

HB5327



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB5327

by Rep. Elizabeth Hernandez

SYNOPSIS AS INTRODUCED:

35 ILCS 5/507DDD new
110 ILCS 947/67

Amends the Illinois Income Tax Act. Creates a tax checkoff for the Illinois DREAM Fund. Amends the Higher Education Student Assistance Act to provide that moneys from the checkoff may be received by the Fund. Effective immediately.

LRB098 17269 HLH 52363 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning revenue.

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

4 Section 5. The Illinois Income Tax Act is amended by adding
5 Section 507DDD as follows:

6 (35 ILCS 5/507DDD new)

7 Sec. 507DDD. Illinois DREAM Fund checkoff. For taxable
8 years ending on or after December 31, 2014, the Department
9 shall print on its standard individual income tax form a
10 provision indicating that if the taxpayer wishes to contribute
11 to the Illinois DREAM Fund created under Section 67 of the
12 Higher Education Student Assistance Act, as authorized by this
13 amendatory Act of the 98th General Assembly, he or she may do
14 so by stating the amount of the contribution (not less than \$1)
15 on the return, and that the contribution will reduce the
16 taxpayer's refund or increase the amount of payment to
17 accompany the return. Failure to remit any amount of increased
18 payment shall reduce the contribution accordingly. This
19 Section shall not apply to any amended return.

20 Section 10. The Higher Education Student Assistance Act is
21 amended by changing Section 67 as follows:

1 (110 ILCS 947/67)

2 Sec. 67. Illinois DREAM Fund Commission.

3 (a) The Illinois Student Assistance Commission shall
4 establish an Illinois DREAM Fund Commission. The Governor shall
5 appoint, with the advice and consent of the Senate, members to
6 the Illinois DREAM Fund Commission, which shall be comprised of
7 9 members representing the geographic and ethnic diversity of
8 this State, including students, college and university
9 administrators and faculty, and other individuals committed to
10 advancing the educational opportunities of the children of
11 immigrants.

12 (b) The Illinois DREAM Fund Commission is charged with all
13 of the following responsibilities:

14 (1) Administering this Section and raising funds for
15 the Illinois DREAM Fund.

16 (2) Establishing a not-for-profit entity charged with
17 raising funds for the administration of this Section, any
18 educational or training programs the Commission is tasked
19 with administering, and funding scholarships to students
20 who are the children of immigrants to the United States.

21 (3) Publicizing the availability of scholarships from
22 the Illinois DREAM Fund.

23 (4) Selecting the recipients of scholarships funded
24 through the Illinois DREAM Fund.

25 (5) Researching issues pertaining to the availability
26 of assistance with the costs of higher education for the

1 children of immigrants and other issues regarding access
2 for and the performance of the children of immigrants
3 within higher education.

4 (6) Overseeing implementation of the other provisions
5 of this amendatory Act of the 97th General Assembly.

6 (7) Establishing and administering training programs
7 for high school counselors and counselors, admissions
8 officers, and financial aid officers of public
9 institutions of higher education. The training programs
10 shall instruct participants on the educational
11 opportunities available to college-bound students who are
12 the children of immigrants, including, but not limited to,
13 in-state tuition and scholarship programs. The Illinois
14 DREAM Fund Commission may also establish a public awareness
15 campaign regarding educational opportunities available to
16 college bound students who are the children of immigrants.

17 The Illinois DREAM Fund Commission shall establish, by
18 rule, procedures for accepting and evaluating applications for
19 scholarships from the children of immigrants and issuing
20 scholarships to selected student applicants.

21 (c) To receive a scholarship under this Section, a student
22 must meet all of the following qualifications:

23 (1) Have resided with his or her parents or guardian
24 while attending a public or private high school in this
25 State.

26 (2) Have graduated from a public or private high school

1 or received the equivalent of a high school diploma in this
2 State.

3 (3) Have attended school in this State for at least 3
4 years as of the date he or she graduated from high school
5 or received the equivalent of a high school diploma.

6 (4) Have at least one parent who immigrated to the
7 United States.

8 (d) The Illinois Student Assistance Commission shall
9 establish an Illinois DREAM Fund to provide scholarships under
10 this Section. The Illinois DREAM Fund shall be funded entirely
11 from private contributions and from moneys received from the
12 tax checkoff established under Section 506DDD of the Illinois
13 Income Tax Act.

14 (Source: P.A. 97-233, eff. 8-1-11.)

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