

1 AN ACT regarding higher education.

2 Whereas, individual Illinois public universities have  
3 discretion to formulate their own specific policies on  
4 in-state tuition for military personnel whose state of  
5 residence is not Illinois; and

6 Whereas, Illinois public universities have adopted  
7 generous policies for soldiers and family members within the  
8 state of legal residence and in the state of assignment; and

9 Whereas, these policies currently exclude continuity of  
10 in-state tuition for military personnel and their dependents  
11 once established; and

12 Whereas, the General Assembly urges the Board of Trustees  
13 of each public university in the State to adopt a policy  
14 ensuring that changes in permanent duty station to locations  
15 outside of this State shall not affect the rate of tuition  
16 that the member or his or her dependent is receiving as long  
17 as the person is continuously enrolled at the university;  
18 therefore

19 Be it enacted by the People of the State of Illinois,  
20 represented in the General Assembly:

21 Section 5. The University of Illinois Act is amended by  
22 changing Section 7e-5 as follows:

23 (110 ILCS 305/7e-5)

24 Sec. 7e-5. In-state tuition charge.

25 (a) Notwithstanding any other provision of law to the  
26 contrary, for tuition purposes, the Board of Trustees shall  
27 deem an individual an Illinois resident, until the individual  
28 establishes a residence outside of this State, if all of the  
29 following conditions are met:

1           (1) The individual resided with his or her parent  
2 or guardian while attending a public or private high  
3 school in this State.

4           (2) The individual graduated from a public or  
5 private high school or received the equivalent of a high  
6 school diploma in this State.

7           (3) The individual attended school in this State  
8 for at least 3 years as of the date the individual  
9 graduated from high school or received the equivalent of  
10 a high school diploma.

11           (4) The individual registers as an entering student  
12 in the University not earlier than the 2003 fall  
13 semester.

14           (5) In the case of an individual who is not a  
15 citizen or a permanent resident of the United States, the  
16 individual provides the University with an affidavit  
17 stating that the individual will file an application to  
18 become a permanent resident of the United States at the  
19 earliest opportunity the individual is eligible to do so.

20           ~~(b) This subsection (a) Section applies only to tuition~~  
21 ~~for a term or semester that begins on or after May 20, 2003~~  
22 ~~(the effective date of Public Act 93-7) this--amendatory--Act~~  
23 ~~of--the--93rd--General--Assembly. Any revenue lost by the~~  
24 ~~University in implementing this subsection (a) Section shall~~  
25 ~~be absorbed by the University Income Fund.~~

26           (b) The tuition rate for a member or dependent of a  
27 member of the (i) Illinois National Guard, (ii) United States  
28 Coast Guard, or (iii) United States Armed Forces must not  
29 exceed the tuition rate for Illinois residents if the member  
30 is on active duty for a period of more than 30 days and the  
31 member's domicile or permanent duty station is in this State.  
32 Within 90 days after this amendatory Act of the 93rd General  
33 Assembly becomes law, the Board of Trustees shall adopt a  
34 policy governing the tuition rate for persons who no longer

1 qualify for the tuition rate established in this subsection  
2 (b) but who remain continuously enrolled at the University,  
3 and shall report this policy to the Board of Higher  
4 Education.

5 (Source: P.A. 93-7, eff. 5-20-03.)

6 Section 10. The Southern Illinois University Management  
7 Act is amended by changing Section 8d-5 as follows:

8 (110 ILCS 520/8d-5)

9 Sec. 8d-5. In-state tuition charge.

10 (a) Notwithstanding any other provision of law to the  
11 contrary, for tuition purposes, the Board shall deem an  
12 individual an Illinois resident, until the individual  
13 establishes a residence outside of this State, if all of the  
14 following conditions are met:

15 (1) The individual resided with his or her parent  
16 or guardian while attending a public or private high  
17 school in this State.

18 (2) The individual graduated from a public or  
19 private high school or received the equivalent of a high  
20 school diploma in this State.

21 (3) The individual attended school in this State  
22 for at least 3 years as of the date the individual  
23 graduated from high school or received the equivalent of  
24 a high school diploma.

25 (4) The individual registers as an entering student  
26 in the University not earlier than the 2003 fall  
27 semester.

28 (5) In the case of an individual who is not a  
29 citizen or a permanent resident of the United States, the  
30 individual provides the University with an affidavit  
31 stating that the individual will file an application to  
32 become a permanent resident of the United States at the

1 earliest opportunity the individual is eligible to do so.

2 (b) This subsection (a) Section applies only to tuition  
3 for a term or semester that begins on or after May 20, 2003  
4 (the effective date of Public Act 93-7) ~~this-amendatory-Act~~  
5 ~~of-the--93rd--General--Assembly~~. Any revenue lost by the  
6 University in implementing this subsection (a) Section shall  
7 be absorbed by the University Income Fund.

8 (b) The tuition rate for a member or dependent of a  
9 member of the (i) Illinois National Guard, (ii) United States  
10 Coast Guard, or (iii) United States Armed Forces must not  
11 exceed the tuition rate for Illinois residents if the member  
12 is on active duty for a period of more than 30 days and the  
13 member's domicile or permanent duty station is in this State.  
14 Within 90 days after this amendatory Act of the 93rd General  
15 Assembly becomes law, the Board shall adopt a policy  
16 governing the tuition rate for persons who no longer qualify  
17 for the tuition rate established in this subsection (b) but  
18 who remain continuously enrolled at the University, and shall  
19 report this policy to the Board of Higher Education.

20 (Source: P.A. 93-7, eff. 5-20-03.)

21 Section 15. The Chicago State University Law is amended  
22 by changing Section 5-88 as follows:

23 (110 ILCS 660/5-88)

24 Sec. 5-88. In-state tuition charge.

25 (a) Notwithstanding any other provision of law to the  
26 contrary, for tuition purposes, the Board shall deem an  
27 individual an Illinois resident, until the individual  
28 establishes a residence outside of this State, if all of the  
29 following conditions are met:

30 (1) The individual resided with his or her parent  
31 or guardian while attending a public or private high  
32 school in this State.

1           (2) The individual graduated from a public or  
2 private high school or received the equivalent of a high  
3 school diploma in this State.

4           (3) The individual attended school in this State  
5 for at least 3 years as of the date the individual  
6 graduated from high school or received the equivalent of  
7 a high school diploma.

8           (4) The individual registers as an entering student  
9 in the University not earlier than the 2003 fall  
10 semester.

11           (5) In the case of an individual who is not a  
12 citizen or a permanent resident of the United States, the  
13 individual provides the University with an affidavit  
14 stating that the individual will file an application to  
15 become a permanent resident of the United States at the  
16 earliest opportunity the individual is eligible to do so.

17           **(b)** This subsection (a) Section applies only to tuition  
18 for a term or semester that begins on or after May 20, 2003  
19 (the effective date of Public Act 93-7) this--amendatory--Act  
20 of--the--93rd--General--Assembly. Any revenue lost by the  
21 University in implementing this subsection (a) Section shall  
22 be absorbed by the University Income Fund.

23           (b) The tuition rate for a member or dependent of a  
24 member of the (i) Illinois National Guard, (ii) United States  
25 Coast Guard, or (iii) United States Armed Forces must not  
26 exceed the tuition rate for Illinois residents if the member  
27 is on active duty for a period of more than 30 days and the  
28 member's domicile or permanent duty station is in this State.  
29 Within 90 days after this amendatory Act of the 93rd General  
30 Assembly becomes law, the Board shall adopt a policy  
31 governing the tuition rate for persons who no longer qualify  
32 for the tuition rate established in this subsection (b) but  
33 who remain continuously enrolled at the University, and shall  
34 report this policy to the Board of Higher Education.

1 (Source: P.A. 93-7, eff. 5-20-03.)

2 Section 20. The Eastern Illinois University Law is  
3 amended by changing Section 10-88 as follows:

4 (110 ILCS 665/10-88)

5 Sec. 10-88. In-state tuition charge.

6 (a) Notwithstanding any other provision of law to the  
7 contrary, for tuition purposes, the Board shall deem an  
8 individual an Illinois resident, until the individual  
9 establishes a residence outside of this State, if all of the  
10 following conditions are met:

11 (1) The individual resided with his or her parent  
12 or guardian while attending a public or private high  
13 school in this State.

14 (2) The individual graduated from a public or  
15 private high school or received the equivalent of a high  
16 school diploma in this State.

17 (3) The individual attended school in this State  
18 for at least 3 years as of the date the individual  
19 graduated from high school or received the equivalent of  
20 a high school diploma.

21 (4) The individual registers as an entering student  
22 in the University not earlier than the 2003 fall  
23 semester.

24 (5) In the case of an individual who is not a  
25 citizen or a permanent resident of the United States, the  
26 individual provides the University with an affidavit  
27 stating that the individual will file an application to  
28 become a permanent resident of the United States at the  
29 earliest opportunity the individual is eligible to do so.

30 ~~(b)~~ This subsection (a) ~~Section~~ applies only to tuition  
31 for a term or semester that begins on or after May 20, 2003  
32 ~~(the effective date of Public Act 93-7) this-amendatory-Act~~

1 ~~ef-the--93rd--General--Assembly.~~ Any revenue lost by the  
2 University in implementing this subsection (a) ~~Section~~ shall  
3 be absorbed by the University Income Fund.

4 (b) The tuition rate for a member or dependent of a  
5 member of the (i) Illinois National Guard, (ii) United States  
6 Coast Guard, or (iii) United States Armed Forces must not  
7 exceed the tuition rate for Illinois residents if the member  
8 is on active duty for a period of more than 30 days and the  
9 member's domicile or permanent duty station is in this State.  
10 Within 90 days after this amendatory Act of the 93rd General  
11 Assembly becomes law, the Board shall adopt a policy  
12 governing the tuition rate for persons who no longer qualify  
13 for the tuition rate established in this subsection (b) but  
14 who remain continuously enrolled at the University, and shall  
15 report this policy to the Board of Higher Education.

16 (Source: P.A. 93-7, eff. 5-20-03.)

17 Section 25. The Governors State University Law is  
18 amended by changing Section 15-88 as follows:

19 (110 ILCS 670/15-88)

20 Sec. 15-88. In-state tuition charge.

21 (a) Notwithstanding any other provision of law to the  
22 contrary, for tuition purposes, the Board shall deem an  
23 individual an Illinois resident, until the individual  
24 establishes a residence outside of this State, if all of the  
25 following conditions are met:

26 (1) The individual resided with his or her parent  
27 or guardian while attending a public or private high  
28 school in this State.

29 (2) The individual graduated from a public or  
30 private high school or received the equivalent of a high  
31 school diploma in this State.

32 (3) The individual attended school in this State

1 for at least 3 years as of the date the individual  
2 graduated from high school or received the equivalent of  
3 a high school diploma.

4 (4) The individual registers as an entering student  
5 in the University not earlier than the 2003 fall  
6 semester.

7 (5) In the case of an individual who is not a  
8 citizen or a permanent resident of the United States, the  
9 individual provides the University with an affidavit  
10 stating that the individual will file an application to  
11 become a permanent resident of the United States at the  
12 earliest opportunity the individual is eligible to do so.

13 (b) This subsection (a) Section applies only to tuition  
14 for a term or semester that begins on or after May 20, 2003  
15 (the effective date of Public Act 93-7) this-amendatory-Act  
16 of-the--93rd--General--Assembly. Any revenue lost by the  
17 University in implementing this subsection (a) Section shall  
18 be absorbed by the University Income Fund.

19 (b) The tuition rate for a member or dependent of a  
20 member of the (i) Illinois National Guard, (ii) United States  
21 Coast Guard, or (iii) United States Armed Forces must not  
22 exceed the tuition rate for Illinois residents if the member  
23 is on active duty for a period of more than 30 days and the  
24 member's domicile or permanent duty station is in this State.  
25 Within 90 days after this amendatory Act of the 93rd General  
26 Assembly becomes law, the Board shall adopt a policy  
27 governing the tuition rate for persons who no longer qualify  
28 for the tuition rate established in this subsection (b) but  
29 who remain continuously enrolled at the University, and shall  
30 report this policy to the Board of Higher Education.

31 (Source: P.A. 93-7, eff. 5-20-03.)

32 Section 30. The Illinois State University Law is amended  
33 by changing Section 20-88 as follows:

1 (110 ILCS 675/20-88)

2 Sec. 20-88. In-state tuition charge.

3 (a) Notwithstanding any other provision of law to the  
4 contrary, for tuition purposes, the Board shall deem an  
5 individual an Illinois resident, until the individual  
6 establishes a residence outside of this State, if all of the  
7 following conditions are met:

8 (1) The individual resided with his or her parent  
9 or guardian while attending a public or private high  
10 school in this State.

11 (2) The individual graduated from a public or  
12 private high school or received the equivalent of a high  
13 school diploma in this State.

14 (3) The individual attended school in this State  
15 for at least 3 years as of the date the individual  
16 graduated from high school or received the equivalent of  
17 a high school diploma.

18 (4) The individual registers as an entering student  
19 in the University not earlier than the 2003 fall  
20 semester.

21 (5) In the case of an individual who is not a  
22 citizen or a permanent resident of the United States, the  
23 individual provides the University with an affidavit  
24 stating that the individual will file an application to  
25 become a permanent resident of the United States at the  
26 earliest opportunity the individual is eligible to do so.

27 ~~(b)~~ This subsection (a) ~~Section~~ applies only to tuition  
28 for a term or semester that begins on or after May 20, 2003  
29 ~~(the effective date of Public Act 93-7)~~ ~~this-amendatory-Act~~  
30 ~~of-the--93rd--General--Assembly~~. Any revenue lost by the  
31 University in implementing this subsection (a) ~~Section~~ shall  
32 be absorbed by the University Income Fund.

33 (b) The tuition rate for a member or dependent of a  
34 member of the (i) Illinois National Guard, (ii) United States

1 Coast Guard, or (iii) United States Armed Forces must not  
2 exceed the tuition rate for Illinois residents if the member  
3 is on active duty for a period of more than 30 days and the  
4 member's domicile or permanent duty station is in this State.  
5 Within 90 days after this amendatory Act of the 93rd General  
6 Assembly becomes law, the Board shall adopt a policy  
7 governing the tuition rate for persons who no longer qualify  
8 for the tuition rate established in this subsection (b) but  
9 who remain continuously enrolled at the University, and shall  
10 report this policy to the Board of Higher Education.

11 (Source: P.A. 93-7, eff. 5-20-03.)

12 Section 35. The Northeastern Illinois University Law is  
13 amended by changing Section 25-88 as follows:

14 (110 ILCS 680/25-88)

15 Sec. 25-88. In-state tuition charge.

16 (a) Notwithstanding any other provision of law to the  
17 contrary, for tuition purposes, the Board shall deem an  
18 individual an Illinois resident, until the individual  
19 establishes a residence outside of this State, if all of the  
20 following conditions are met:

21 (1) The individual resided with his or her parent  
22 or guardian while attending a public or private high  
23 school in this State.

24 (2) The individual graduated from a public or  
25 private high school or received the equivalent of a high  
26 school diploma in this State.

27 (3) The individual attended school in this State  
28 for at least 3 years as of the date the individual  
29 graduated from high school or received the equivalent of  
30 a high school diploma.

31 (4) The individual registers as an entering student  
32 in the University not earlier than the 2003 fall

1 semester.

2 (5) In the case of an individual who is not a  
3 citizen or a permanent resident of the United States, the  
4 individual provides the University with an affidavit  
5 stating that the individual will file an application to  
6 become a permanent resident of the United States at the  
7 earliest opportunity the individual is eligible to do so.

8 (b) This subsection (a) Section applies only to tuition  
9 for a term or semester that begins on or after May 20, 2003  
10 (the effective date of Public Act 93-7) this--amendatory--Act  
11 of--the--93rd--General--Assembly. Any revenue lost by the  
12 University in implementing this subsection (a) Section shall  
13 be absorbed by the University Income Fund.

14 (b) The tuition rate for a member or dependent of a  
15 member of the (i) Illinois National Guard, (ii) United States  
16 Coast Guard, or (iii) United States Armed Forces must not  
17 exceed the tuition rate for Illinois residents if the member  
18 is on active duty for a period of more than 30 days and the  
19 member's domicile or permanent duty station is in this State.  
20 Within 90 days after this amendatory Act of the 93rd General  
21 Assembly becomes law, the Board shall adopt a policy  
22 governing the tuition rate for persons who no longer qualify  
23 for the tuition rate established in this subsection (b) but  
24 who remain continuously enrolled at the University, and shall  
25 report this policy to the Board of Higher Education.

26 (Source: P.A. 93-7, eff. 5-20-03.)

27 Section 40. The Northern Illinois University Law is  
28 amended by changing Section 30-88 as follows:

29 (110 ILCS 685/30-88)

30 Sec. 30-88. In-state tuition charge.

31 (a) Notwithstanding any other provision of law to the  
32 contrary, for tuition purposes, the Board shall deem an

1 individual an Illinois resident, until the individual  
2 establishes a residence outside of this State, if all of the  
3 following conditions are met:

4 (1) The individual resided with his or her parent  
5 or guardian while attending a public or private high  
6 school in this State.

7 (2) The individual graduated from a public or  
8 private high school or received the equivalent of a high  
9 school diploma in this State.

10 (3) The individual attended school in this State  
11 for at least 3 years as of the date the individual  
12 graduated from high school or received the equivalent of  
13 a high school diploma.

14 (4) The individual registers as an entering student  
15 in the University not earlier than the 2003 fall  
16 semester.

17 (5) In the case of an individual who is not a  
18 citizen or a permanent resident of the United States, the  
19 individual provides the University with an affidavit  
20 stating that the individual will file an application to  
21 become a permanent resident of the United States at the  
22 earliest opportunity the individual is eligible to do so.

23 ~~(b)~~ This subsection (a) Section applies only to tuition  
24 for a term or semester that begins on or after May 20, 2003  
25 (the effective date of Public Act 93-7) ~~this-amendatory-Act~~  
26 ~~of-the--93rd--General--Assembly~~. Any revenue lost by the  
27 University in implementing this subsection (a) Section shall  
28 be absorbed by the University Income Fund.

29 (b) The tuition rate for a member or dependent of a  
30 member of the (i) Illinois National Guard, (ii) United States  
31 Coast Guard, or (iii) United States Armed Forces must not  
32 exceed the tuition rate for Illinois residents if the member  
33 is on active duty for a period of more than 30 days and the  
34 member's domicile or permanent duty station is in this State.

1 Within 90 days after this amendatory Act of the 93rd General  
2 Assembly becomes law, the Board shall adopt a policy  
3 governing the tuition rate for persons who no longer qualify  
4 for the tuition rate established in this subsection (b) but  
5 who remain continuously enrolled at the University, and shall  
6 report this policy to the Board of Higher Education.

7 (Source: P.A. 93-7, eff. 5-20-03.)

8 Section 45. The Western Illinois University Law is  
9 amended by changing Section 35-88 as follows:

10 (110 ILCS 690/35-88)

11 Sec. 35-88. In-state tuition charge.

12 (a) Notwithstanding any other provision of law to the  
13 contrary, for tuition purposes, the Board shall deem an  
14 individual an Illinois resident, until the individual  
15 establishes a residence outside of this State, if all of the  
16 following conditions are met:

17 (1) The individual resided with his or her parent  
18 or guardian while attending a public or private high  
19 school in this State.

20 (2) The individual graduated from a public or  
21 private high school or received the equivalent of a high  
22 school diploma in this State.

23 (3) The individual attended school in this State  
24 for at least 3 years as of the date the individual  
25 graduated from high school or received the equivalent of  
26 a high school diploma.

27 (4) The individual registers as an entering student  
28 in the University not earlier than the 2003 fall  
29 semester.

30 (5) In the case of an individual who is not a  
31 citizen or a permanent resident of the United States, the  
32 individual provides the University with an affidavit

1           stating that the individual will file an application to  
2           become a permanent resident of the United States at the  
3           earliest opportunity the individual is eligible to do so.

4           (b) This subsection (a) Section applies only to tuition  
5           for a term or semester that begins on or after May 20, 2003  
6           (the effective date of Public Act 93-7) ~~this--amendatory--Act~~  
7           ~~of--the--93rd--General--Assembly~~. Any revenue lost by the  
8           University in implementing this subsection (a) Section shall  
9           be absorbed by the University Income Fund.

10          (b) The tuition rate for a member or dependent of a  
11          member of the (i) Illinois National Guard, (ii) United States  
12          Coast Guard, or (iii) United States Armed Forces must not  
13          exceed the tuition rate for Illinois residents if the member  
14          is on active duty for a period of more than 30 days and the  
15          member's domicile or permanent duty station is in this State.  
16          Within 90 days after this amendatory Act of the 93rd General  
17          Assembly becomes law, the Board shall adopt a policy  
18          governing the tuition rate for persons who no longer qualify  
19          for the tuition rate established in this subsection (b) but  
20          who remain continuously enrolled at the University, and shall  
21          report this policy to the Board of Higher Education.

22          (Source: P.A. 93-7, eff. 5-20-03.)

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