



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB3797

Introduced 2/25/2009, by Rep. Kevin A. McCarthy

SYNOPSIS AS INTRODUCED:

110 ILCS 805/3-42
30 ILCS 805/8.33 new

from Ch. 122, par. 103-42

Amends the Public Community College Act. Prohibits residence within a community college district or outside a community college district from being considered in determining whether to retain or not retain any employee of a community college or in assigning, promoting, or transferring an employee (now, permitted if employed on or after July 1, 1977 or after the adoption by the community college board of a resolution making residency within the district a condition of employment). Amends the State Mandates Act to require implementation without reimbursement.

LRB096 04802 NHT 14866 b

FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

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 3-42 as follows:

6 (110 ILCS 805/3-42) (from Ch. 122, par. 103-42)

7 Sec. 3-42. To employ such personnel as may be needed, to
8 establish policies governing their employment and dismissal,
9 and to fix the amount of their compensation. In the employment,
10 establishment of policies and fixing of compensation the board
11 may make no discrimination on account of sex, race, creed,
12 color or national origin.

13 Residence within any community college district or outside
14 any community college district shall not be considered:

15 (a) in determining whether to retain or not retain any
16 employee of a community college ~~employed prior to July 1, 1977~~
17 ~~or prior to the adoption by the community college board of a~~
18 ~~resolution making residency within the community college~~
19 ~~district of some or all employees a condition of employment,~~
20 ~~whichever is later;~~

21 (b) in assigning, promoting or transferring any employee of
22 a community college to an office or position ~~employed prior to~~
23 ~~July 1, 1977 or prior to the adoption by the community college~~

1 ~~board of a resolution making residency within the community~~
2 ~~college district of some or all employees a condition of~~
3 ~~employment, whichever is later; or~~

4 (c) in determining the salary or other compensation of any
5 employee of a community college.

6 (Source: P.A. 80-248.)

7 Section 90. The State Mandates Act is amended by adding
8 Section 8.33 as follows:

9 (30 ILCS 805/8.33 new)

10 Sec. 8.33. Exempt mandate. Notwithstanding Sections 6 and 8
11 of this Act, no reimbursement by the State is required for the
12 implementation of any mandate created by this amendatory Act of
13 the 96th General Assembly.