



Rep. Katie Stuart

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10400HB3300ham002

LRB104 10496 LNS 23832 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 existing programs of instruction, research,
23 and public service at the State universities and colleges and
24 to advise the appropriate board of control if the contribution
25 of each program is not educationally and economically
26 justified. The Board shall annually identify and provide to

1 each public university certain programs of instruction that
2 exhibit indicators of low performance in enrollment, degree
3 completion, and relative high expense per degree. Each public
4 university shall review this information, together with any
5 other relevant information, and report annually to the Board
6 using a status rubric provided by the Board, including
7 programs to be closed or consolidated. The Board shall report
8 annually on the instructional programs offered at public
9 institutions of higher education, showing (i) the number,
10 types, and locations of instructional programs, (ii) any new
11 programs that were created, (iii) any existing programs that
12 have been closed or consolidated as a result of the review and
13 report, and (iv) other information relevant to assessing the
14 State's portfolio of programs. Each State university shall
15 ~~report annually to the Board on programs of instruction,~~
16 ~~research, or public service that have been terminated,~~
17 ~~dissolved, reduced, or consolidated by the university. Each~~
18 ~~State university shall also report to the Board all programs~~
19 ~~of instruction, research, and public service that exhibit a~~
20 ~~trend of low performance in enrollments, degree completions,~~
21 ~~and high expense per degree. The Board shall compile an annual~~
22 ~~report that shall contain information on new programs created,~~
23 ~~existing programs that have been closed or consolidated, and~~
24 ~~programs that exhibit low performance or productivity. The~~
25 report must be submitted to the General Assembly and the
26 Governor by March 15, 2026 and each March 15 thereafter. The

1 Board shall have the authority to define relevant terms and
2 timelines by rule with respect to this reporting.

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

4 (110 ILCS 205/9.45 new)

5 Sec. 9.45. Acceptance of gifts, grants, and legacies;
6 creation of corporations, joint ventures, partnerships, and
7 associations; distribution of grants.

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

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

21 (c) To distribute such other grants as may be authorized
22 or appropriated by the General Assembly for which the Board
23 may adopt any rules necessary for the purposes of implementing
24 and distributing funds pursuant to an authorized or
25 appropriated grant.

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

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

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

8 1. the proposed name of the institution and its
9 proposed location;

10 2. the nature, extent and purposes of the courses of
11 study to be given;

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

16 4. the education and experience of the members of the
17 teaching staff;

18 5. the degrees to be issued to students upon
19 completion of courses of instruction.

20 (b) The Board may not approve any application for a
21 certificate of approval that has been plagiarized, in part or
22 in whole. Additionally, the Board may not approve any
23 application that has not been completed in its entirety and
24 such application shall be returned to the post-secondary

1 educational institution.

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

3 (110 ILCS 1005/4.5)

4 Sec. 4.5. Disclosure of heightened monitoring of finances.

5 Any institution with a certificate of approval under this Act
6 is required to make the following disclosures:

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

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

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

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

1 (110 ILCS 1010/5) (from Ch. 144, par. 235)

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

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

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

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

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

22 (4.5) maintains appropriate accreditation to provide
23 educational programming; and

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

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

2 (110 ILCS 1010/6) (from Ch. 144, par. 236)

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

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

23 Section 99. Effective date. This Act takes effect upon
24 becoming law."