



## 95TH GENERAL ASSEMBLY

### State of Illinois

### 2007 and 2008

### SB2019

Introduced 2/7/2008, by Sen. Kwame Raoul

#### SYNOPSIS AS INTRODUCED:

110 ILCS 205/8	from Ch. 144, par. 188
110 ILCS 805/2-26 new	
110 ILCS 805/3-2	from Ch. 122, par. 103-2
110 ILCS 805/5-11	from Ch. 122, par. 105-11

Amends the Board of Higher Education Act and the Public Community College Act. Removes a provision that requires the Illinois Community College Board to submit its plan for capital improvements of non-instructional facilities to the Board of Higher Education. Requires the Illinois Community College Board to develop a comprehensive community college plan. Removes a reference to the Board of Higher Education's approval of a public community college's construction of a facility. Makes related changes.

LRB095 18922 NHT 45074 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT relating to education.

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

4 Section 5. The Board of Higher Education Act is amended by  
5 changing Section 8 as follows:

6 (110 ILCS 205/8) (from Ch. 144, par. 188)

7 Sec. 8. The Board of Trustees of the University of  
8 Illinois, the Board of Trustees of Southern Illinois  
9 University, the Board of Trustees of Chicago State University,  
10 the Board of Trustees of Eastern Illinois University, the Board  
11 of Trustees of Governors State University, the Board of  
12 Trustees of Illinois State University, the Board of Trustees of  
13 Northeastern Illinois University, the Board of Trustees of  
14 Northern Illinois University, the Board of Trustees of Western  
15 Illinois University, and the Illinois Community College Board  
16 shall submit to the Board not later than the 15th day of  
17 November of each year its budget proposals for the operation  
18 and capital needs of the institutions under its governance or  
19 supervision for the ensuing fiscal year. Each budget proposal  
20 shall conform to the procedures developed by the Board in the  
21 design of an information system for State universities and  
22 colleges.

23 In order to maintain a cohesive system of higher education,

1 the Board and its staff shall communicate on a regular basis  
2 with all public university presidents. They shall meet at least  
3 semiannually to achieve economies of scale where possible and  
4 provide the most innovative and efficient programs and  
5 services.

6 The Board, in the analysis of formulating the annual budget  
7 request, shall consider rates of tuition and fees at the State  
8 universities and colleges. The Board shall also consider the  
9 current and projected utilization of the total physical plant  
10 of each campus of a university or college in approving the  
11 capital budget for any new building or facility.

12 The Board of Higher Education shall submit to the Governor,  
13 to the General Assembly, and to the appropriate budget agencies  
14 of the Governor and General Assembly its analysis and  
15 recommendations on such budget proposals.

16 Each state supported institution within the application of  
17 this Act, other than a public community college, must submit  
18 its plan for capital improvements of non-instructional  
19 facilities to the Board for approval before final commitments  
20 are made. Non-instructional uses shall include but not be  
21 limited to dormitories, union buildings, field houses,  
22 stadium, other recreational facilities and parking lots. The  
23 Board shall determine whether or not any project submitted for  
24 approval is consistent with the master plan for higher  
25 education and with instructional buildings that are provided  
26 for therein. If the project is found by a majority of the Board

1 not to be consistent, such capital improvement shall not be  
2 constructed.

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

4 Section 10. The Public Community College Act is amended by  
5 changing Sections 3-2 and 5-11 and adding Section 2-26 as  
6 follows:

7 (110 ILCS 805/2-26 new)

8 Sec. 2-26. Comprehensive community college plan. The State  
9 Board shall analyze the present and future aims, needs, and  
10 requirements of the public community college system of this  
11 State and develop a comprehensive plan for the integration,  
12 coordination, efficient utilization, and expansion of the  
13 facilities and curricula of public community colleges not only  
14 in those areas that serve to bridge any gap between the  
15 education and training provided to students through a secondary  
16 education level and the education and training required for  
17 gainful career employment, but also in those areas that will  
18 promote or encourage freedom of movement and transfer of  
19 students from public community colleges to public and private  
20 universities. In developing a comprehensive community college  
21 plan under this Section, the State Board shall give due  
22 consideration to the ability of the plan to complement the  
23 objectives of the master plan for higher education developed by  
24 the Board of Higher Education. In addition, the State Board

1 shall engage in a continuing study, analysis, and evaluation of  
2 the comprehensive community college plan developed under this  
3 Section and may from time to time recommend to the General  
4 Assembly any legislation that it deems necessary for the  
5 implementation or effective operation of the plan.

6 (110 ILCS 805/3-2) (from Ch. 122, par. 103-2)

7 Sec. 3-2. Action on petition; report. Upon the receipt of  
8 such a petition, the State Board shall, in cooperation with the  
9 regional superintendent of the county or counties in which the  
10 territory of the proposed district is located, cause a study to  
11 be made of the territory of the proposed district and the  
12 community college needs and condition thereof and the area  
13 within and adjacent thereto in relation to existing facilities  
14 for general education, including pre-professional curricula  
15 and for training in occupational activities, and in relation to  
16 a factual survey of the possible enrollment, assessed  
17 valuation, industrial business, agricultural and other  
18 conditions reflecting educational needs in the area to be  
19 served, in order to determine whether in its judgment the  
20 proposed district may adequately maintain a community college  
21 in accordance with such desirable standards. In reviewing the  
22 application the State Board shall consider the feasibility of  
23 any proposed utilization of existing public or private  
24 educational facilities and land within or in near proximity to  
25 the boundary of the proposed district, and of contracting with

1 such public or private institutions for the provision of  
2 educational programs. The State Board shall also determine  
3 whether the proposal is in conformity with a comprehensive  
4 community college plan developed by the State Board. If the  
5 State Board finds as the result of its study that it is not  
6 possible for the proposed district to produce a desirable  
7 program of community college education at a reasonable cost, it  
8 shall provide a brief statement of the reasons for this  
9 decision and shall thereupon cause a copy of the statement to  
10 be published in a newspaper or newspapers having a general  
11 circulation in the territory of the proposed district and no  
12 election shall be held or further proceedings had on said  
13 petition to establish such a community college district. If  
14 approved the State Board shall submit its findings to the Board  
15 of Higher Education for a determination as to whether or not  
16 the proposal is in conformity with a comprehensive community  
17 college program. When the Board of Higher Education approves  
18 the request for a new community college, the State Board shall  
19 prepare a report of its ~~such~~ action on the petition. The report  
20 shall contain a brief statement of the reasons for the decision  
21 and a resume stating why the State Board deems it possible for  
22 the proposed district to provide a desirable two-year college  
23 program at reasonable cost, the conditions under which such  
24 operation would be possible, the estimated results of such  
25 operation in terms of local taxes, the nature and probable cost  
26 of alternative methods of providing adequate community college

1 educational opportunities for students in the territory  
2 involved and such other information as the State Board believes  
3 may be helpful to the voters in such territory in voting on the  
4 proposition to establish a community college district.

5 (Source: P.A. 84-509.)

6 (110 ILCS 805/5-11) (from Ch. 122, par. 105-11)

7 Sec. 5-11. Building construction; grants. Any public  
8 community college which subsequent to July 1, 1972, commenced  
9 construction of any facilities approved by the State Board or,  
10 until the effective date of this amendatory Act of the 95th  
11 General Assembly, that were approved by the State Board and the  
12 Illinois Board of Higher Education may, after completion  
13 thereof, apply to the State for a grant for expenditures made  
14 by the community college from its own funds for building  
15 purposes for such facilities in excess of 25% of the cost of  
16 such facilities as approved by the State Board and the Illinois  
17 Board of Higher Education. Such grant shall be contingent upon  
18 said community college having otherwise complied with Sections  
19 5-3, 5-4, 5-5 and 5-10 of this Act.

20 If any payments or contributions of any kind which are  
21 based upon, or are to be applied to, the cost of such  
22 construction are received from the Federal government, or an  
23 agency thereof, subsequent to receipt of the grant herein  
24 provided, the amount of such subsequent payment or  
25 contributions shall be paid over to the Capital Development

1 Board by the community college for deposit in the Capital  
2 Development Bond Interest and Retirement Fund.  
3 (Source: P.A. 80-1200.)