



Rep. Katie Stuart

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10400HB3300ham001

LRB104 10496 LNS 22971 a

1 AMENDMENT TO HOUSE BILL 3300

2 AMENDMENT NO. _____. Amend House Bill 3300 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Board of Higher Education Act is amended
5 by changing Section 7 and by adding Section 9.45 as follows:

6 (110 ILCS 205/7) (from Ch. 144, par. 187)

7 Sec. 7. The Board of Trustees of the University of
8 Illinois, the Board of Trustees of Southern Illinois
9 University, the Board of Trustees of Chicago State University,
10 the Board of Trustees of Eastern Illinois University, the
11 Board of Trustees of Governors State University, the Board of
12 Trustees of Illinois State University, the Board of Trustees
13 of Northeastern Illinois University, the Board of Trustees of
14 Northern Illinois University, the Board of Trustees of Western
15 Illinois University, the Illinois Community College Board and
16 the campuses under their governance or supervision shall not

1 hereafter undertake the establishment of any new unit of
2 instruction, research, or public service without the approval
3 of the Board. The term "new unit of instruction, research, or
4 public service" includes the establishment of a college,
5 school, division, institute, department, or other unit in any
6 field of instruction, research, or public service not
7 theretofore included in the program of the institution, and
8 includes the establishment of any new branch or campus. The
9 term does not include reasonable and moderate extensions of
10 existing curricula, research, or public service programs which
11 have a direct relationship to existing programs; and the Board
12 may, under its rulemaking power, define the character of such
13 reasonable and moderate extensions.

14 Such governing boards shall submit to the Board all
15 proposals for a new unit of instruction, research, or public
16 service. The Board may approve or disapprove the proposal in
17 whole or in part or approve modifications thereof whenever in
18 its judgment such action is consistent with the objectives of
19 an existing or proposed statewide strategic plan of higher
20 education.

21 The Board of Higher Education is authorized to review
22 periodically all academic master plans and all existing
23 programs of instruction, research, and public service at
24 public institutions of higher education, excluding public
25 community colleges in this State, ~~the State universities and~~
26 ~~colleges~~ and to advise the appropriate board of control if the

1 contribution of each program is not educationally and
2 economically justified. The Board shall annually identify and
3 provide to each public university certain programs of
4 instruction that exhibit indicators of low performance in
5 enrollment, degree completion, and relative high expense per
6 degree. Each public university shall review this information,
7 together with any other relevant information, and report
8 annually to the Board with its proposed performance
9 improvement plan for each identified program, using a rubric
10 provided by the Board, including programs to be closed or
11 consolidated. The Board shall report annually on the
12 instructional programs offered at public institutions of
13 higher education to show number, types, and locations of
14 instructional programs, new programs created, existing
15 programs that have been closed or consolidated as a result of
16 the review and report, and other information relevant to
17 assessing the State's portfolio of programs. ~~Each State~~
18 ~~university shall report annually to the Board on programs of~~
19 ~~instruction, research, or public service that have been~~
20 ~~terminated, dissolved, reduced, or consolidated by the~~
21 ~~university. Each State university shall also report to the~~
22 ~~Board all programs of instruction, research, and public~~
23 ~~service that exhibit a trend of low performance in~~
24 ~~enrollments, degree completions, and high expense per degree.~~
25 ~~The Board shall compile an annual report that shall contain~~
26 ~~information on new programs created, existing programs that~~

1 ~~have been closed or consolidated, and programs that exhibit~~
2 ~~low performance or productivity.~~ The report must be submitted
3 to the General Assembly and the Governor. The Board shall have
4 the authority to define relevant terms and timelines by rule
5 with respect to this reporting.

6 (Source: P.A. 101-81, eff. 7-12-19; 102-1046, eff. 6-7-22.)

7 (110 ILCS 205/9.45 new)

8 Sec. 9.45. Acceptance of gifts, grants, and legacies;
9 creation of corporations, joint ventures, partnerships, and
10 associations; distribution of grants.

11 (a) To accept gifts, grants, or legacies from any source
12 when made for higher education purposes.

13 (b) To create and participate in the conduct and operation
14 of any corporation, joint venture, partnership, association,
15 or other organizational entity that has the power (i) to
16 acquire land, buildings, and other capital equipment for the
17 use and benefit of higher education and students in this
18 State; (ii) to accept gifts and make grants for the use and
19 benefit of higher education and students in this State; (iii)
20 to aid in the instruction and education of students in this
21 State; and (iv) to promote activities to acquaint residents of
22 this State with the facilities of the various institutions of
23 higher education.

24 (c) To distribute such other grants as may be authorized
25 or appropriated by the General Assembly for which the Board

1 may adopt any rules necessary for the purposes of implementing
2 and distributing funds pursuant to an authorized or
3 appropriated grant.

4 Section 10. The Private College Act is amended by changing
5 Sections 3 and 4.5 as follows:

6 (110 ILCS 1005/3) (from Ch. 144, par. 123)

7 Sec. 3. (a) Applications submitted to the Board for a
8 certificate of approval to operate a post-secondary
9 educational institution shall contain a statement of the
10 following:

11 1. the proposed name of the institution and its
12 proposed location;

13 2. the nature, extent and purposes of the courses of
14 study to be given;

15 3. the fees to be charged, ~~and~~ the conditions under
16 which the fees are to be paid, and a tuition schedule that
17 includes, but is not limited to, tuition rates per course
18 or unit of work;

19 4. the education and experience of the members of the
20 teaching staff;

21 5. the degrees to be issued to students upon
22 completion of courses of instruction.

23 (b) The Board may not approve any application for a
24 certificate of approval that has been plagiarized, in part or

1 in whole. Additionally, the Board may not approve any
2 application that has not been completed in its entirety and
3 such application shall be returned to the post-secondary
4 educational institution.

5 (Source: P.A. 102-1046, eff. 6-7-22.)

6 (110 ILCS 1005/4.5)

7 Sec. 4.5. Disclosure of heightened monitoring of finances.
8 Any institution with a certificate of approval under this Act
9 is required to make the following disclosures:

10 (1) If the United States Department of Education
11 places the institution on either the Heightened Cash
12 Monitoring 2 payment method or the reimbursement payment
13 method, as authorized under 34 CFR 668.162, a clear and
14 conspicuous disclosure that the United States Department
15 of Education has heightened monitoring of the
16 institution's finances and the reason for such monitoring.
17 Such disclosure shall be made by the institution within 14
18 days of the action of the United States Department of
19 Education by (i) notice ~~both~~ on the institution's website,
20 (ii) notice ~~and~~ to all students and prospective students
21 on a form prescribed by the Board, and (iii) written
22 notice to the Board.

23 (2) Any other disclosure the Board requires by rule
24 adopted pursuant to this Act.

25 (Source: P.A. 102-1046, eff. 6-7-22.)

1 Section 15. The Academic Degree Act is amended by changing
2 Sections 5 and 6 as follows:

3 (110 ILCS 1010/5) (from Ch. 144, par. 235)

4 Sec. 5. Degrees by other than residence institutions. ~~)(a)~~
5 Any educational organization or entity which does not conduct
6 instruction in residence may award degrees and qualify as a
7 degree granting institution upon approval by the Board. Such
8 approval shall be given only if the Board finds that the
9 applicant, organization or entity:

10 (1) maintains ~~Maintains~~ physical facilities suitable
11 and sufficient to the giving of a program or programs of
12 instruction of degree caliber in the field or fields
13 wherein it proposes to grant degrees;

14 (2) maintains ~~Maintains~~ a suitable and sufficient
15 faculty for instruction in its degree granting program or
16 programs;

17 (3) maintains ~~Maintains~~ its student records in a safe
18 and suitable place so that there is reasonable assurance
19 that they are and will remain available for all normal
20 purposes for a reasonable period of time;

21 (4) maintains financial ~~Maintains~~ a stability
22 sufficient to carry out its obligations under the
23 enrollment contracts; ~~and~~

24 (4.5) maintains appropriate accreditation to provide

1 educational programming; and

2 (5) complies ~~Complies~~ with all provisions of this Act
3 other than the requirement for instruction in residence.

4 (Source: P.A. 80-1309.)

5 (110 ILCS 1010/6) (from Ch. 144, par. 236)

6 Sec. 6. Right of inspection; penalty for refusal or
7 obstruction. Any duly authorized employee or other
8 representative of the Board may, announced or unannounced,
9 enter upon the premises of any degree granting institution or
10 may have access through electronic means to inspect or
11 otherwise examine the same and any books, papers or other
12 records pertaining to the degree granting program of such
13 institution including, but not limited to, financial records
14 such as balance sheets, income statements, and cash flow
15 statements. For failure to permit such entry, inspection or
16 examination or for obstruction thereof, the Board may
17 invalidate any notice filed with it by the degree granting
18 institution and revoke any authorization made pursuant to
19 Section 4 of this Act and may refuse to accept another notice
20 from or on behalf of such institution or any person connected
21 with the administration thereof until such refusal or
22 obstruction has been withdrawn. Any action taken pursuant to
23 this Section shall be in addition to any other penalty which
24 may be imposed for violation of this Act.

25 (Source: P.A. 102-1046, eff. 6-7-22.)

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.".