

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 School Code is amended by changing Sections
5 30-9, 30-10, 30-11, 30-12.5, 30-13, and 30-14 as follows:

6 (105 ILCS 5/30-9) (from Ch. 122, par. 30-9)

7 Sec. 30-9. General Assembly scholarship; conditions of
8 admission; award by competitive examination.

9 Each member of the General Assembly may nominate annually 2
10 persons of school age and otherwise eligible, from his
11 district; each shall receive a certificate of scholarship in a
12 any State supported university or public community college in
13 this State designated by the member. In addition to residing
14 within the legislative district, in the case of a scholarship
15 for a community college, the designated community college must
16 be within the community college district where the nominee
17 resides or the designated community college must have a
18 reciprocal tuition agreement for in-district rates with the
19 community college district where the nominee resides. Any
20 member of the General Assembly in making nominations under this
21 Section may designate that his nominee be granted a 4 year
22 scholarship or may instead designate 2 or 4 nominees for that
23 particular scholarship, each to receive a 2 year or a one year

1 scholarship, respectively. The nominee, if a graduate of a
2 school accredited by the University or community college to
3 which nominated, shall be admitted to the university or
4 community college on the same conditions as to educational
5 qualifications as are other graduates of accredited schools. If
6 the nominee is not a graduate of a school accredited by the
7 university or community college to which nominated, he must,
8 before being entitled to the benefits of the scholarship, pass
9 an examination given by the superintendent of schools of the
10 county where he resides at the time stated in Section 30-7 for
11 the competitive examination. The president of each university
12 or community college shall prescribe the rules governing the
13 examination for scholarship to his or her university or
14 community college.

15 A member of the General Assembly may award the scholarship
16 by competitive examination conducted under like rules as
17 prescribed in Section 30-7 even though one or more of the
18 applicants are graduates of schools accredited by the
19 university or community college.

20 A member of the General Assembly may delegate to the
21 Illinois Student Assistance Commission the authority to
22 nominate persons for General Assembly scholarships which that
23 member would otherwise be entitled to award, or may direct the
24 Commission to evaluate and make recommendations to the member
25 concerning candidates for such scholarships. In the event a
26 member delegates his nominating authority or directs the

1 Commission to evaluate and make recommendations concerning
2 candidates for General Assembly scholarships, the member shall
3 inform the Commission in writing of the criteria which he
4 wishes the Commission to apply in nominating or recommending
5 candidates. Those criteria may include some or all of the
6 criteria provided in Section 25 of the Higher Education Student
7 Assistance Act. A delegation of authority under this paragraph
8 may be revoked at any time by the member.

9 Failure of a member of the General Assembly to make a
10 nomination in any year shall not cause that scholarship to
11 lapse, but the member may make a nomination for such
12 scholarship at any time thereafter before the expiration of his
13 term, and the person so nominated shall be entitled to the same
14 benefits as holders of other scholarships provided herein. Any
15 such scholarship for which a member has made no nomination
16 prior to the expiration of the term for which he was elected
17 shall lapse upon the expiration of that term.

18 (Source: P.A. 93-349, eff. 7-24-03.)

19 (105 ILCS 5/30-10) (from Ch. 122, par. 30-10)

20 Sec. 30-10. Filing nominations-Failure to accept or
21 pass-Second nomination.

22 Nominations, under Section 30-9, showing the name and
23 address of the nominee, and the term of the scholarship,
24 whether 4 years, 2 years or one year, must be filed with the
25 State Superintendent of Education not later than the opening

1 day of the semester or term with which the scholarship is to
2 become effective. The State Superintendent of Education shall
3 forthwith notify the president of the university or community
4 college of such nomination.

5 If the nominee fails to accept the nomination or, not being
6 a graduate of a school accredited by the university or
7 community college, fails to pass the examination for admission,
8 the president of the university or community college shall at
9 once notify the State Superintendent of Education. Upon
10 receiving such notification, the State Superintendent of
11 Education shall notify the nominating member, who may name
12 another person for the scholarship. The second nomination must
13 be received by the State Superintendent of Education not later
14 than the middle of the semester or term with which the
15 scholarship was to have become effective under the original
16 nomination in order to become effective as of the opening date
17 of such semester or term otherwise it shall not become
18 effective until the beginning of the next semester or term
19 following the making of the second nomination. Upon receiving
20 such notification, the State Superintendent of Education shall
21 notify the president of the university or community college of
22 such second nomination. If any person nominated after the
23 effective date of this amendatory Act of 1973 to receive a
24 General Assembly scholarship changes his residence to a
25 location outside of the district from which he was nominated,
26 his nominating member may terminate that scholarship at the

1 conclusion of the college year in which he is then enrolled.
2 For purposes of this paragraph, a person changes his residence
3 if he registers to vote in a location outside of the district
4 from which he was nominated, but does not change his residence
5 merely by taking off-campus housing or living in a
6 nonuniversity or non-community college residence. In addition,
7 in the case of a scholarship for a community college, if the
8 nominee changes his or her residence to a location outside of
9 the community college district where he or she was residing and
10 the designated community college does not have a reciprocal
11 tuition agreement for in-district rates with the community
12 college district where the nominee now resides, then the
13 nominating member may terminate the scholarship at the
14 conclusion of the college year in which the nominee is then
15 enrolled.

16 (Source: P.A. 93-349, eff. 7-24-03.)

17 (105 ILCS 5/30-11) (from Ch. 122, par. 30-11)

18 Sec. 30-11. Failure to use scholarship - Further
19 nominations. If any nominee under Section 30-9 or 30-10
20 discontinues his course of instruction or fails to use the
21 scholarship, leaving 1, 2, 3, or 4 years thereof unused, the
22 member of the General Assembly may, except as otherwise
23 provided in this Article, nominate some other person eligible
24 under this Article from his district who shall be entitled to
25 the scholarship for the unexpired period thereof. Such

1 appointment to an unexpired scholarship vacated before July 1,
2 1961, may be made only by the member of the General Assembly
3 who made the original appointment and during the time he is
4 such a member. If a scholarship is vacated on or after July 1,
5 1961, and the member of the General Assembly who made the
6 original appointment has ceased to be a member, some eligible
7 person may be nominated in the following manner to fill the
8 vacancy: If the original appointment was made by a Senator,
9 such nomination shall be made by the Senator from the same
10 district; if the original appointment was made by a
11 Representative, such nomination shall be made by the
12 Representative from the same district. Every nomination to fill
13 a vacancy must be accompanied either by a release of the
14 original nominee or if he is dead then an affidavit to that
15 effect by some competent person. The failure of a nominee to
16 register at the university or community college within 20 days
17 after the opening of any semester or term shall be deemed a
18 release by him of the nomination, unless he has been granted a
19 leave of absence in accordance with Section 30-14 or unless his
20 absence is by reason of his entry into the military service of
21 the United States. The university or community college shall
22 immediately upon the expiration of 20 days after the beginning
23 of the semester or term notify the State Board of Education as
24 to the status of each scholarship, who shall forthwith notify
25 the nominating member of any nominee's failure to register or,
26 if the nominating member has ceased to be a member of the

1 General Assembly, shall notify the member or members entitled
2 to make the nomination to fill the vacancy. All nominations to
3 unused or unexpired scholarships shall be effective as of the
4 opening of the semester or term of the university or community
5 college during which they are made if they are filed with the
6 university or community college during the first half of the
7 semester or term, otherwise they shall not be effective until
8 the opening of the next following semester or term.

9 (Source: P.A. 93-349, eff. 7-24-03.)

10 (105 ILCS 5/30-12.5)

11 Sec. 30-12.5. Waiver of confidentiality.

12 (a) As a condition of nomination for a General Assembly
13 scholarship under Section 30-9, 30-10, or 30-11, each nominee
14 shall provide to the member of the General Assembly making the
15 nomination a waiver document stating that, notwithstanding any
16 provision of law to the contrary, if the nominee receives a
17 General Assembly scholarship, then the nominee waives all
18 rights to confidentiality with respect to the contents of the
19 waiver document. The waiver document shall state at a minimum
20 the nominee's name, domicile address, attending university or
21 community college, degree program in which the nominee is
22 enrolled, amount of tuition waived by the legislative
23 scholarship and the name of the member of the General Assembly
24 who is making the nomination. The waiver document shall also
25 contain a statement by the nominee that, at the time of the

1 nomination for the legislative scholarship, the domicile of the
2 nominee is within the legislative district of the legislator
3 making the scholarship nomination. The waiver document must be
4 signed by the nominee, and the nominee shall have his or her
5 signature on the waiver document acknowledged before a notary
6 public. The member of the General Assembly making the
7 nomination shall file the signed, notarized waiver document,
8 together with the nomination itself, with the State
9 Superintendent of Education. By so filing the waiver document,
10 the member waives all his or her rights to confidentiality with
11 respect to the contents of the waiver document.

12 (b) The legislative scholarship of any nominee shall be
13 revoked upon a determination by the State Board of Education
14 after a hearing that the nominee knowingly provided false or
15 misleading information on the waiver document. Upon revocation
16 of the legislative scholarship, the scholarship nominee shall
17 reimburse the university or community college for the full
18 amount of any tuition waived prior to revocation of the
19 scholarship.

20 (c) The Illinois Student Assistance Commission shall
21 prepare a form waiver document to be used as provided in
22 subsection (a) and shall provide copies of the form upon
23 request.

24 (Source: P.A. 93-349, eff. 7-24-03.)

25 (105 ILCS 5/30-13) (from Ch. 122, par. 30-13)

1 Sec. 30-13. The scholarships issued under Sections 30-9
2 through 30-12 of this Article may be used at the University of
3 Illinois, Southern Illinois University, Chicago State
4 University, Eastern Illinois University, Governors State
5 University, Illinois State University, Northeastern Illinois
6 University, Northern Illinois University, ~~and~~ Western Illinois
7 University, or a public community college located in this
8 State, as provided in those sections. Unless otherwise
9 indicated, these scholarships shall be good for a period of not
10 more than 4 years while enrolled for residence credit and shall
11 exempt the holder from the payment of tuition, or any
12 matriculation, graduation, activity, term or incidental fee,
13 except any portion of a multipurpose fee which is used for a
14 purpose for which exemption is not granted under this Section.
15 Exemption shall not be granted from any other fees, including
16 book rental, service, laboratory, supply, union building,
17 hospital and medical insurance fees and any fees established
18 for the operation and maintenance of buildings, the income of
19 which is pledged to the payment of interest and principal on
20 bonds issued by the governing board of any university or
21 community college.

22 Any student who has been or shall be awarded a scholarship
23 shall be reimbursed by the appropriate university or community
24 college for any fees which he has paid and for which exemption
25 is granted under this Section, if application for such
26 reimbursement is made within 2 months following the school term

1 for which the fees were paid.

2 The holder of a scholarship shall be subject to all
3 examinations, rules and requirements of the university or
4 community college in which he is enrolled except as herein
5 directed.

6 This article does not prohibit the Board of Trustees of the
7 University of Illinois, the Board of Trustees of Southern
8 Illinois University, the Board of Trustees of Chicago State
9 University, the Board of Trustees of Eastern Illinois
10 University, the Board of Trustees of Governors State
11 University, the Board of Trustees of Illinois State University,
12 the Board of Trustees of Northern Illinois University, the
13 Board of Trustees of Western Illinois University, and the board
14 of trustees of a community college district ~~the Board of~~
15 ~~Regents of the Regency Universities System and the Board of~~
16 ~~Governors of State Colleges and Universities~~ for the
17 institutions under their respective jurisdictions from
18 granting other scholarships.

19 (Source: P.A. 88-228; 89-4, eff. 1-1-96.)

20 (105 ILCS 5/30-14) (from Ch. 122, par. 30-14)

21 Sec. 30-14. Leaves of absence to holders of scholarships.

22 Any student enrolled in a university or community college
23 to which he is holding a scholarship issued under this Article
24 who satisfies the president of the university or community
25 college or someone designated by him or her, that he or she

1 requires leave of absence for the purpose of earning funds to
2 defray his or her expenses while in attendance or on account of
3 illness or military service may be granted such leave and
4 allowed a period of not to exceed 6 years in which to complete
5 his course at the university or community college. The
6 university or community college shall notify the county
7 superintendent of the county from which the scholarship was
8 issued of the granting of the leave. Time spent in the armed
9 forces shall not be part of the 6 years.

10 (Source: Laws 1961, p. 31.)

11 Section 90. The State Mandates Act is amended by adding
12 Section 8.31 as follows:

13 (30 ILCS 805/8.31 new)

14 Sec. 8.31. Exempt mandate. Notwithstanding Sections 6 and 8
15 of this Act, no reimbursement by the State is required for the
16 implementation of any mandate created by this amendatory Act of
17 the 95th General Assembly.

18 Section 99. Effective date. This Act takes effect July 1,
19 2007.