136.1

Amends the Private Business and Vocational Schools Act. Removes the dates on which an educational institution must have enrolled a majority of its students in degree programs and maintained an accredited status in order to not be considered to be a private business and vocational school under the Act. Effective immediately.

LRB095 04026 NHT 24063 b

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 Private Business and Vocational Schools Act  
5 is amended by changing Section 1.1 as follows:

6 (105 ILCS 425/1.1) (from Ch. 144, par. 136.1)

7 Sec. 1.1. Exemptions and annual filing.

8 (a) For purposes of this Act, the following shall not be  
9 considered to be a private business and vocational school:

10 (1) Any eleemosynary institution.

11 (2) Any religious institution.

12 (3) Any public educational institution exempt from  
13 property taxation under the laws of this State.

14 (4) Any in-service course of instruction and subject  
15 offered by an employer provided no tuition is charged and  
16 such instruction is offered only to employees of such  
17 employer.

18 (5) Any educational institution (A) which (i) ~~on the~~  
19 ~~effective date of this amendatory Act of 1984 or which on~~  
20 ~~January 2, 2001~~ enrolls a majority of its students in  
21 degree programs and has maintained an accredited status  
22 with the Commission on Institutions of Higher Education of  
23 the North Central Association of Colleges and Schools or

1 (ii) on or after the effective date of this amendatory Act  
2 of the 93rd General Assembly enrolls students in one or  
3 more bachelor-level programs, enrolls a majority of its  
4 students in degree programs, and is accredited by a  
5 national accrediting agency that is recognized by the U.S.  
6 Department of Education and (B) which is regulated by the  
7 Illinois Board of Higher Education under the Private  
8 College Act or the Academic Degree Act, or which is exempt  
9 from such regulation under either of the foregoing Acts  
10 solely for the reason that such educational institution was  
11 in operation on the effective date of either such Act.

12 (6) Any institution and the franchisees of such  
13 institution which offer exclusively a course of  
14 instruction in income tax theory or return preparation at a  
15 total contract price of no more than \$400, provided that  
16 the total annual enrollment of such institution for all  
17 such courses of instruction exceeds 500 students, and  
18 further provided that the total contract price for all  
19 instruction offered to a student in any one calendar year  
20 does not exceed \$400. For each calendar year after 1990,  
21 the total contract price shall be adjusted, rounded off to  
22 the nearest dollar, by the same percentage as the increase  
23 or decrease in the general price level as measured by the  
24 consumer price index for all urban consumers for the United  
25 States, or its successor index, as defined and officially  
26 reported by the United States Department of Labor, or its

1           successor agency. The change in the index shall be that as  
2           first published by the Department of Labor for the calendar  
3           year immediately preceding the year in which the total  
4           contract price is calculated.

5           (b) An institution exempted under subsection (a) of this  
6           Section must file with the Superintendent an annual financial  
7           report to demonstrate continued compliance by the institution  
8           with the requirements on which the exemption is based.

9           (Source: P.A. 92-62, eff. 1-1-02; 93-919, eff. 8-12-04.)

10           Section 99. Effective date. This Act takes effect upon  
11           becoming law.