



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB3197

by Rep. Joe Sosnowski

SYNOPSIS AS INTRODUCED:

110 ILCS 205/9.34 new

Amends the Board of Higher Education Act. Subject to appropriation, provides that the Board of Higher Education shall provide a total of \$5 million, or such greater amount as may be appropriated in a given fiscal year, in public university tuition restraint incentives to public universities in this State that qualify. Provides that payments from the amount appropriated for public university tuition restraint incentives shall only be made to those public universities that certify to the Board on or before August 1, 2014 that the university's board of trustees did not adopt an increase in tuition and fee rates for resident undergraduate students after August 1, 2013 for the 2013-2014 academic year and that the board of trustees will not adopt an increase in tuition and fee rates for resident undergraduate students for the 2014-2015 academic year that is greater than 4.0%. Sets forth provisions concerning the determination of each public university's allocation of tuition restraint incentive funding and reporting requirements. Effective July 1, 2013.

LRB098 05530 NHT 35567 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

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 Board of Higher Education Act is amended by
5 adding Section 9.34 as follows:

6 (110 ILCS 205/9.34 new)

7 Sec. 9.34. Public university tuition restraint incentives.

8 (a) In this Section:

9 "Fee" means any fee authorized by a public university's
10 board of trustees that will be paid by more than one-half of
11 all resident undergraduate students at least once during their
12 enrollment at a public university and the fees charged by a
13 public university for on-campus room and board. For purposes of
14 this definition, for a public university that compels resident
15 undergraduate students to be covered by health insurance as a
16 condition to enroll at the university, "fee" includes the
17 annual amount a student is charged for coverage by the
18 university-affiliated group health insurance policy if he or
19 she does not provide proof that he or she is otherwise covered
20 by health insurance. This definition does not apply to limited
21 subsets of resident undergraduate students to be covered by
22 health insurance for specific reasons other than general
23 enrollment at the university.

1 "Tuition and fee rate" means the average of full-time rates
2 for all undergraduate classes, based on an average of the rates
3 authorized by a public university's board of trustees and
4 actually charged to students, deducting any uniformly-rebated
5 or refunded amounts, for the 2 semesters with the highest
6 levels of full-time equated resident undergraduate enrollment
7 during the academic year.

8 (b) Subject to appropriation, the Board shall provide a
9 total of \$5 million, or such greater amount as may be
10 appropriated in a given fiscal year, in public university
11 tuition restraint incentives to public universities in this
12 State that qualify under this Section. Payments from the amount
13 appropriated for public university tuition restraint
14 incentives shall only be made to those public universities that
15 certify to the Board on or before August 1, 2014 that the
16 university's board of trustees did not adopt an increase in
17 tuition and fee rates for resident undergraduate students after
18 August 1, 2013 for the 2013-2014 academic year and that the
19 board of trustees will not adopt an increase in tuition and fee
20 rates for resident undergraduate students for the 2014-2015
21 academic year that is greater than 4.0%. A university
22 increasing a fee that applies to a specific subset of students
23 or courses shall provide sufficient information to the Board to
24 prove that the increase applied to that subset will not cause
25 the increase in the average amount of total tuition and fees
26 authorized by a university's board of trustees that is paid by

1 resident undergraduate students in the 2014-2015 academic year
2 to exceed the limit established in this subsection (b).

3 (c) Each public university's allocation of tuition
4 restraint incentive funding under this Section shall be
5 determined as follows:

6 (1) The Board shall calculate an adjustment for each
7 university by subtracting each university's reported
8 percentage change in tuition and fee rates for the
9 2014-2015 academic year from 4.1%. If the result of the
10 calculation in this subdivision (1) is less than 0.1%, the
11 university is not qualified to receive an allocation under
12 this Section. All calculations under this subdivision (1)
13 shall be rounded to the first decimal place.

14 (2) For each qualified university, the Board shall
15 divide the university's adjustment as calculated under
16 subdivision (1) of this subsection (c) by the sum of all
17 adjustments for qualifying universities under subdivision
18 (1) of this subsection (c) and then multiply the resulting
19 calculation for each university by the total amount
20 available for tuition restraint incentives, rounded to the
21 nearest \$100.

22 (d) The Board shall implement uniform reporting
23 requirements to ensure that a public university receiving a
24 tuition restraint incentive under this Section has satisfied
25 the requirements of this Section. The Board shall have the sole
26 authority to determine if a public university has met the

1 requirements of this Section. Information reported by a public
2 university to the Board under this subsection (d) shall also be
3 reported to the General Assembly as provided in Section 3.1 of
4 the General Assembly Organization Act.

5 (e) In conjunction with the uniform reporting requirements
6 established under subsection (d) of this Section, each public
7 university shall also report the following information to the
8 Board and the General Assembly on or before August 1, 2014:

9 (1) Actual or estimated fiscal year 2013-2014 and
10 budgeted fiscal year 2014-2015 total general fund tuition
11 and fee revenue.

12 (2) Actual or estimated fiscal year 2013-2014 and
13 budgeted fiscal year 2014-2015 total general fund revenue.

14 (3) Actual or estimated fiscal year 2013-2014 and
15 budgeted fiscal year 2014-2015 general fund expenditures
16 for student financial aid.

17 (4) Actual or estimated fiscal year 2013-2014 and
18 budgeted fiscal year 2014-2015 total general fund
19 expenditures.

20 (5) Actual or estimated fiscal year 2013-2014 and
21 budgeted fiscal year 2014-2015 total fiscal year equated
22 student enrollment.

23 (f) The Board may adopt any rules necessary to carry out
24 its responsibilities under this Section.

25 Section 99. Effective date. This Act takes effect July 1,
26 2013.