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AN ACT concerning regulation.

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

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ARTICLE 5. GENERAL PROVISIONS.

5 Section 5-5. Short title. This Act may be cited as the
6 Nurse Educator Assistance Act.

7 Section 5-10. Purpose. The purpose of this Act is to 8 attract capable and promising students to the nursing educator 9 profession, increase employment and retention of individuals 10 who are working towards or who have received a master's or 11 doctoral degree in nursing, and provide opportunities for 12 persons making mid-career decisions to enter the nurse educator 13 profession.

14 Section 5-15. Definitions. In this Act:

15 "Approved program of professional nursing education" and 16 "approved program of practical nursing education" mean 17 programs of professional or practical nursing, respectively, 18 approved by the Department of Financial and Professional 19 Regulation under the provisions of the Nursing and Advanced 20 Practice Nursing Act.

21 "Commission" means the Illinois Student Assistance22 Commission.

Section 5-20. Rulemaking. The Commission shall adopt all
 rules necessary for the administration of this Act.

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ARTICLE 10. NURSE EDUCATOR LOAN REPAYMENT PROGRAM.

26 Section 10-5. Nurse Educator Loan Repayment Program. There 27 is created, beginning July 1, 2007, the Nurse Educator Loan SB0931 Enrolled - 2 - LRB094 04557 LJB 34586 b

Repayment Program to be administered by the Illinois Student
 Assistance Commission. The program shall provide assistance,
 subject to appropriation, to eligible nurse educators.

Section 10-10. Award; maximum time period; maximum amount. Subject to appropriation, the Commission shall award a grant to each qualified applicant for a maximum of 4 years. The amount of this grant shall not exceed \$5,000 per year. The Commission shall encourage the recipient of a grant awarded under the program to use the grant award for payment of the recipient's educational loan.

Section 10-15. Application. All applications for grant assistance under the program shall be made to the Commission in a form and manner prescribed by the Commission. Applicants shall also submit any supporting documents deemed necessary by the Commission at the time of application.

16 Section 10

Section 10-20. Eligibility.

(a) The Commission shall, on an annual basis, receive and
consider applications for grant assistance under the program.
An applicant is eligible for a grant under the program if the
Commission finds that the applicant:

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(1) is a United States citizen or permanent resident;

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(2) is a resident of Illinois;

(3) has worked for at least 12 consecutive months as a
 nurse educator in an approved program of professional or
 practical nursing education in Illinois;

26 (4) is a borrower with an outstanding balance due on an
27 educational loan; and

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(5) has not defaulted on an educational loan.

(b) Preference may be given to previous recipients of a
grant under the program, provided that the recipient continues
to meet the eligibility requirements set forth in this Section.

32 (c) A recipient of a grant under the program must fulfill a
 33 separate 12-month period as a nurse educator in an approved

- 3 -SB0931 Enrolled LRB094 04557 LJB 34586 b program of professional or practical nursing education in 2 Illinois for each grant that he or she is awarded.

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ARTICLE 15. NURSE EDUCATOR SCHOLARSHIP PROGRAM.

Section 15-5. Nurse Educator Scholarship Program. There is 4 created, beginning July 1, 2006, the Nurse Educator Scholarship 5 Program to be administered by the Illinois Student Assistance 6 7 Commission. The program shall provide scholarship assistance until July 1, 2010, subject to appropriation, to eligible 8 9 students for nursing-related graduate study.

10 Section 15-10. Scholarship award; maximum time period; maximum amount. 11

(a) Subject to appropriation, the Commission shall award a 12 13 nurse educator scholarship to each qualified applicant in an 14 amount sufficient to pay the tuition and fees of the Illinois institution of higher learning at which the recipient is 15 enrolled, up to the current maximum amount of tuition and fees 16 17 charged to students enrolled in an approved program of professional or practical nursing education at a public 18 university. 19

20 (b) Scholarship recipients shall also receive a stipend, the amount of which shall not exceed \$10,000, to cover other 21 costs of attendance, including, but not limited to, living 22 expenses. Stipend amounts for recipients enrolled on less than 23 24 a full-time basis shall be prorated by credit hour.

25 (c) A recipient may receive scholarship assistance under 26 the program for the equivalent of 8 semesters or 16 quarters of 27 full-time enrollment.

(d) The total amount of scholarship assistance awarded by 28 29 the Commission under the program to an individual in any given fiscal year, when added to other financial assistance awarded 30 to that individual for that year, may not exceed the cost of 31 attendance at the institution of higher learning at which the 32 student is enrolled. 33

Section 15-15. Application. All applications for a scholarship under the program shall be made to the Commission in a form and manner prescribed by the Commission. Applicants shall also submit any supporting documents deemed necessary by the Commission at the time of application.

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Section 15-20. Eligibility.

7 (a) The Commission shall, on an annual basis until July 1, 8 2010, receive and consider applications for scholarship 9 assistance under the program. An applicant is eligible for a 10 scholarship under the program if the Commission finds that the 11 applicant:

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(1) is a United States citizen or permanent resident;

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(2) is a resident of Illinois;

(3) is enrolled or accepted for enrollment on at least
a half-time basis in an approved program of professional or
practical nursing education at the graduate level at an
Illinois institution of higher learning.

(b) Scholarship recipients shall be selected from among
eligible applicants based on a combination of academic
excellence and financial need, as determined by the Commission.

(c) Preference may be given to previous recipients of a scholarship under the program, provided that the recipient continues to meet the eligibility requirements set forth in this Section and maintains satisfactory academic progress as determined by the institution of higher education at which he or she is enrolled.

27 (d) Prior to receiving scholarship assistance for an 28 academic year, each recipient of a scholarship awarded under 29 the program must sign an agreement pledging that, within the 30 one-year period following the termination of the academic program for which the recipient was awarded a scholarship, the 31 32 recipient shall (i) begin working as an educator in an approved program of professional nursing education or an approved 33 34 program of practical nursing education in Illinois for a period

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1 of not less than 5 years and (ii) upon request of the 2 Commission, provide the Commission with evidence that he or she 3 is fulfilling or has fulfilled the terms of the work agreement 4 required under this subsection (d).

5 Section 15-25. Payment to institution. All scholarship 6 funds distributed under the program shall be paid to the 7 institution on behalf of the scholarship recipient.

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Section 15-30. Repayment upon default; exception.

9 (a) If a recipient of a scholarship awarded under this 10 Section fails to fulfill the work agreement required under the 11 program, the Commission shall require the recipient to repay 12 the amount of the scholarship or scholarships received, 13 prorated according to the fraction of the work agreement not 14 completed, plus interest at a rate of 5% and, if applicable, 15 reasonable collection fees.

(b) Payments received by the Commission under this Section 16 17 shall be remitted to the State Comptroller for deposit into the 18 General Revenue Fund, except that that portion of a recipient's repayment that equals the amount 19 in expenses that the Commission has reasonably incurred in attempting collection 20 21 from that recipient shall be remitted to the State Comptroller 22 for deposit into the Commission's Accounts Receivable Fund.

23 (c) A recipient of a scholarship awarded by the Commission 24 under the program shall not be in violation of the agreement 25 entered into pursuant to this Article if the recipient is (i) serving as a member of the armed services of the United States, 26 27 (ii) temporarily totally disabled, as established by a sworn 28 affidavit of a qualified physician, (iii) seeking and unable to find full-time employment as a nursing educator and is able to 29 30 provide evidence of that fact, or (iv) taking additional courses, on at least a half-time basis, related to nursing 31 education. Any extension of the period during which the work 32 33 requirement must be fulfilled shall be subject to limitations of duration established by the Commission. 34

- 6 - LRB094 04557 LJB 34586 b SB0931 Enrolled ARTICLE 90. AMENDATORY PROVISIONS. 1 Section 90-2. The State Finance Act is amended by changing 2 3 and renumbering Section 5.570, as added by Public Act 92-589, 4 as follows: (30 ILCS 105/5.569) 5 Sec. 5.569 5.570. The National Guard and Naval Militia 6 7 Grant Fund. 8 (Source: P.A. 92-589, eff. 7-1-02; revised 8-27-02.) 9 Section 90-5. The Board of Higher Education Act is amended by adding Sections 9.31 and 9.32 as follows: 10 11 (110 ILCS 205/9.31 new) Sec. 9.31. Competitive grants to nursing schools. In order 12 to increase the number of nurses graduating from Illinois 13 institutions of higher learning, the Board shall establish and 14 15 administer a competitive grant program for institutions of higher learning that award degrees in nursing. The grants may 16 be awarded on the basis of performance criteria that shall 17 include, but not be limited to, degree production, student 18 retention, and passage rates on professional licensure 19 20 examinations. The Board shall adopt those rules that are necessary for 21 22 the implementation and administration of the grants 23 established under this Section. 24 (110 ILCS 205/9.32 new) 25 Sec. 9.32. Nurse educator fellowship program. In order to ensure the retention of well-qualified nursing faculty, the 26 Board shall establish and administer a nurse educator 27 fellowship program that supplements nursing faculty salaries 28 at institutions of higher learning that award degrees in 29

30 <u>nursing. Fellowships awarded under the program may be awarded</u>

1 <u>on a competitive basis.</u>

2	The Board shall adopt those rules that are necessary for
3	the implementation and administration of the fellowship
4	program established under this Section.

5 Section 90-8. The Higher Education Student Assistance Act 6 is amended by changing Section 45 and by adding Section 65.80 7 as follows:

8 (110 ILCS 947/45)

9 Sec. 45. Illinois National Guard <u>and Naval Militia</u> grant 10 program.

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(a) As used in this Section:

"State controlled university or community college" means 12 those institutions under the administration of the Chicago 13 14 State University Board of Trustees, the Eastern Illinois 15 University Board of Trustees, the Governors State University Board of Trustees, the Illinois State University Board of 16 17 the Northeastern Illinois University Board of Trustees, 18 Trustees, the Northern Illinois University Board of Trustees, the Western Illinois University Board of Trustees, Southern 19 Illinois University Board of Trustees, University of Illinois 20 21 Board of Trustees, or the Illinois Community College Board.

22 "Tuition and fees" shall not include expenses for any 23 sectarian or denominational instruction, the construction or 24 maintenance of sectarian or denominational facilities, or any 25 other sectarian or denominational purposes or activity.

26 "Fees" means matriculation, graduation, activity, term, or 27 incidental fees. Exemption shall not be granted from any other 28 fees, including book rental, service, laboratory, supply, and 29 union building fees, hospital and medical insurance fees, and 30 any fees established for the operation and maintenance of buildings, the income of which is pledged to the payment of 31 32 interest and principal on bonds issued by the governing board of any university or community college. 33

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(b) Any person who has served at least one year in the

1 Illinois National Guard or the Illinois Naval Militia and who 2 possesses all necessary entrance requirements shall, upon 3 application and proper proof, be awarded a grant to the 4 State-controlled university or community college of his or her 5 choice, consisting of exemption from tuition and fees for not 6 more than the equivalent of 4 years of full-time enrollment, including summer terms, in relation to his or her course of 7 8 study at that State controlled university or community college while he or she is a member of the Illinois National Guard or 9 the Illinois Naval Militia. Except as otherwise provided in 10 11 this Section, if the recipient of any grant awarded under this 12 Section ceases to be a member of the Illinois National Guard or 13 the Illinois Naval Militia while enrolled in a course of study under that grant, the grant shall be terminated as of the date 14 15 membership in the Illinois National Guard or the Illinois Naval 16 Militia ended, and the recipient shall be permitted to complete 17 the school term in which he or she is then enrolled only upon payment of tuition and other fees allocable to the part of the 18 19 term then remaining. If the recipient of a grant awarded under 20 this Section ceases to be a member of the Illinois National Guard or the Illinois Naval Militia while enrolled in a course 21 22 of study under that grant but (i) has served in the Illinois 23 National Guard or the Illinois Naval Militia for at least 5 24 years and (ii) has served a cumulative total of at least 6 months of active duty, then that recipient shall continue to be 25 26 eligible for a grant for one year after membership in the 27 Illinois National Guard or the Illinois Naval Militia ended, 28 provided that the recipient has not already received the exemption from tuition and fees for the equivalent of 4 years 29 30 of full-time enrollment, including summer terms, under this 31 Section. If the recipient of the grant fails to complete his or 32 her military service obligations or requirements for satisfactory participation, the Department of Military Affairs 33 34 shall require the recipient to repay the amount of the grant 35 received, prorated according to the fraction of the service obligation not completed, and, if applicable, reasonable 36

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collection fees. The Department of Military Affairs may adopt 1 2 rules relating to its collection activities for repayment of the grant under this Section. Unsatisfactory participation 3 shall be defined by rules adopted by the Department of Military 4 5 Affairs. Repayments shall be deposited in the National Guard 6 and Naval Militia Grant Fund. The National Guard and Naval Militia Grant Fund is created as a special fund in the State 7 treasury. All money in the National Guard and Naval Militia 8 9 Grant Fund shall be used, subject to appropriation, by the 10 Illinois Student Assistance Commission for the purposes of this 11 Section.

A grant awarded under this Section shall be considered an entitlement which the State-controlled university or community college in which the holder is enrolled shall honor without any condition other than the holder's maintenance of minimum grade levels and a satisfactory student loan repayment record pursuant to subsection (c) of Section 20 of this Act.

(c) Subject to a separate appropriation for such purposes, the Commission may reimburse the State-controlled university or community college for grants authorized by this Section. (Source: P.A. 93-838, eff. 7-30-04; 93-856, eff. 8-3-04; 94-583, eff. 8-15-05.)

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(110 ILCS 947/65.80 new)

24 Sec. 65.80. Forensic science grant program. (a) In order to encourage graduate students to enter the 25 26 field of forensic science and continue their careers as forensic scientists with the Department of State Police in one 27 of the specialty areas of forensic sciences that is considered 28 a shortage specialty area, the Commission shall, subject to 29 30 appropriation, establish and administer a forensic science 31 grant program. (b) A qualified applicant may receive a maximum grant 32 amount of \$30,000 to cover those expenses related to the 33 forensic science program in which he or she is enrolled. 34

35 (c) The Commission shall, on an annual basis until July 1,

1 2010, receive and consider applications for grant assistance 2 under the program. An applicant is eligible for a grant under the program if the Commission finds that the applicant: 3 (1) is a United States citizen or permanent resident; 4 5 (2) is a resident of Illinois or will be a resident of Illinois upon completion of the forensic science program; 6 (3) is enrolled on a full-time basis in a minimum 7 one-year program that combines graduate education with 8 9 training in a specific forensic discipline in a manner equivalent to the Department of State Police's new examiner 10 11 training so as to prepare him or her to do casework; and 12 (4) meets or will meet all of the evaluation criteria required by the Department of State Police for employment. 13 (d) Prior to receiving grant assistance for an academic 14 year, each recipient shall be required by the Commission to 15 16 sign an agreement under which the recipient pledges to seek 17 employment as a forensic scientist with the Department of State Police and, if such employment is obtained, to continue as an 18 employee of the Department of State Police for a minimum period 19 20 of 4 years. If a recipient of a grant under this Section fails to fulfill the employment obligation, the Commission shall 21 require that the recipient repay the amount of the grant award, 22 prorated according to the fraction of the obligation not 23 completed, plus interest at a rate of 5% and, if applicable, 24 reasonable collection fees, as established by the Commission. 25 (e) A recipient of a grant award under this Section shall 26 27 not be in violation of the agreement entered into pursuant to subsection (d) of this Section if the Department of State 28 Police is unable to offer employment to the recipient. The 29 Commission may adopt rules relating to other conditions under 30 31 which a recipient is not considered to be in violation of the agreement entered into pursuant to subsection (d) of this 32 Section. Any extension of the period during which the 33 employment requirement under subsection (d) of this Section 34 must be fulfilled shall be subject to the limitations of 35 duration established by the Commission. 36

(f) The Commission and the Department of State Police shall
 adopt all rules that are necessary for the implementation and
 administration of this Section.

Section 90-10. The Nursing Education Scholarship Law is
amended by changing Section 5 as follows:

6 (110 ILCS 975/5) (from Ch. 144, par. 2755)

7 Sec. 5. Nursing education scholarships. Beginning with the fall term of the 2004-2005 academic year, the Department, in 8 9 accordance with rules and regulations promulgated by it for 10 this program, shall provide scholarships to individuals among those applicants who qualify 11 selected from for 12 consideration by showing:

(1) that he or she has been a resident of this State for at least one year prior to application, and is a citizen or a lawful permanent resident alien of the United States;

(2) that he or she is enrolled in or accepted for admission to an associate degree in nursing program, hospital-based diploma in nursing program, baccalaureate degree in nursing program, graduate degree in nursing program, or practical nursing program at an approved institution; and

23 (3) that he or she agrees to meet the nursing24 employment obligation.

If in any year the number of qualified applicants exceeds the number of scholarships to be awarded, the Department shall<u></u> <u>in consultation with the Center for Nursing Advisory Board</u>, <u>consider the following factors in granting give priority in</u> awarding scholarships:

30 (A) <u>Financial</u> To students in the greatest
 31 financial need, as shown on a standardized financial
 32 needs assessment form used by an approved institution,
 33 of students who will pursue their education on a
 34 full-time or <u>close</u> closest to full-time basis and who

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1already have a certificate in practical nursing, a2diploma in nursing, or an associate degree in nursing3and are pursuing a higher degree.

(B) <u>A student's status as a</u> To registered <u>nurse who</u> <u>is nurses</u> pursuing a graduate degree in nursing to pursue employment in an approved institution that educates licensed practical nurses and that educates registered nurses in undergraduate and graduate nursing programs.

10(C) A student's merit, as shown through his or her11grade point average, class rank, and other academic and12extracurricular activities. The Department may add to13and further define these merit criteria by rule.

Unless otherwise indicated, scholarships shall be awarded 14 15 to recipients at approved institutions for a period of up to 2 16 years if the recipient is enrolled in an associate degree in 17 nursing program, up to 3 years if the recipient is enrolled in a hospital-based diploma in nursing program, up to 4 years if 18 19 the recipient is enrolled in a baccalaureate degree in nursing 20 program, up to 5 years if the recipient is enrolled in a graduate degree in nursing program, and up to one year if the 21 22 recipient is enrolled in a certificate in practical nursing 23 program. At least 40% of the scholarships awarded shall be for 24 recipients who are pursuing baccalaureate degrees in nursing, 30% of the scholarships awarded shall be for recipients who are 25 26 pursuing associate degrees in nursing or a diploma in nursing, 27 10% of the scholarships awarded shall be for recipients who are 28 pursuing a certificate in practical nursing, and 20% of the 29 scholarships awarded shall be for recipients who are pursuing a 30 graduate degree in nursing.

31 (Source: P.A. 92-43, eff. 1-1-02; 93-879, eff. 1-1-05.)

32 Section 90-15. The Nursing and Advanced Practice Nursing 33 Act is amended by changing Section 10-10 and by adding Title 17 34 as follows:

(225 ILCS 65/10-10)

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(Section scheduled to be repealed on January 1, 2008)

Sec. 10-10. Department powers and duties.

(a) The Department shall exercise the powers and duties 4 5 prescribed by the Civil Administrative Code of Illinois for 6 administration of licensing acts and shall exercise other powers and duties necessary for effectuating the purpose of 7 this Act. None of the functions, powers, or duties of the 8 Department with respect to licensure and examination shall be 9 10 exercised by the Department except upon review by the Board. 11 The Department shall adopt rules to implement, interpret, or 12 make specific the provisions and purposes of this Act; however no such rules shall be adopted by the Department except upon 13 review by the Board. 14

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(b) The Department shall:

(1) prepare and maintain a list of approved programs of
professional nursing education and programs of practical
nursing education in this State, whose graduates, if they
have the other necessary qualifications provided in this
Act, shall be eligible to apply for a license to practice
nursing in this State;

(2) promulgate rules defining what constitutes an
 approved program of professional nursing education and
 what constitutes an approved program of practical nursing
 education; and

(3) adopt rules for examination of candidates for
licenses and for issuance of licenses authorizing
candidates upon passing an examination to practice under
this Act.

30 (c) The Department may act upon the recommendations of the 31 Center for Nursing Advisory Board.

32 (Source: P.A. 90-742, eff. 8-13-98.)

33 (225 ILCS 65/Tit. 17 heading new)

34 (Title heading scheduled to be repealed on January 1, 2008)
 35 <u>TITLE 17. ILLINOIS CENTER FOR NURSING</u>

1	(225 ILCS 65/17-5 new)
2	(Section scheduled to be repealed on January 1, 2008)
3	Sec. 17-5. Definitions. In this Title:
4	"Board" means the Center for Nursing Advisory Board.
5	"Center" means the Illinois Center for Nursing.
6	(225 ILCS 65/17-10 new)
7	(Section scheduled to be repealed on January 1, 2008)
8	Sec. 17-10. Illinois Center for Nursing. There is created
9	the Illinois Center for Nursing to address issues of supply and
10	demand in the nursing profession, including issues of
11	recruitment, retention, and utilization of nurse manpower
12	resources. The General Assembly finds that the Center will
13	enhance the delivery of quality health care services by
14	providing an ongoing strategy for the allocation of the State's
15	resources directed towards nursing. Each of the following
16	objectives shall serve as the primary goals for the Center:
17	(1) To develop a strategic plan for nursing manpower in
18	Illinois by selecting priorities that must be addressed.
19	(2) To convene various groups of representatives of
20	nurses, other health care providers, businesses and
21	industries, consumers, legislators, and educators to:
22	(A) review and comment on data analysis prepared
23	for the Center;
24	(B) recommend systemic changes, including
25	strategies for implementation of recommended changes;
26	and
27	(C) evaluate and report the results of the Board's
28	efforts to the General Assembly and others.
29	(3) To enhance and promote recognition, reward, and
30	renewal activities for nurses in Illinois by:
31	(A) proposing and creating reward, recognition,
32	and renewal activities for nursing; and
33	(B) promoting media and positive image-building
34	efforts for nursing.

1	(225 ILCS 65/17-15 new)
2	(Section scheduled to be repealed on January 1, 2008)
3	Sec. 17-15. Center for Nursing Advisory Board.
4	(a) There is created the Center for Nursing Advisory Board,
5	which shall consist of 11 members appointed by the Governor,
6	with 6 members of the Board being nurses representative of
7	various nursing specialty areas. The other 5 members may
8	include representatives of associations, health care
9	providers, nursing educators, and consumers. The Board shall be
10	chaired by the Nursing Act Coordinator, who shall be a voting
11	member of the Board.
12	(b) The membership of the Board shall reasonably reflect
13	representation from the geographic areas in this State.
14	(c) Members of the Board appointed by the Governor shall
15	serve for terms of 4 years, with no member serving more than 10
16	successive years, except that, initially, 4 members shall be
17	appointed to the Board for terms that expire on June 30, 2009,
18	4 members shall be appointed to the Board for terms that expire
19	on June 30, 2008, and 3 members shall be appointed to the Board
20	for terms that expire on June 30, 2007. A member shall serve
21	until his or her successor is appointed and has qualified.
22	Vacancies shall be filled in the same manner as original
23	appointments, and any member so appointed shall serve during
24	the remainder of the term for which the vacancy occurred.
25	(d) A quorum of the Board shall consist of a majority of
26	Board members currently serving. A majority vote of the quorum
27	is required for Board decisions. A vacancy in the membership of
28	the Board shall not impair the right of a quorum to exercise
29	all of the rights and perform all of the duties of the Board.
30	(e) The Governor may remove any appointed member of the
31	Board for misconduct, incapacity, or neglect of duty and shall
32	be the sole judge of the sufficiency of the cause for removal.
33	(f) Members of the Board are immune from suit in any action
34	based upon any activities performed in good faith as members of
35	the Board.

(e) Members of the Board shall not receive compensation,
but shall be reimbursed for actual traveling, incidentals, and
expenses necessarily incurred in carrying out their duties as
members of the Board, as approved by the Department.
(225 ILCS 65/17-20 new)
(Section scheduled to be repealed on January 1, 2008)
Sec. 17-20. Powers and duties of the Board.
(a) The Board shall be advisory to the Department and shall
possess and perform each of the following powers and duties:
(1) determine operational policy;
(2) administer grants, scholarships, internships, and
other programs, as defined by rule, including the
administration of programs, as determined by law, that
further those goals set forth in Section 17-10 of this
Title, in consultation with other State agencies, as
provided by law;
(3) establish committees of the Board as needed;
(4) recommend the adoption and, from time to time, the
revision of those rules that may be adopted and necessary
to carry out the provisions of this Act;
(5) implement the major functions of the Center, as
established in the goals set forth in Section 17-10 of this
Title; and
(6) seek and accept non-State funds for carrying out
the policy of the Center.
(b) The Center shall work in consultation with other State
agencies as necessary.
ARTICLE 99. EFFECTIVE DATE.
Section 99-99. Effective date. This Act takes effect upon

30 becoming law.