



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB4350

by Rep. Elizabeth Hernandez

SYNOPSIS AS INTRODUCED:

110 ILCS 305/7e-5
110 ILCS 520/8d-5
110 ILCS 660/5-88
110 ILCS 665/10-88
110 ILCS 670/15-88
110 ILCS 675/20-88
110 ILCS 680/25-88
110 ILCS 685/30-88
110 ILCS 690/35-88

Amends the University of Illinois Act, Southern Illinois University Management Act, Chicago State University Law, Eastern Illinois University Law, Governors State University Law, Illinois State University Law, Northeastern Illinois University Law, Northern Illinois University Law, and Western Illinois University Law. Provides that notwithstanding any other provision of law to the contrary, a student who meets the requisite requirements concerning being deemed an Illinois resident for tuition purposes is eligible to apply or receive consideration for any student aid or benefit funded or administered by the State, State agencies, public institutions, or the university, including scholarships, grants, awards, stipends, room and board, tuition waivers, or other financial or in-kind assistance, but excluding Monetary Award Program grants.

LRB099 15416 RPS 39697 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 University of Illinois Act is amended by
5 changing Section 7e-5 as follows:

6 (110 ILCS 305/7e-5)

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

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

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

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

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

23 (4) The individual registers as an entering student in

1 the University not earlier than the 2003 fall semester.

2 (5) In the case of an individual who is not a citizen
3 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 This subsection (a) applies only to tuition for a term or
9 semester that begins on or after May 20, 2003 (the effective
10 date of Public Act 93-7). Any revenue lost by the University in
11 implementing this subsection (a) shall be absorbed by the
12 University Income Fund.

13 (b) If a person is on active military duty and stationed in
14 Illinois, then the Board of Trustees shall deem that person and
15 any of his or her dependents Illinois residents for tuition
16 purposes. Beginning with the 2009-2010 academic year, if a
17 person is on active military duty and is stationed out of
18 State, but he or she was stationed in this State for at least 3
19 years immediately prior to being reassigned out of State, then
20 the Board of Trustees shall deem that person and any of his or
21 her dependents Illinois residents for tuition purposes, as long
22 as that person or his or her dependent (i) applies for
23 admission to the University within 18 months of the person on
24 active military duty being reassigned or (ii) remains
25 continuously enrolled at the University. Beginning with the
26 2013-2014 academic year, if a person is utilizing benefits

1 under the federal Post-9/11 Veterans Educational Assistance
2 Act of 2008 or any subsequent variation of that Act, then the
3 Board of Trustees shall deem that person an Illinois resident
4 for tuition purposes. Beginning with the 2015-2016 academic
5 year, if a person is utilizing benefits under the federal
6 All-Volunteer Force Educational Assistance Program, then the
7 Board of Trustees shall deem that person an Illinois resident
8 for tuition purposes.

9 (c) Notwithstanding any other provision of law to the
10 contrary, a student who meets the requirements of this Section
11 is eligible to apply or receive consideration for any student
12 aid or benefit funded or administered by the State, State
13 agencies, public institutions, or the University, including,
14 but not limited to, scholarships, grants, awards, stipends,
15 room and board, tuition waivers, or other financial or in-kind
16 assistance, with the exception of Monetary Award Program
17 grants. The General Assembly finds and declares that this
18 Section is a State law within the meaning of subsection (d) of
19 Section 1621 of Title 8 of the United States Code.

20 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

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

23 (110 ILCS 520/8d-5)

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

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

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

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

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

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

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

24 This subsection (a) applies only to tuition for a term or
25 semester that begins on or after May 20, 2003 (the effective
26 date of Public Act 93-7). Any revenue lost by the University in

1 implementing this subsection (a) shall be absorbed by the
2 University Income Fund.

3 (b) If a person is on active military duty and stationed in
4 Illinois, then the Board shall deem that person and any of his
5 or her dependents Illinois residents for tuition purposes.
6 Beginning with the 2009-2010 academic year, if a person is on
7 active military duty and is stationed out of State, but he or
8 she was stationed in this State for at least 3 years
9 immediately prior to being reassigned out of State, then the
10 Board shall deem that person and any of his or her dependents
11 Illinois residents for tuition purposes, as long as that person
12 or his or her dependent (i) applies for admission to the
13 University within 18 months of the person on active military
14 duty being reassigned or (ii) remains continuously enrolled at
15 the University. Beginning with the 2013-2014 academic year, if
16 a person is utilizing benefits under the federal Post-9/11
17 Veterans Educational Assistance Act of 2008 or any subsequent
18 variation of that Act, then the Board shall deem that person an
19 Illinois resident for tuition purposes. Beginning with the
20 2015-2016 academic year, if a person is utilizing benefits
21 under the federal All-Volunteer Force Educational Assistance
22 Program, then the Board shall deem that person an Illinois
23 resident for tuition purposes.

24 (c) Notwithstanding any other provision of law to the
25 contrary, a student who meets the requirements of this Section
26 is eligible to apply or receive consideration for any student

1 aid or benefit funded or administered by the State, State
2 agencies, public institutions, or the University, including,
3 but not limited to, scholarships, grants, awards, stipends,
4 room and board, tuition waivers, or other financial or in-kind
5 assistance, with the exception of Monetary Award Program
6 grants. The General Assembly finds and declares that this
7 Section is a State law within the meaning of subsection (d) of
8 Section 1621 of Title 8 of the United States Code.

9 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

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

12 (110 ILCS 660/5-88)

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

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

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

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

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

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

7 (5) In the case of an individual who is not a citizen
8 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 This subsection (a) applies only to tuition for a term or
14 semester that begins on or after May 20, 2003 (the effective
15 date of Public Act 93-7). Any revenue lost by the University in
16 implementing this subsection (a) shall be absorbed by the
17 University Income Fund.

18 (b) If a person is on active military duty and stationed in
19 Illinois, then the Board shall deem that person and any of his
20 or her dependents Illinois residents for tuition purposes.
21 Beginning with the 2009-2010 academic year, if a person is on
22 active military duty and is stationed out of State, but he or
23 she was stationed in this State for at least 3 years
24 immediately prior to being reassigned out of State, then the
25 Board shall deem that person and any of his or her dependents
26 Illinois residents for tuition purposes, as long as that person

1 or his or her dependent (i) applies for admission to the
2 University within 18 months of the person on active military
3 duty being reassigned or (ii) remains continuously enrolled at
4 the University. Beginning with the 2013-2014 academic year, if
5 a person is utilizing benefits under the federal Post-9/11
6 Veterans Educational Assistance Act of 2008 or any subsequent
7 variation of that Act, then the Board shall deem that person an
8 Illinois resident for tuition purposes. Beginning with the
9 2015-2016 academic year, if a person is utilizing benefits
10 under the federal All-Volunteer Force Educational Assistance
11 Program, then the Board shall deem that person an Illinois
12 resident for tuition purposes.

13 (c) Notwithstanding any other provision of law to the
14 contrary, a student who meets the requirements of this Section
15 is eligible to apply or receive consideration for any student
16 aid or benefit funded or administered by the State, State
17 agencies, public institutions, or the University, including,
18 but not limited to, scholarships, grants, awards, stipends,
19 room and board, tuition waivers, or other financial or in-kind
20 assistance, with the exception of Monetary Award Program
21 grants. The General Assembly finds and declares that this
22 Section is a State law within the meaning of subsection (d) of
23 Section 1621 of Title 8 of the United States Code.

24 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

25 Section 20. The Eastern Illinois University Law is amended

1 by changing Section 10-88 as follows:

2 (110 ILCS 665/10-88)

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

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

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

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

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

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

21 (5) In the case of an individual who is not a citizen
22 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

1 earliest opportunity the individual is eligible to do so.

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

7 (b) If a person is on active military duty and stationed in
8 Illinois, then the Board shall deem that person and any of his
9 or her dependents Illinois residents for tuition purposes.
10 Beginning with the 2009-2010 academic year, if a person is on
11 active military duty and is stationed out of State, but he or
12 she was stationed in this State for at least 3 years
13 immediately prior to being reassigned out of State, then the
14 Board shall deem that person and any of his or her dependents
15 Illinois residents for tuition purposes, as long as that person
16 or his or her dependent (i) applies for admission to the
17 University within 18 months of the person on active military
18 duty being reassigned or (ii) remains continuously enrolled at
19 the University. Beginning with the 2013-2014 academic year, if
20 a person is utilizing benefits under the federal Post-9/11
21 Veterans Educational Assistance Act of 2008 or any subsequent
22 variation of that Act, then the Board shall deem that person an
23 Illinois resident for tuition purposes. Beginning with the
24 2015-2016 academic year, if a person is utilizing benefits
25 under the federal All-Volunteer Force Educational Assistance
26 Program, then the Board shall deem that person an Illinois

1 resident for tuition purposes.

2 (c) Notwithstanding any other provision of law to the
3 contrary, a student who meets the requirements of this Section
4 is eligible to apply or receive consideration for any student
5 aid or benefit funded or administered by the State, State
6 agencies, public institutions, or the University, including,
7 but not limited to, scholarships, grants, awards, stipends,
8 room and board, tuition waivers, or other financial or in-kind
9 assistance, with the exception of Monetary Award Program
10 grants. The General Assembly finds and declares that this
11 Section is a State law within the meaning of subsection (d) of
12 Section 1621 of Title 8 of the United States Code.

13 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

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

16 (110 ILCS 670/15-88)

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

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

23 (1) The individual resided with his or her parent or
24 guardian while attending a public or private high school in

1 this State.

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

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

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

11 (5) In the case of an individual who is not a citizen
12 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 This subsection (a) applies only to tuition for a term or
18 semester that begins on or after May 20, 2003 (the effective
19 date of Public Act 93-7). Any revenue lost by the University in
20 implementing this subsection (a) shall be absorbed by the
21 University Income Fund.

22 (b) If a person is on active military duty and stationed in
23 Illinois, then the Board shall deem that person and any of his
24 or her dependents Illinois residents for tuition purposes.
25 Beginning with the 2009-2010 academic year, if a person is on
26 active military duty and is stationed out of State, but he or

1 she was stationed in this State for at least 3 years
2 immediately prior to being reassigned out of State, then the
3 Board shall deem that person and any of his or her dependents
4 Illinois residents for tuition purposes, as long as that person
5 or his or her dependent (i) applies for admission to the
6 University within 18 months of the person on active military
7 duty being reassigned or (ii) remains continuously enrolled at
8 the University. Beginning with the 2013-2014 academic year, if
9 a person is utilizing benefits under the federal Post-9/11
10 Veterans Educational Assistance Act of 2008 or any subsequent
11 variation of that Act, then the Board shall deem that person an
12 Illinois resident for tuition purposes. Beginning with the
13 2015-2016 academic year, if a person is utilizing benefits
14 under the federal All-Volunteer Force Educational Assistance
15 Program, then the Board shall deem that person an Illinois
16 resident for tuition purposes.

17 (c) Notwithstanding any other provision of law to the
18 contrary, a student who meets the requirements of this Section
19 is eligible to apply or receive consideration for any student
20 aid or benefit funded or administered by the State, State
21 agencies, public institutions, or the University, including,
22 but not limited to, scholarships, grants, awards, stipends,
23 room and board, tuition waivers, or other financial or in-kind
24 assistance, with the exception of Monetary Award Program
25 grants. The General Assembly finds and declares that this
26 Section is a State law within the meaning of subsection (d) of

1 Section 1621 of Title 8 of the United States Code.

2 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

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

5 (110 ILCS 675/20-88)

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

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

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

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

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

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

24 (5) In the case of an individual who is not a citizen

1 or a permanent resident of the United States, the
2 individual provides the University with an affidavit
3 stating that the individual will file an application to
4 become a permanent resident of the United States at the
5 earliest opportunity the individual is eligible to do so.

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

11 (b) If a person is on active military duty and stationed in
12 Illinois, then the Board shall deem that person and any of his
13 or her dependents Illinois residents for tuition purposes.
14 Beginning with the 2009-2010 academic year, if a person is on
15 active military duty and is stationed out of State, but he or
16 she was stationed in this State for at least 3 years
17 immediately prior to being reassigned out of State, then the
18 Board shall deem that person and any of his or her dependents
19 Illinois residents for tuition purposes, as long as that person
20 or his or her dependent (i) applies for admission to the
21 University within 18 months of the person on active military
22 duty being reassigned or (ii) remains continuously enrolled at
23 the University. Beginning with the 2013-2014 academic year, if
24 a person is utilizing benefits under the federal Post-9/11
25 Veterans Educational Assistance Act of 2008 or any subsequent
26 variation of that Act, then the Board shall deem that person an

1 Illinois resident for tuition purposes. Beginning with the
2 2015-2016 academic year, if a person is utilizing benefits
3 under the federal All-Volunteer Force Educational Assistance
4 Program, then the Board shall deem that person an Illinois
5 resident for tuition purposes.

6 (c) Notwithstanding any other provision of law to the
7 contrary, a student who meets the requirements of this Section
8 is eligible to apply or receive consideration for any student
9 aid or benefit funded or administered by the State, State
10 agencies, public institutions, or the University, including,
11 but not limited to, scholarships, grants, awards, stipends,
12 room and board, tuition waivers, or other financial or in-kind
13 assistance, with the exception of Monetary Award Program
14 grants. The General Assembly finds and declares that this
15 Section is a State law within the meaning of subsection (d) of
16 Section 1621 of Title 8 of the United States Code.

17 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

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

20 (110 ILCS 680/25-88)

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

22 (a) Notwithstanding any other provision of law to the
23 contrary, for tuition purposes, the Board shall deem an
24 individual an Illinois resident, until the individual

1 establishes a residence outside of this State, if all of the
2 following conditions are met:

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

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

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

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

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

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

26 (b) If a person is on active military duty and stationed in

1 Illinois, then the Board shall deem that person and any of his
2 or her dependents Illinois residents for tuition purposes.
3 Beginning with the 2009-2010 academic year, if a person is on
4 active military duty and is stationed out of State, but he or
5 she was stationed in this State for at least 3 years
6 immediately prior to being reassigned out of State, then the
7 Board shall deem that person and any of his or her dependents
8 Illinois residents for tuition purposes, as long as that person
9 or his or her dependent (i) applies for admission to the
10 University within 18 months of the person on active military
11 duty being reassigned or (ii) remains continuously enrolled at
12 the University. Beginning with the 2013-2014 academic year, if
13 a person is utilizing benefits under the federal Post-9/11
14 Veterans Educational Assistance Act of 2008 or any subsequent
15 variation of that Act, then the Board shall deem that person an
16 Illinois resident for tuition purposes. Beginning with the
17 2015-2016 academic year, if a person is utilizing benefits
18 under the federal All-Volunteer Force Educational Assistance
19 Program, then the Board shall deem that person an Illinois
20 resident for tuition purposes.

21 (c) Notwithstanding any other provision of law to the
22 contrary, a student who meets the requirements of this Section
23 is eligible to apply or receive consideration for any student
24 aid or benefit funded or administered by the State, State
25 agencies, public institutions, or the University, including,
26 but not limited to, scholarships, grants, awards, stipends,

1 room and board, tuition waivers, or other financial or in-kind
2 assistance, with the exception of Monetary Award Program
3 grants. The General Assembly finds and declares that this
4 Section is a State law within the meaning of subsection (d) of
5 Section 1621 of Title 8 of the United States Code.

6 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

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

9 (110 ILCS 685/30-88)

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

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

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

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

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

1 diploma.

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

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

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

15 (b) If a person is on active military duty and stationed in
16 Illinois, then the Board shall deem that person and any of his
17 or her dependents Illinois residents for tuition purposes.
18 Beginning with the 2009-2010 academic year, if a person is on
19 active military duty and is stationed out of State, but he or
20 she was stationed in this State for at least 3 years
21 immediately prior to being reassigned out of State, then the
22 Board shall deem that person and any of his or her dependents
23 Illinois residents for tuition purposes, as long as that person
24 or his or her dependent (i) applies for admission to the
25 University within 18 months of the person on active military
26 duty being reassigned or (ii) remains continuously enrolled at

1 the University. Beginning with the 2013-2014 academic year, if
2 a person is utilizing benefits under the federal Post-9/11
3 Veterans Educational Assistance Act of 2008 or any subsequent
4 variation of that Act, then the Board shall deem that person an
5 Illinois resident for tuition purposes. Beginning with the
6 2015-2016 academic year, if a person is utilizing benefits
7 under the federal All-Volunteer Force Educational Assistance
8 Program, then the Board shall deem that person an Illinois
9 resident for tuition purposes.

10 (c) Notwithstanding any other provision of law to the
11 contrary, a student who meets the requirements of this Section
12 is eligible to apply or receive consideration for any student
13 aid or benefit funded or administered by the State, State
14 agencies, public institutions, or the University, including,
15 but not limited to, scholarships, grants, awards, stipends,
16 room and board, tuition waivers, or other financial or in-kind
17 assistance, with the exception of Monetary Award Program
18 grants. The General Assembly finds and declares that this
19 Section is a State law within the meaning of subsection (d) of
20 Section 1621 of Title 8 of the United States Code.

21 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

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

24 (110 ILCS 690/35-88)

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

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

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

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

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

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

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

25 This subsection (a) applies only to tuition for a term or
26 semester that begins on or after May 20, 2003 (the effective

1 date of Public Act 93-7). Any revenue lost by the University in
2 implementing this subsection (a) shall be absorbed by the
3 University Income Fund.

4 (b) If a person is on active military duty and stationed in
5 Illinois, then the Board shall deem that person and any of his
6 or her dependents Illinois residents for tuition purposes.
7 Beginning with the 2009-2010 academic year, if a person is on
8 active military duty and is stationed out of State, but he or
9 she was stationed in this State for at least 3 years
10 immediately prior to being reassigned out of State, then the
11 Board shall deem that person and any of his or her dependents
12 Illinois residents for tuition purposes, as long as that person
13 or his or her dependent (i) applies for admission to the
14 University within 18 months of the person on active military
15 duty being reassigned or (ii) remains continuously enrolled at
16 the University. Beginning with the 2013-2014 academic year, if
17 a person is utilizing benefits under the federal Post-9/11
18 Veterans Educational Assistance Act of 2008 or any subsequent
19 variation of that Act, then the Board shall deem that person an
20 Illinois resident for tuition purposes. Beginning with the
21 2015-2016 academic year, if a person is utilizing benefits
22 under the federal All-Volunteer Force Educational Assistance
23 Program, then the Board shall deem that person an Illinois
24 resident for tuition purposes.

25 (c) Notwithstanding any other provision of law to the
26 contrary, a student who meets the requirements of this Section

1 is eligible to apply or receive consideration for any student
2 aid or benefit funded or administered by the State, State
3 agencies, public institutions, or the University, including,
4 but not limited to, scholarships, grants, awards, stipends,
5 room and board, tuition waivers, or other financial or in-kind
6 assistance, with the exception of Monetary Award Program
7 grants. The General Assembly finds and declares that this
8 Section is a State law within the meaning of subsection (d) of
9 Section 1621 of Title 8 of the United States Code.

10 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)