



Rep. Jay Hoffman

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1 AMENDMENT TO HOUSE BILL 1292

2 AMENDMENT NO. _____. Amend House Bill 1292 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Transportation Cooperation Act of 1971 is
5 amended by changing Section 2 as follows:

6 (5 ILCS 225/2) (from Ch. 111 2/3, par. 602)

7 Sec. 2. For the purposes of this Act:

8 (a) "Railroad passenger service" means any railroad
9 passenger service within the State of Illinois, including the
10 equipment and facilities used in connection therewith, with the
11 exception of the basic system operated by the National Railroad
12 Passenger Corporation pursuant to Title II and Section 403(a)
13 of the Federal Rail Passenger Service Act of 1970.

14 (b) "Federal Railroad Corporation" means the National
15 Railroad Passenger Corporation established pursuant to an Act
16 of Congress known as the "Rail Passenger Service Act of 1970."

1 (c) "Transportation system" means any and all modes of
2 public transportation within the State, including, but not
3 limited to, transportation of persons or property by rapid
4 transit, rail, bus, and aircraft, and all equipment, facilities
5 and property, real and personal, used in connection therewith.

6 (d) "Carrier" means any corporation, authority,
7 partnership, association, person or district authorized to
8 maintain a transportation system within the State with the
9 exception of the Federal Railroad Corporation.

10 (e) "Units of local government" means cities, villages,
11 incorporated towns, counties, municipalities, townships, and
12 special districts, including any district created pursuant to
13 the "Local Mass Transit District Act", approved July 21, 1959,
14 as amended; any Authority created pursuant to the "Metropolitan
15 Transit Authority Act", approved April 12, 1945, as amended;
16 and, any authority, commission or other entity which by virtue
17 of an interstate compact approved by Congress is authorized to
18 provide mass transportation.

19 (f) "Universities" means all public institutions of higher
20 education as defined in an "Act creating a Board of Higher
21 Education, defining its powers and duties, making an
22 appropriation therefor, and repealing an Act herein named",
23 approved August 22, 1961, as amended, and all private
24 institutions of higher education as defined in the Illinois
25 Finance Authority Act.

26 (g) "Department" means the Illinois Department of

1 Transportation, or such other department designated by law to
2 perform the duties and functions of the Illinois Department of
3 Transportation prior to January 1, 1972.

4 (h) "Association" means any Transportation Service
5 Association created pursuant to Section 4 of this Act.

6 (i) "Contracting Parties" means any units of local
7 government or universities which have associated and joined
8 together pursuant to Section 3 of this Act.

9 (j) "Governing authorities" means (1) the city council or
10 similar legislative body of a city; (2) the board of trustees
11 or similar body of a village or incorporated town; (3) the
12 council of a municipality under the commission form of
13 municipal government; (4) the board of trustees in a township;
14 (5) the Board of Trustees of the University of Illinois, the
15 Board of Trustees of Southern Illinois University at
16 Carbondale, the Board of Trustees of Southern Illinois
17 University at Edwardsville, the Board of Trustees of Chicago
18 State University, the Board of Trustees of Eastern Illinois
19 University, the Board of Trustees of Governors State
20 University, the Board of Trustees of Illinois State University,
21 the Board of Trustees of Northeastern Illinois University, the
22 Board of Trustees of Northern Illinois University, the Board of
23 Trustees of Western Illinois University, and the Illinois
24 Community College Board; (6) the county board of a county; and
25 (7) the trustees, commissioners, board members, or directors of
26 a university, special district, authority or similar agency.

1 (Source: P.A. 93-205, eff. 1-1-04.)

2 Section 10. The Official Bond Act is amended by changing
3 Section 14.3 as follows:

4 (5 ILCS 260/14.3) (from Ch. 103, par. 14.3)

5 Sec. 14.3. All departments, boards, bureaus, commissions,
6 authorities, or other units of State government, except the
7 Board of Trustees of Chicago State University, the Board of
8 Trustees of Eastern Illinois University, the Board of Trustees
9 of Governors State University, the Board of Trustees of
10 Illinois State University, the Board of Trustees of
11 Northeastern Illinois University, the Board of Trustees of
12 Northern Illinois University, the Board of Trustees of Western
13 Illinois University, the Board of Trustees of the University of
14 Illinois, ~~and~~ the Board of Trustees of Southern Illinois
15 University at Carbondale, and the Board of Trustees of Southern
16 Illinois University at Edwardsville, that bond officers or
17 employees who are not required by law to obtain bonds to
18 qualify for office or employment, shall effect such bonding
19 through the Department of Central Management Services by
20 inclusion in the blanket bond or bonds or self-insurance
21 program provided for in Sections 14.1 and 14.2 of this Act.

22 (Source: P.A. 89-4, eff. 1-1-96.)

23 Section 15. The Voluntary Payroll Deductions Act of 1983 is

1 amended by changing Sections 4 and 5 as follows:

2 (5 ILCS 340/4) (from Ch. 15, par. 504)

3 Sec. 4. Employee withholding. An employee may authorize
4 the withholding of a portion of his or her salary or wages for
5 contribution to a maximum number of 4 organizations described
6 in paragraphs (b) and (c) of Section 3 of this Act. A
7 department, board, body, agency or commission may direct the
8 State Comptroller to deduct, and the University of Illinois,
9 Southern Illinois University at Carbondale, Southern Illinois
10 University at Edwardsville, Chicago State University, Eastern
11 Illinois University, Governors State University, Illinois
12 State University, Northeastern Illinois University, Northern
13 Illinois University, and Western Illinois University may
14 deduct, upon written request of a State employee, for each
15 regular payroll period, from the salary or wages of the
16 employee the amount specified in the written request for
17 payment to the organization designated by the employee. The
18 moneys so deducted shall be paid over promptly to the
19 organizations designated by the employee by means of warrants
20 drawn by the State Comptroller, the University of Illinois,
21 Southern Illinois University at Carbondale, Southern Illinois
22 University at Edwardsville, Chicago State University, Eastern
23 Illinois University, Governors State University, Illinois
24 State University, Northeastern Illinois University, Northern
25 Illinois University, and Western Illinois University, against

1 the appropriation for personal services of the department,
2 board, body, agency or commission by which such employee is
3 employed.

4 Such deductions may be made notwithstanding that the
5 compensation paid in cash to such employee is thereby reduced
6 below the minimum prescribed by law. Payment to such employee
7 of compensation less such deduction shall constitute a full and
8 complete discharge and acquittance of all claims and demands
9 whatsoever for the services rendered by such employee during
10 the period covered by such payment.

11 Such request for deduction may be withdrawn at any time by
12 filing a written notification of withdrawal with the
13 department, board, body, agency or commission, the University
14 of Illinois, Southern Illinois University at Carbondale,
15 Southern Illinois University at Edwardsville, Chicago State
16 University, Eastern Illinois University, Governors State
17 University, Illinois State University, Northeastern Illinois
18 University, Northern Illinois University, or Western Illinois
19 University, by which such employee is employed.

20 (Source: P.A. 91-896, eff. 7-6-00.)

21 (5 ILCS 340/5) (from Ch. 15, par. 505)

22 Sec. 5. Rules; Advisory Committee. The State Comptroller
23 shall promulgate and issue reasonable rules and regulations as
24 deemed necessary for the administration of this Act.

25 However, all solicitations of State employees for

1 contributions at their workplace and all solicitations of State
2 annuitants for contributions shall be in accordance with rules
3 promulgated by the Governor or his or her designee or other
4 agency as may be designated by the Governor. All solicitations
5 of State annuitants for contributions shall also be in
6 accordance with the rules promulgated by the applicable
7 retirement system.

8 The rules promulgated by the Governor or his or her
9 designee or other agency as designated by the Governor shall
10 include a Code of Campaign Conduct that all qualified
11 organizations and United Funds shall subscribe to in writing,
12 sanctions for violations of the Code of Campaign Conduct,
13 provision for the handling of cash contributions, provision for
14 an Advisory Committee, provisions for the allocation of
15 expenses among the participating organizations, an
16 organizational plan and structure whereby responsibilities are
17 set forth for the appropriate State employees or State
18 annuitants and the participating organizations, and any other
19 matters that are necessary to accomplish the purposes of this
20 Act.

21 The Governor or the Governor's designee shall promulgate
22 rules to establish the composition and the duties of the
23 Advisory Committee. The Governor or the Governor's designee
24 shall make appointments to the Advisory Committee. The powers
25 of the Advisory Committee shall include, at a minimum, the
26 ability to impose the sanctions authorized by rule. Each State

1 agency and each retirement system shall file an annual report
2 that sets forth, for the prior calendar year, (i) the total
3 amount of money contributed to each qualified organization and
4 united fund through both payroll deductions and cash
5 contributions, (ii) the number of employees or State annuitants
6 who have contributed to each qualified organization and united
7 fund, and (iii) any other information required by the rules.
8 The report shall not include the names of any contributing or
9 non-contributing employees or State annuitants. The report
10 shall be filed with the Advisory Committee no later than March
11 15. The report shall be available for inspection.

12 Other constitutional officers, retirement systems, the
13 University of Illinois, Southern Illinois University at
14 Carbondale, Southern Illinois University at Edwardsville,
15 Chicago State University, Eastern Illinois University,
16 Governors State University, Illinois State University,
17 Northeastern Illinois University, Northern Illinois
18 University, and Western Illinois University shall be governed
19 by the rules promulgated pursuant to this Section, unless such
20 entities adopt their own rules governing solicitation of
21 contributions at the workplace.

22 All rules promulgated pursuant to this Section shall not
23 discriminate against one or more qualified organizations or
24 United Funds.

25 (Source: P.A. 90-799, eff. 6-1-99; 91-896, eff. 7-6-00.)

1 Section 20. The State Salary and Annuity Withholding Act is
2 amended by changing Section 2 as follows:

3 (5 ILCS 365/2) (from Ch. 127, par. 352)

4 Sec. 2. Definitions. As used in this Act, unless the
5 context otherwise requires:

6 "Office" means the State Comptroller, the Board of Trustees
7 of the State Universities Retirement System, or the Board of
8 Trustees of any of the following institutions: the University
9 of Illinois, Southern Illinois University at Carbondale,
10 Southern Illinois University at Edwardsville, Chicago State
11 University, Eastern Illinois University, Governors State
12 University, Illinois State University, Northeastern Illinois
13 University, Northern Illinois University, and Western Illinois
14 University.

15 "Department" means any department, board, commission,
16 institution, officer, court, or agency of State government,
17 other than the University of Illinois, Southern Illinois
18 University at Carbondale, Southern Illinois University at
19 Edwardsville, Chicago State University, Eastern Illinois
20 University, Governors State University, Illinois State
21 University, Northeastern Illinois University, Northern
22 Illinois University, and Western Illinois University,
23 receiving State appropriations and having the power to certify
24 payrolls to the Comptroller authorizing payments of salary or
25 wages from appropriations from any State fund or from trust

1 funds held by the State Treasurer; and the Board of Trustees of
2 the General Assembly Retirement System, the Board of Trustees
3 of the State Employees' Retirement System of Illinois, the
4 Board of Trustees of the Teachers' Retirement System of the
5 State of Illinois, and the Board of Trustees of the Judges
6 Retirement System of Illinois created respectively by Articles
7 2, 14, 16, and 18 of the Illinois Pension Code.

8 "Employee" means any regular officer or employee who
9 receives salary or wages for personal service rendered to the
10 State of Illinois and, for the purpose of deduction for the
11 purchase of United States Savings Bonds, includes any State
12 contractual employee.

13 "Annuitant" means a person receiving a retirement annuity
14 or disability benefits under Article 2, 14, 15, 16, or 18 of
15 the Illinois Pension Code.

16 "Annuity" means the retirement annuity or disability
17 benefits received by an annuitant.

18 (Source: P.A. 89-4, eff. 1-1-96; 90-14, eff. 7-1-97; 90-448,
19 eff. 8-16-97.)

20 Section 25. The State Employment Records Act is amended by
21 changing Section 10 as follows:

22 (5 ILCS 410/10)

23 Sec. 10. Definitions. As used in this Act:

24 (a) "Agency work force" means those persons employed by a

1 State agency who are part of the State work force.

2 (b) "Contractual services employee" means a person
3 employed by the State, or a State supported institution of
4 higher education, under a written contract and paid by a State
5 system CO-2 voucher (or its administrative equivalent) whose
6 daily duties and responsibilities are directly or indirectly
7 supervised or managed by a person paid by a payroll warrant (or
8 its administrative equivalent) funded by State funds or pass
9 through funds.

10 (c) "Agency" or "State agency" means those entities
11 included in the definition of "State agencies" in the Illinois
12 State Auditing Act.

13 (d) "Minority" means a person who is any of the following:

14 (1) American Indian or Alaska Native (a person having
15 origins in any of the original peoples of North and South
16 America, including Central America, and who maintains
17 tribal affiliation or community attachment).

18 (2) Asian (a person having origins in any of the
19 original peoples of the Far East, Southeast Asia, or the
20 Indian subcontinent, including, but not limited to,
21 Cambodia, China, India, Japan, Korea, Malaysia, Pakistan,
22 the Philippine Islands, Thailand, and Vietnam).

23 (3) Black or African American (a person having origins
24 in any of the black racial groups of Africa). Terms such as
25 "Haitian" or "Negro" can be used in addition to "Black or
26 African American".

1 (4) Hispanic or Latino (a person of Cuban, Mexican,
2 Puerto Rican, South or Central American, or other Spanish
3 culture or origin, regardless of race).

4 (5) Native Hawaiian or Other Pacific Islander (a person
5 having origins in any of the original peoples of Hawaii,
6 Guam, Samoa, or other Pacific Islands).

7 (e) "Professional employee" means a person employed to
8 perform employment duties requiring academic training,
9 evidenced by a graduate or advanced degree from an accredited
10 institution of higher education, and who, in the performance of
11 those employment duties, may only engage in active practice of
12 the academic training received when licensed or certified by
13 the State of Illinois.

14 (f) "State employee" means any person employed within the
15 State work force.

16 (g) "State work force" means all persons employed by the
17 State of Illinois as evidenced by:

18 (1) the total number of all payroll warrants (or their
19 administrative equivalent) issued by the Comptroller to
20 pay:

21 (i) persons subject to the Personnel Code; and

22 (ii) for the sole purpose of providing accurate
23 statistical information, all persons exempt from the
24 Personnel Code; and

25 (2) the total number of payroll warrants (or their
26 administrative equivalent) funded by State appropriation

1 which are issued by educational institutions governed by
2 the Board of Trustees of the University of Illinois, the
3 Board of Trustees of Southern Illinois University at
4 Carbondale, the Board of Trustees of Southern Illinois
5 University at Edwardsville, the Board of Trustees of
6 Chicago State University, the Board of Trustees of Eastern
7 Illinois University, the Board of Trustees of Governors
8 State University, the Board of Trustees of Illinois State
9 University, the Board of Trustees of Northeastern Illinois
10 University, the Board of Trustees of Northern Illinois
11 University, and the Board of Trustees of Western Illinois
12 University ~~the Board of Governors of State Colleges and~~
13 ~~Universities, and the Board of Regents; and~~

14 (3) the total number of contractual payroll system CO-2
15 vouchers (or their administrative equivalent) funded by
16 State revenues and issued by:

17 (i) the State Comptroller; and

18 (ii) the issuing agents of the educational
19 institutions listed in subdivision (2) of this
20 subsection (g).

21 "State work force" does not, however, include persons holding
22 elective State office.

23 (Source: P.A. 97-396, eff. 1-1-12.)

24 Section 30. The Illinois Governmental Ethics Act is amended
25 by changing Section 4A-101 as follows:

1 (5 ILCS 420/4A-101) (from Ch. 127, par. 604A-101)

2 Sec. 4A-101. Persons required to file. The following
3 persons shall file verified written statements of economic
4 interests, as provided in this Article:

5 (a) Members of the General Assembly and candidates for
6 nomination or election to the General Assembly.

7 (b) Persons holding an elected office in the Executive
8 Branch of this State, and candidates for nomination or
9 election to these offices.

10 (c) Members of a Commission or Board created by the
11 Illinois Constitution, and candidates for nomination or
12 election to such Commission or Board.

13 (d) Persons whose appointment to office is subject to
14 confirmation by the Senate and persons appointed by the
15 Governor to any other position on a board or commission
16 described in subsection (a) of Section 15 of the
17 Gubernatorial Boards and Commissions Act.

18 (e) Holders of, and candidates for nomination or
19 election to, the office of judge or associate judge of the
20 Circuit Court and the office of judge of the Appellate or
21 Supreme Court.

22 (f) Persons who are employed by any branch, agency,
23 authority or board of the government of this State,
24 including but not limited to, the Illinois State Toll
25 Highway Authority, the Illinois Housing Development

1 Authority, the Illinois Community College Board, and
2 institutions under the jurisdiction of the Board of
3 Trustees of the University of Illinois, Board of Trustees
4 of Southern Illinois University at Carbondale, Board of
5 Trustees of Southern Illinois University at Edwardsville,
6 Board of Trustees of Chicago State University, Board of
7 Trustees of Eastern Illinois University, Board of Trustees
8 of Governor's State University, Board of Trustees of
9 Illinois State University, Board of Trustees of
10 Northeastern Illinois University, Board of Trustees of
11 Northern Illinois University, Board of Trustees of Western
12 Illinois University, or Board of Trustees of the Illinois
13 Mathematics and Science Academy, and are compensated for
14 services as employees and not as independent contractors
15 and who:

16 (1) are, or function as, the head of a department,
17 commission, board, division, bureau, authority or
18 other administrative unit within the government of
19 this State, or who exercise similar authority within
20 the government of this State;

21 (2) have direct supervisory authority over, or
22 direct responsibility for the formulation,
23 negotiation, issuance or execution of contracts
24 entered into by the State in the amount of \$5,000 or
25 more;

26 (3) have authority for the issuance or

1 promulgation of rules and regulations within areas
2 under the authority of the State;

3 (4) have authority for the approval of
4 professional licenses;

5 (5) have responsibility with respect to the
6 financial inspection of regulated nongovernmental
7 entities;

8 (6) adjudicate, arbitrate, or decide any judicial
9 or administrative proceeding, or review the
10 adjudication, arbitration or decision of any judicial
11 or administrative proceeding within the authority of
12 the State;

13 (7) have supervisory responsibility for 20 or more
14 employees of the State;

15 (8) negotiate, assign, authorize, or grant naming
16 rights or sponsorship rights regarding any property or
17 asset of the State, whether real, personal, tangible,
18 or intangible; or

19 (9) have responsibility with respect to the
20 procurement of goods or services.

21 (g) Persons who are elected to office in a unit of
22 local government, and candidates for nomination or
23 election to that office, including regional
24 superintendents of school districts.

25 (h) Persons appointed to the governing board of a unit
26 of local government, or of a special district, and persons

1 appointed to a zoning board, or zoning board of appeals, or
2 to a regional, county, or municipal plan commission, or to
3 a board of review of any county, and persons appointed to
4 the Board of the Metropolitan Pier and Exposition Authority
5 and any Trustee appointed under Section 22 of the
6 Metropolitan Pier and Exposition Authority Act, and
7 persons appointed to a board or commission of a unit of
8 local government who have authority to authorize the
9 expenditure of public funds. This subsection does not apply
10 to members of boards or commissions who function in an
11 advisory capacity.

12 (i) Persons who are employed by a unit of local
13 government and are compensated for services as employees
14 and not as independent contractors and who:

15 (1) are, or function as, the head of a department,
16 division, bureau, authority or other administrative
17 unit within the unit of local government, or who
18 exercise similar authority within the unit of local
19 government;

20 (2) have direct supervisory authority over, or
21 direct responsibility for the formulation,
22 negotiation, issuance or execution of contracts
23 entered into by the unit of local government in the
24 amount of \$1,000 or greater;

25 (3) have authority to approve licenses and permits
26 by the unit of local government; this item does not

1 include employees who function in a ministerial
2 capacity;

3 (4) adjudicate, arbitrate, or decide any judicial
4 or administrative proceeding, or review the
5 adjudication, arbitration or decision of any judicial
6 or administrative proceeding within the authority of
7 the unit of local government;

8 (5) have authority to issue or promulgate rules and
9 regulations within areas under the authority of the
10 unit of local government; or

11 (6) have supervisory responsibility for 20 or more
12 employees of the unit of local government.

13 (j) Persons on the Board of Trustees of the Illinois
14 Mathematics and Science Academy.

15 (k) Persons employed by a school district in positions
16 that require that person to hold an administrative or a
17 chief school business official endorsement.

18 (l) Special government agents. A "special government
19 agent" is a person who is directed, retained, designated,
20 appointed, or employed, with or without compensation, by or
21 on behalf of a statewide executive branch constitutional
22 officer to make an ex parte communication under Section
23 5-50 of the State Officials and Employees Ethics Act or
24 Section 5-165 of the Illinois Administrative Procedure
25 Act.

26 (m) Members of the board of commissioners of any flood

1 prevention district created under the Flood Prevention
2 District Act or the Beardstown Regional Flood Prevention
3 District Act.

4 (n) Members of the board of any retirement system or
5 investment board established under the Illinois Pension
6 Code, if not required to file under any other provision of
7 this Section.

8 (o) Members of the board of any pension fund
9 established under the Illinois Pension Code, if not
10 required to file under any other provision of this Section.

11 (p) Members of the investment advisory panel created
12 under Section 20 of the Illinois Prepaid Tuition Act.

13 This Section shall not be construed to prevent any unit of
14 local government from enacting financial disclosure
15 requirements that mandate more information than required by
16 this Act.

17 (Source: P.A. 96-6, eff. 4-3-09; 96-543, eff. 8-17-09; 96-555,
18 eff. 8-18-09; 96-1000, eff. 7-2-10; 97-309, eff. 8-11-11;
19 97-754, eff. 7-6-12.)

20 Section 35. The State Comptroller Act is amended by
21 changing Sections 13, 13.1, and 21 as follows:

22 (15 ILCS 405/13) (from Ch. 15, par. 213)

23 Sec. 13. Payment of salaries of State employees - Schedule.
24 The comptroller shall prepare a schedule showing the dates on

1 which all employees of the State shall be paid. All employees
2 shall be paid at least semi-monthly, except that employees of
3 the University of Illinois, Chicago State University, Eastern
4 Illinois University, Governors State University, Illinois
5 State University, Northeastern Illinois University, Northern
6 Illinois University, Western Illinois University, ~~and~~ Southern
7 Illinois University at Carbondale, and Southern Illinois
8 University at Edwardsville who are not subject to the State
9 Universities Civil Service System shall be paid at least once
10 each month. No payment shall be made before the completion of
11 the period for which the compensation is being paid, except
12 that employees leaving the service of the State may be paid at
13 the termination of their period of employment.

14 Such schedule shall be prepared showing such dates of
15 payment so as to provide as far as is practical, an even flow
16 of work for issuance of warrants in payment of personal
17 services.

18 In making payments for a fractional part of a pay period,
19 that part of the regular compensation for the period shall be
20 paid represented by a fraction, the numerator being the number
21 of days worked and the denominator being the number of work
22 days in the period. However, in making payments for a
23 fractional part of a pay period for positions subject to the
24 jurisdiction of the Department of Central Management Services,
25 that part of the regular compensation shall be paid by
26 deducting an amount determined by multiplying the number of

1 work days without pay by the applicable daily rate as defined
2 within the Department of Central Management Services Pay Plan.

3 In employments of a teaching or professional nature in
4 connection with the educational, charitable, penal or
5 reformatory institutions, where the compensation of an
6 employee is based upon an annual salary, a teaching or
7 professional year may be substituted for a calendar year in
8 determining the pay schedule.

9 (Source: P.A. 89-4, eff. 1-1-96.)

10 (15 ILCS 405/13.1) (from Ch. 15, par. 213.1)

11 Sec. 13.1. Compliance with State Employment Records Act.
12 The Comptroller, for the purpose of facilitating an accurate
13 compilation of the entire State work force as defined and
14 required by the State Employment Records Act, shall report, on
15 a fiscal year basis, the total number of payroll warrants drawn
16 for the payment of salaries for State employees, including
17 contractual payroll system CO-2 vouchers (or their
18 administrative equivalent) or any other information necessary
19 to comply with that Act. The State Employment Records (SER)
20 report shall be maintained and kept on file as public
21 information within the Office of the Comptroller.

22 The total number of payroll warrants drawn by the Board of
23 Trustees of the University of Illinois, the Board of Trustees
24 of Southern Illinois University at Carbondale, the Board of
25 Trustees of Southern Illinois University at Edwardsville, the

1 Board of Trustees of Chicago State University, the Board of
2 Trustees of Eastern Illinois University, the Board of Trustees
3 of Governors State University, the Board of Trustees of
4 Illinois State University, the Board of Trustees of
5 Northeastern Illinois University, the Board of Trustees of
6 Northern Illinois University, the Board of Trustees of Western
7 Illinois University, ~~the Board of Governors of State Colleges~~
8 ~~and Universities, the Board of Regents~~ and all educational
9 institutions governed by those boards to be paid from funds
10 retained in their own treasuries shall be filed with the Office
11 of the Secretary of State by the respective boards and
12 educational institutions in the same manner.

13 Multiple payroll warrants issued to the same person shall
14 be noted with multiple warrants counted and reported as one
15 payroll warrant count for the purposes of the State Employment
16 Records Act. The total State remuneration to persons paid by
17 multiple payroll warrants or, if applicable, contractual
18 payroll system CO-2 vouchers, or both, shall be reported
19 separately by agency.

20 (Source: P.A. 87-1211.)

21 (15 ILCS 405/21) (from Ch. 15, par. 221)

22 Sec. 21. Rules and Regulations - Imprest accounts. The
23 Comptroller shall promulgate rules and regulations to
24 implement the exercise of his or her powers and performance of
25 his or her duties under this Act and to guide and assist State

1 agencies in complying with this Act. Any rule or regulation
2 specifically requiring the approval of the State Treasurer
3 under this Act for adoption by the Comptroller shall require
4 the approval of the State Treasurer for modification or repeal.

5 The Comptroller may provide in his or her rules and
6 regulations for periodic transfers, with the approval of the
7 State Treasurer, for use in accordance with the imprest system,
8 subject to the rules and regulations of the Comptroller as
9 respects vouchers, controls and reports, as follows:

10 (a) To the University of Illinois, Southern Illinois
11 University at Carbondale, Southern Illinois University at
12 Edwardsville, Chicago State University, Eastern Illinois
13 University, Governors State University, Illinois State
14 University, Northeastern Illinois University, Northern
15 Illinois University, Western Illinois University, and
16 State Community College of East St. Louis under the
17 jurisdiction of the Illinois Community College Board
18 (abolished under Section 2-12.1 of the Public Community
19 College Act), not to exceed \$200,000 for each campus.

20 (b) To the Department of Agriculture and the Department
21 of Commerce and Economic Opportunity for the operation and
22 closing of overseas offices, not to exceed \$500,000 for
23 each Department for each overseas office.

24 (c) To the Department of Agriculture for the purpose of
25 making change for activities at each State Fair, not to
26 exceed \$200,000, to be returned within 5 days of the

1 termination of such activity.

2 (d) To the Department of Agriculture to pay (i) State
3 Fair premiums and awards and State Fair entertainment
4 contracts at each State Fair, and (ii) ticket refunds for
5 cancelled events. The amount transferred from any fund
6 shall not exceed the appropriation for each specific
7 purpose. This authorization shall terminate each year
8 within 60 days of the close of each State Fair. The
9 Department shall be responsible for withholding State
10 income tax, where necessary, as required by Section 709 of
11 the Illinois Income Tax Act.

12 (e) To the State Treasurer to pay for securities'
13 safekeeping charges assessed by the Board of Governors of
14 the Federal Reserve System as a consequence of the
15 Treasurer's use of the government securities' book-entry
16 system. This account shall not exceed \$25,000.

17 (f) To the Illinois Mathematics and Science Academy,
18 not to exceed \$100,000.

19 (g) To the Department of Natural Resources to pay out
20 cash prizes associated with competitions held at the World
21 Shooting and Recreational Complex, to purchase awards
22 associated with competitions held at the World Shooting and
23 Recreational Complex, to pay State and national membership
24 dues associated with competitions held at the World
25 Shooting and Recreational Complex, and to pay State and
26 national membership target fees associated with

1 competitions held at the World Shooting and Recreational
2 Complex. The amount of funds advanced to the account
3 created by this subsection (g) must not exceed \$250,000 in
4 any fiscal year.

5 (Source: P.A. 96-785, eff. 8-28-09; 96-1118, eff. 7-20-10;
6 97-72, eff. 7-1-11; 97-333, eff. 8-12-11.)

7 Section 40. The Civil Administrative Code of Illinois is
8 amended by changing Section 5-525 as follows:

9 (20 ILCS 5/5-525) (was 20 ILCS 5/6.01)

10 Sec. 5-525. In the Department of Agriculture.

11 (a) (Blank).

12 (b) An Advisory Board of Livestock Commissioners to consist
13 of 25 persons. The Board shall consist of the administrator of
14 animal disease programs, the Dean of the College of
15 Agricultural, Consumer, and Environmental Sciences of the
16 University of Illinois, the Dean of the College of Veterinary
17 Medicine of the University of Illinois, and, commencing on
18 January 1, 1990, the Deans or Chairmen of the Colleges or
19 Departments of Agriculture of Illinois State University,
20 Southern Illinois University at Carbondale, and Western
21 Illinois University in that order who shall each serve for 1
22 year terms, provided that, commencing on January 1, 1993, such
23 terms shall be for 2 years in the same order, the Director of
24 Public Health, the Director of Natural Resources, the

1 Chairperson of the Agriculture and Conservation Committee of
2 the Senate, and the Chairperson of the Agriculture &
3 Conservation Committee of the House of Representatives, who
4 shall be ex-officio members of the Board, and 17 additional
5 persons, appointed by the Governor to serve at the Governor's
6 pleasure, who are interested in the well-being of domestic
7 animals and poultry and in the prevention, elimination, and
8 control of diseases affecting them. Of the 17 additional
9 persons, one shall be a representative of breeders of beef
10 cattle, one shall be a representative of breeders of dairy
11 cattle, one shall be a representative of breeders of dual
12 purpose cattle, one shall be a representative of breeders of
13 swine, one shall be a representative of poultry breeders, one
14 shall be a representative of sheep breeders, one shall be a
15 veterinarian licensed in this State, one shall be a
16 representative of general or diversified farming, one shall be
17 a representative of deer or elk breeders, one shall be a
18 representative of livestock auction markets, one shall be a
19 representative of cattle feeders, one shall be a representative
20 of pork producers, one shall be a representative of the State
21 licensed meat packers, one shall be a representative of canine
22 breeders, one shall be a representative of equine breeders, one
23 shall be a representative of the Illinois licensed renderers,
24 and one shall be a representative of livestock dealers. An
25 appointed member's office becomes vacant upon the member's
26 absence from 3 consecutive meetings. Appointments made by the

1 Governor after the effective date of this amendatory Act of the
2 96th General Assembly shall be for a term of 5 years. The
3 members of the Board shall receive no compensation but shall be
4 reimbursed for expenses necessarily incurred in the
5 performance of their duties. In the appointment of the Advisory
6 Board of Livestock Commissioners, the Governor shall consult
7 with representative persons and recognized organizations in
8 the respective fields concerning the appointments.

9 Rules and regulations of the Department of Agriculture
10 pertaining to the well-being of domestic animals and poultry
11 and the prevention, elimination, and control of diseases
12 affecting them shall be submitted to the Advisory Board of
13 Livestock Commissioners for approval at its duly called
14 meeting. The chairperson of the Board shall certify the
15 official minutes of the Board's action and shall file the
16 certified minutes with the Department of Agriculture within 30
17 days after the proposed rules and regulations are submitted and
18 before they are promulgated and made effective. In the event it
19 is deemed desirable, the Board may hold hearings upon the rules
20 and regulations or proposed revisions. The Board members shall
21 be familiar with the Acts relating to the well-being of
22 domestic animals and poultry and to the prevention,
23 elimination, and control of diseases affecting them. The
24 Department shall, upon the request of a Board member, advise
25 the Board concerning the administration of the respective Acts.

26 The Director of Agriculture or his or her representative

1 from the Department shall act as chairperson of the Board. The
2 Director shall call semiannual meetings of the Board and may
3 call other meetings of the Board from time to time or when
4 requested by 3 or more appointed members of the Board. A quorum
5 of appointed members must be present to convene an official
6 meeting. The chairperson and ex-officio members shall not be
7 included in a quorum call. Ex-officio members may be
8 represented by a duly authorized representative from their
9 department, division, college, or committee; however, that
10 representative may not exercise the voting privileges of the
11 ex-officio member. Appointed members shall not be represented
12 at a meeting by another person. Ex-officio members and
13 appointed members shall have the right to vote on all proposed
14 rules and regulations; voting that in effect would pertain to
15 approving rules and regulations shall be taken by an oral roll
16 call. No member shall vote by proxy. The chairman shall not
17 vote except in the case of a tie vote. Any ex-officio or
18 appointed member may ask for and shall receive an oral roll
19 call on any motion before the Board. The Department shall
20 provide a clerk to take minutes of the meetings and record
21 transactions of the Board. The Board, by oral roll call, may
22 require an official court reporter to record the minutes of the
23 meetings.

24 (Source: P.A. 96-1025, eff. 7-12-10.)

25 Section 45. The Personnel Code is amended by changing

1 Section 4c as follows:

2 (20 ILCS 415/4c) (from Ch. 127, par. 63b104c)

3 Sec. 4c. General exemptions. The following positions in
4 State service shall be exempt from jurisdictions A, B, and C,
5 unless the jurisdictions shall be extended as provided in this
6 Act:

7 (1) All officers elected by the people.

8 (2) All positions under the Lieutenant Governor,
9 Secretary of State, State Treasurer, State Comptroller,
10 State Board of Education, Clerk of the Supreme Court,
11 Attorney General, and State Board of Elections.

12 (3) Judges, and officers and employees of the courts,
13 and notaries public.

14 (4) All officers and employees of the Illinois General
15 Assembly, all employees of legislative commissions, all
16 officers and employees of the Illinois Legislative
17 Reference Bureau, the Legislative Research Unit, and the
18 Legislative Printing Unit.

19 (5) All positions in the Illinois National Guard and
20 Illinois State Guard, paid from federal funds or positions
21 in the State Military Service filled by enlistment and paid
22 from State funds.

23 (6) All employees of the Governor at the executive
24 mansion and on his immediate personal staff.

25 (7) Directors of Departments, the Adjutant General,

1 the Assistant Adjutant General, the Director of the
2 Illinois Emergency Management Agency, members of boards
3 and commissions, and all other positions appointed by the
4 Governor by and with the consent of the Senate.

5 (8) The presidents, other principal administrative
6 officers, and teaching, research and extension faculties
7 of Chicago State University, Eastern Illinois University,
8 Governors State University, Illinois State University,
9 Northeastern Illinois University, Northern Illinois
10 University, Western Illinois University, the Illinois
11 Community College Board, Southern Illinois University at
12 Carbondale, Southern Illinois University at Edwardsville,
13 the Illinois Board of Higher Education, the University of
14 Illinois, the State Universities Civil Service System,
15 University Retirement System of Illinois, and the
16 administrative officers and scientific and technical staff
17 of the Illinois State Museum.

18 (9) All other employees, except the presidents, other
19 principal administrative officers, and teaching, research
20 and extension faculties of the ~~universities under the~~
21 ~~jurisdiction of the Board of Regents and the colleges and~~
22 ~~universities under the jurisdiction of the Board of~~
23 ~~Governors of State Colleges and Universities,~~ Illinois
24 Community College Board, Southern Illinois University at
25 Carbondale, Southern Illinois University at Edwardsville,
26 the Illinois Board of Higher Education, Chicago State

1 University, Eastern Illinois University, Governors State
2 University, Illinois State University, Northeastern
3 Illinois University, Northern Illinois University, Western
4 Illinois University ~~Board of Governors of State Colleges~~
5 ~~and Universities, the Board of Regents, the~~ University of
6 Illinois, the State Universities Civil Service System, and
7 the University Retirement System of Illinois, so long as
8 these are subject to the provisions of the State
9 Universities Civil Service Act.

10 (10) The State Police so long as they are subject to
11 the merit provisions of the State Police Act.

12 (11) (Blank).

13 (12) The technical and engineering staffs of the
14 Department of Transportation, the Department of Nuclear
15 Safety, the Pollution Control Board, and the Illinois
16 Commerce Commission, and the technical and engineering
17 staff providing architectural and engineering services in
18 the Department of Central Management Services.

19 (13) All employees of the Illinois State Toll Highway
20 Authority.

21 (14) The Secretary of the Illinois Workers'
22 Compensation Commission.

23 (15) All persons who are appointed or employed by the
24 Director of Insurance under authority of Section 202 of the
25 Illinois Insurance Code to assist the Director of Insurance
26 in discharging his responsibilities relating to the

1 rehabilitation, liquidation, conservation, and dissolution
2 of companies that are subject to the jurisdiction of the
3 Illinois Insurance Code.

4 (16) All employees of the St. Louis Metropolitan Area
5 Airport Authority.

6 (17) All investment officers employed by the Illinois
7 State Board of Investment.

8 (18) Employees of the Illinois Young Adult
9 Conservation Corps program, administered by the Illinois
10 Department of Natural Resources, authorized grantee under
11 Title VIII of the Comprehensive Employment and Training Act
12 of 1973, 29 USC 993.

13 (19) Seasonal employees of the Department of
14 Agriculture for the operation of the Illinois State Fair
15 and the DuQuoin State Fair, no one person receiving more
16 than 29 days of such employment in any calendar year.

17 (20) All "temporary" employees hired under the
18 Department of Natural Resources' Illinois Conservation
19 Service, a youth employment program that hires young people
20 to work in State parks for a period of one year or less.

21 (21) All hearing officers of the Human Rights
22 Commission.

23 (22) All employees of the Illinois Mathematics and
24 Science Academy.

25 (23) All employees of the Kankakee River Valley Area
26 Airport Authority.

1 (24) The commissioners and employees of the Executive
2 Ethics Commission.

3 (25) The Executive Inspectors General, including
4 special Executive Inspectors General, and employees of
5 each Office of an Executive Inspector General.

6 (26) The commissioners and employees of the
7 Legislative Ethics Commission.

8 (27) The Legislative Inspector General, including
9 special Legislative Inspectors General, and employees of
10 the Office of the Legislative Inspector General.

11 (28) The Auditor General's Inspector General and
12 employees of the Office of the Auditor General's Inspector
13 General.

14 (29) All employees of the Illinois Power Agency.

15 (30) Employees having demonstrable, defined advanced
16 skills in accounting, financial reporting, or technical
17 expertise who are employed within executive branch
18 agencies and whose duties are directly related to the
19 submission to the Office of the Comptroller of financial
20 information for the publication of the Comprehensive
21 Annual Financial Report (CAFR).

22 (31) All employees of the Illinois Sentencing Policy
23 Advisory Council.

24 (Source: P.A. 97-618, eff. 10-26-11; 97-1055, eff. 8-23-12;
25 98-65, eff. 7-15-13.)

1 Section 50. The Forms Notice Act is amended by changing
2 Section 4 as follows:

3 (20 ILCS 435/4) (from Ch. 127, par. 1404)

4 Sec. 4. Definition; State agency.

5 As used in this Act the term "state agency" means and
6 includes all boards, commissions, agencies, institutions,
7 authorities, bodies politic and corporate of the State created
8 by or pursuant to the constitution or statute, of the executive
9 branch of State government; However, such term does not include
10 colleges, universities and institutions under the jurisdiction
11 of the Board of Trustees of the University of Illinois, the
12 Board of Trustees of Southern Illinois University at
13 Carbondale, the Board of Trustees of Southern Illinois
14 University at Edwardsville, the Board of Trustees of Chicago
15 State University, the Board of Trustees of Eastern Illinois
16 University, the Board of Trustees of Governors State
17 University, the Board of Trustees of Illinois State University,
18 the Board of Trustees of Northeastern Illinois University, the
19 Board of Trustees of Northern Illinois University, the Board of
20 Trustees of Western Illinois University, the Board of Higher
21 Education, or the Illinois Community College Board.

22 (Source: P.A. 89-4, eff. 1-1-96; 90-156, eff. 7-23-97; 90-372,
23 eff. 7-1-98.)

24 Section 55. The Department of Commerce and Community

1 Affairs Law of the Civil Administrative Code of Illinois is
2 amended by changing Section 605-355 as follows:

3 (20 ILCS 605/605-355) (was 20 ILCS 605/46.19a in part)

4 Sec. 605-355. Grants for research and development in high
5 technology and service sectors.

6 (a) The Department is authorized to establish a program of
7 grants to universities, community colleges, research
8 institutions, research consortiums, other not-for-profit
9 entities, and Illinois businesses for the purpose of fostering
10 research and development in the high technology and the service
11 sector leading to the development of new products and services
12 that can be marketed by Illinois businesses. All grant awards
13 shall include a contract that may provide for payment of
14 negotiated royalties to the Department if the product or
15 service to be developed by the grantee is subsequently licensed
16 for production.

17 (b) Grants may be awarded to universities and research
18 institutions to assist them in making their faculties and
19 facilities available to Illinois businesses. The grants may be
20 used by a university or research institution for purposes
21 including but not limited to the following: (i) to establish or
22 enhance computerized cataloging of all research labs and
23 university staff and make those catalogues available to
24 Illinois businesses; (ii) to market products developed by the
25 university to Illinois businesses; (iii) to review

1 publications in order to identify, catalog, and inform Illinois
2 businesses of new practices in areas such as robotics and
3 biotechnology; (iv) to build an on-line, information and
4 technology system that relies on other computerized networks in
5 the United States; and (v) to assist in securing temporary
6 replacement for faculty who are granted a leave of absence from
7 their teaching duties for the purpose of working full-time for
8 an Illinois business to assist that business with technology
9 transfer.

10 (c) Grants may be awarded to universities and research
11 institutions, research consortiums, and other not-for-profit
12 entities for the purpose of identifying and supporting Illinois
13 businesses engaged in high technology and service sector
14 enterprises. The Illinois businesses identified and funded
15 shall include recipients of Small Business Innovation Research
16 Program funds under subsections (e) through (k) of Section 9 of
17 the Small Business Act (15 U.S.C. 638, subsections (e) through
18 (k)). Entities receiving grants under this subsection (c) shall
19 be known as commercialization centers and shall engage in one
20 or more of the following activities:

21 (1) Directing research assistance for new venture
22 creations.

23 (2) General feasibility studies of new venture ideas.

24 (3) Furthering the technical and intellectual skills
25 of the managers and owners of Illinois small businesses.

26 (4) Commercialization of technology and research.

1 (5) Development of prototypes and testing new
2 products.

3 (6) Identifying and assisting in securing financing.

4 (7) Marketing assistance.

5 (8) Assisting Illinois inventors in finding Illinois
6 manufacturers to produce and market their inventions.

7 A commercialization center may charge a nominal fee or
8 accept royalty agreements for conducting feasibility studies
9 and other services.

10 (d) Grants may be awarded by the Department to Illinois
11 businesses to fund research and consultation arrangements
12 between businesses and universities, community colleges,
13 research institutions, research consortiums, and other
14 not-for-profit entities within this State.

15 The Department shall give priority to Illinois small
16 businesses in awarding grants. Each grant awarded under this
17 subsection (d) shall provide funding for up to 50% of the cost
18 of the research or consultation arrangements, not to exceed
19 \$100,000; provided that the grant recipient utilizes Illinois
20 not for profit research and academic institutions to perform
21 the research and development function for which grant funds
22 were requested.

23 (e) Grants may be awarded to research consortiums and other
24 qualified applicants, in conjunction with private sector or
25 federal funding, for other creative systems that bridge
26 university resources and business, technological, production,

1 and development concerns.

2 (f) For the purposes of this Section:

3 "High technology" means any area of research or development
4 designed to foster greater knowledge or understanding in fields
5 such as computer science, electronics, physics, chemistry, or
6 biology for the purpose of producing designing, developing, or
7 improving prototypes and new processes.

8 "Illinois business" means a "small business concern" as
9 defined in 15 U.S.C. 632 that conducts its business primarily
10 in Illinois.

11 "Illinois research institutions" refers to not-for-profit
12 entities, which include federally funded research
13 laboratories, that conduct research and development activities
14 for the purpose of producing, designing, developing, or
15 improving prototypes and new processes.

16 "Other not-for-profit entities" means nonprofit
17 organizations based in Illinois that are primarily devoted to
18 new enterprise or product development.

19 "Private sector" has the meaning ascribed to it in 29
20 U.S.C. 1503.

21 "University" means either a degree granting institution
22 located in Illinois as defined in Section 2 of the Academic
23 Degree Act, or a State-supported institution of higher learning
24 administered by the Board of Trustees of the University of
25 Illinois, the Board of Trustees of Southern Illinois University
26 at Carbondale, the Board of Trustees of Southern Illinois

1 University at Edwardsville, the Board of Trustees of Chicago
2 State University, the Board of Trustees of Eastern Illinois
3 University, the Board of Trustees of Governors State
4 University, the Board of Trustees of Illinois State University,
5 the Board of Trustees of Northeastern Illinois University, the
6 Board of Trustees of Northern Illinois University, the Board of
7 Trustees of Western Illinois University, or the Illinois
8 Community College Board.

9 "Venture" means any Illinois business engaged in research
10 and development to create new products or services with high
11 growth potential.

12 (g) The Department may establish a program of grant
13 assistance on a matching basis to universities, community
14 colleges, small business development centers, community action
15 agencies and other not-for-profit economic development
16 agencies to encourage new enterprise development and new
17 business formation and to encourage enterprises in this State.
18 The Department may provide grants, which shall be exempt from
19 the provisions of Section 35-360, to universities, community
20 colleges, small business development centers, community action
21 agencies, and other not-for-profit economic development
22 entities for the purpose of making loans to small businesses.
23 All grant applications shall contain information as required by
24 the Department, including the following: a program operation
25 plan; a certification and assurance that the small business
26 applicants have received business development training or

1 education, have a business and finance plan, and have
2 experience in the proposed business area; and a description of
3 the support services that the grant recipient will provide to
4 the small business. No more than 10% of the grant may be used
5 by the grant recipient for administrative costs associated with
6 the grant. Grant recipients may use grant funds under this
7 program to make loans on terms and conditions favorable to the
8 small business and shall give priority to those businesses
9 located in high poverty areas, enterprise zones, or both.

10 (Source: P.A. 90-454, eff. 8-16-97; 91-239, eff. 1-1-00.)

11 Section 60. The Capital Development Board Act is amended by
12 changing Section 12 as follows:

13 (20 ILCS 3105/12) (from Ch. 127, par. 782)

14 Sec. 12. Nothing in this Act shall be construed to include
15 the power to abrogate those powers vested in the boards of the
16 local public community college districts and the Illinois
17 Community College Board by the Public Community College Act,
18 the Board of Trustees of the University of Illinois, the Board
19 of Trustees of Southern Illinois University at Carbondale, the
20 Board of Trustees of Southern Illinois University at
21 Edwardsville, the Board of Trustees of Chicago State
22 University, the Board of Trustees of Eastern Illinois
23 University, the Board of Trustees of Governors State
24 University, the Board of Trustees of Illinois State University,

1 the Board of Trustees of Northeastern Illinois University, the
2 Board of Trustees of Northern Illinois University, and the
3 Board of Trustees of Western Illinois University, hereinafter
4 referred to as Governing Boards. In the exercise of the powers
5 conferred by law upon the Board and in the exercise of the
6 powers vested in such Governing Boards, it is hereby provided
7 that (i) the Board and any such Governing Board may contract
8 with each other and other parties as to the design and
9 construction of any project to be constructed for or upon the
10 property of such Governing Board or any institution under its
11 jurisdiction; (ii) in connection with any such project,
12 compliance with the provisions of the Illinois Purchasing Act
13 by either the Board or such Governing Board shall be deemed to
14 be compliance by the other; (iii) funds appropriated to any
15 such Governing Board may be expended for any project
16 constructed by the Board for such Governing Board; (iv) in
17 connection with any such project the architects and engineers
18 retained for the project and the plans and specifications for
19 the project must be approved by both the Governing Board and
20 the Board before undertaking either design or construction of
21 the project, as the case may be.

22 (Source: P.A. 89-4, eff. 1-1-96.)

23 Section 65. The Building Authority Act is amended by
24 changing Sections 3, 4, 5, and 9 as follows:

1 (20 ILCS 3110/3) (from Ch. 127, par. 213.3)

2 Sec. 3. Duties. The Authority shall make thorough and
3 continuous studies and investigations of the following
4 building needs of the State of Illinois as they may from time
5 to time develop:

6 (a) Office structures, recreational facilities, fixed
7 equipment of any kind, electric, gas, steam, water and sewer
8 utilities, motor parking facilities, hospitals, penitentiaries
9 and facilities of every kind and character, other than movable
10 equipment, considered by the Authority necessary or convenient
11 for the efficient operation of any unit which is used by any
12 officer, department, board, commission or other agency of the
13 State.

14 (b) Buildings and other facilities intended for use as
15 classrooms, laboratories, libraries, student residence halls,
16 instructional and administrative facilities for students,
17 faculty, officers, and employees, and motor vehicle parking
18 facilities and fixed equipment for any institution or unit
19 under the control of the Board of Trustees of the University of
20 Illinois, the Board of Trustees of Southern Illinois University
21 at Carbondale, the Board of Trustees of Southern Illinois
22 University at Edwardsville, the Board of Trustees of Chicago
23 State University, the Board of Trustees of Eastern Illinois
24 University, the Board of Trustees of Governors State
25 University, the Board of Trustees of Illinois State University,
26 the Board of Trustees of Northeastern Illinois University, the

1 Board of Trustees of Northern Illinois University, the Board of
2 Trustees of Western Illinois University, the School Building
3 Commission or any public community college district board.

4 (c) School sites, buildings and fixed equipment to meet the
5 needs of school districts unable to provide such facilities
6 because of lack of funds and constitutional bond limitations,
7 whenever any General Assembly has declared the acquisition of
8 sites, construction of buildings and installation of fixed
9 equipment for such school districts to be in the public
10 interest, and allocations of said declarations shall be made as
11 provided in Section 5 of this Act.

12 Whenever the General Assembly declares by law that it is in
13 the public interest for the Authority to acquire any real
14 estate, construct, complete and remodel buildings, and install
15 fixed equipment in buildings and other facilities for public
16 community college districts, the amount of any declaration to
17 be allocated to any public community college district shall be
18 determined by the Illinois Community College Board, unless
19 otherwise provided by law.

20 (Source: P.A. 94-1105, eff. 6-1-07.)

21 (20 ILCS 3110/4) (from Ch. 127, par. 213.4)

22 Sec. 4. Any department, board, commission, agency or
23 officer of this State or the Board of Trustees of the
24 University of Illinois, the Board of Trustees of Southern
25 Illinois University at Carbondale, the Board of Trustees of

1 Southern Illinois University at Edwardsville, the Board of
2 Trustees of Chicago State University, the Board of Trustees of
3 Eastern Illinois University, the Board of Trustees of Governors
4 State University, the Board of Trustees of Illinois State
5 University, the Board of Trustees of Northeastern Illinois
6 University, the Board of Trustees of Northern Illinois
7 University, the Board of Trustees of Western Illinois
8 University, or any public community college district board may
9 transfer jurisdiction of or title to any property under its or
10 his control to the Authority when such transfer is approved in
11 writing by the Governor as being advantageous to the State.

12 (Source: P.A. 94-1105, eff. 6-1-07.)

13 (20 ILCS 3110/5) (from Ch. 127, par. 213.5)

14 Sec. 5. Powers. To accomplish projects of the kind listed
15 in Section 3 above, the Authority shall possess the following
16 powers:

17 (a) Acquire by purchase or otherwise (including the power
18 of condemnation in the manner provided for the exercise of the
19 right of eminent domain under the Eminent Domain Act),
20 construct, complete, remodel and install fixed equipment in any
21 and all buildings and other facilities as the General Assembly
22 by law declares to be in the public interest.

23 Whenever the General Assembly has by law declared it to be
24 in the public interest for the Authority to acquire any real
25 estate, construct, complete, remodel and install fixed

1 equipment in buildings and other facilities for public
2 community college districts, the Director of the Department of
3 Central Management Services shall, when requested by any such
4 public community college district board, enter into a lease by
5 and on behalf of and for the use of such public community
6 college district board to the extent appropriations have been
7 made by the General Assembly to pay the rents under the terms
8 of such lease.

9 In the course of such activities, acquire property of any
10 and every kind and description, whether real, personal or
11 mixed, by gift, purchase or otherwise. It may also acquire real
12 estate of the State of Illinois controlled by any officer,
13 department, board, commission, or other agency of the State, or
14 the Board of Trustees of the University of Illinois, the Board
15 of Trustees of Southern Illinois University at Carbondale, the
16 Board of Trustees of Southern Illinois University at
17 Edwardsville, the Board of Trustees of Chicago State
18 University, the Board of Trustees of Eastern Illinois
19 University, the Board of Trustees of Governors State
20 University, the Board of Trustees of Illinois State University,
21 the Board of Trustees of Northeastern Illinois University, the
22 Board of Trustees of Northern Illinois University, the Board of
23 Trustees of Western Illinois University, or any public
24 community college district board, the jurisdiction of which is
25 transferred by such officer, department, board, commission, or
26 other agency or the Board of Trustees of Southern Illinois

1 University at Carbondale, the Board of Trustees of Southern
2 Illinois University at Edwardsville, the Board of Trustees of
3 Chicago State University, the Board of Trustees of Eastern
4 Illinois University, the Board of Trustees of Governors State
5 University, the Board of Trustees of Illinois State University,
6 the Board of Trustees of Northeastern Illinois University, the
7 Board of Trustees of Northern Illinois University, the Board of
8 Trustees of Western Illinois University, or any public
9 community college district board to the Authority. The Board of
10 Trustees of the University of Illinois, the Board of Trustees
11 of Southern Illinois University at Carbondale, the Board of
12 Trustees of Southern Illinois University at Edwardsville, the
13 Board of Trustees of Chicago State University, the Board of
14 Trustees of Eastern Illinois University, the Board of Trustees
15 of Governors State University, the Board of Trustees of
16 Illinois State University, the Board of Trustees of
17 Northeastern Illinois University, the Board of Trustees of
18 Northern Illinois University, the Board of Trustees of Western
19 Illinois University, and any public community college district
20 board, respectively, shall prepare plans and specifications
21 for and have supervision over any project to be undertaken by
22 the Authority for their use. Before any other particular
23 construction is undertaken, plans and specifications shall be
24 approved by the lessee provided for under (b) below, except as
25 indicated above.

26 (b) Execute leases of facilities and sites to, and charge

1 for the use of any such facilities and sites by, any officer,
2 department, board, commission or other agency of the State of
3 Illinois, or the Director of the Department of Central
4 Management Services when the Director is requested to, by and
5 on behalf of, or for the use of, any officer, department,
6 board, commission or other agency of the State of Illinois, or
7 by the Board of Trustees of the University of Illinois, the
8 Board of Trustees of Southern Illinois University at
9 Carbondale, the Board of Trustees of Southern Illinois
10 University at Edwardsville, the Board of Trustees of Chicago
11 State University, the Board of Trustees of Eastern Illinois
12 University, the Board of Trustees of Governors State
13 University, the Board of Trustees of Illinois State University,
14 the Board of Trustees of Northeastern Illinois University, the
15 Board of Trustees of Northern Illinois University, the Board of
16 Trustees of Western Illinois University, or any public
17 community college district board. Such leases may be entered
18 into contemporaneously with any financing to be done by the
19 Authority and payments under the terms of the lease shall begin
20 at any time after execution of any such lease.

21 (c) In the event of non-payment of rents reserved in such
22 leases, maintain and operate such facilities and sites or
23 execute leases thereof to others for any suitable purposes.
24 Such leases to the officers, departments, boards, commissions,
25 other agencies, the respective Boards of Trustees, or any
26 public community college district board shall contain the

1 provision that rents under such leases shall be payable solely
2 from appropriations to be made by the General Assembly for the
3 payment of such rent and any revenues derived from the
4 operation of the leased premises.

5 (d) Borrow money and issue and sell bonds in such amount or
6 amounts as the Authority may determine for the purpose of
7 acquiring, constructing, completing or remodeling, or putting
8 fixed equipment in any such facility; refund and refinance the
9 same from time to time as often as advantageous and in the
10 public interest to do so; and pledge any and all income of such
11 Authority, and any revenues derived from such facilities, or
12 any combination thereof, to secure the payment of such bonds
13 and to redeem such bonds. All such bonds are subject to the
14 provisions of Section 6 of this Act.

15 In addition to the permanent financing authorized by
16 Sections 5 and 6 of this Act, the Illinois Building Authority
17 may borrow money and issue interim notes in evidence thereof
18 for any of the projects, or to perform any of the duties
19 authorized under this Act, and in addition may borrow money and
20 issue interim notes for planning, architectural and
21 engineering, acquisition of land, and purchase of fixed
22 equipment as follows:

23 1. Whenever the Authority considers it advisable and in
24 the interests of the Authority to borrow funds temporarily
25 for any of the purposes enumerated in this Section, the
26 Authority may from time to time, and pursuant to

1 appropriate resolution, issue interim notes to evidence
2 such borrowings including funds for the payment of interest
3 on such borrowings and funds for all necessary and
4 incidental expenses in connection with any of the purposes
5 provided for by this Section and this Act until the date of
6 the permanent financing. Any resolution authorizing the
7 issuance of such notes shall describe the project to be
8 undertaken and shall specify the principal amount, rate of
9 interest (not exceeding the maximum rate authorized by the
10 Bond Authorization Act, as amended at the time of the
11 making of the contract,) and maturity date, but not to
12 exceed 5 years from date of issue, and such other terms as
13 may be specified in such resolution; however, time of
14 payment of any such notes may be extended for a period of
15 not exceeding 3 years from the maturity date thereof.

16 The Authority may provide for the registration of the
17 notes in the name of the owner either as to principal
18 alone, or as to both principal and interest, on such terms
19 and conditions as the Authority may determine by the
20 resolution authorizing their issue. The notes shall be
21 issued from time to time by the Authority as funds are
22 borrowed, in the manner the Authority may determine.
23 Interest on the notes may be made payable semiannually,
24 annually or at maturity. The notes may be made redeemable,
25 prior to maturity, at the option of the Authority, in the
26 manner and upon the terms fixed by the resolution

1 authorizing their issuance. The notes may be executed in
2 the name of the Authority by the Chairman of the Authority
3 or by any other officer or officers of the Authority as the
4 Authority by resolution may direct, shall be attested by
5 the Secretary or such other officer or officers of the
6 Authority as the Authority may by resolution direct, and be
7 sealed with the Authority's corporate seal. All such notes
8 and the interest thereon may be secured by a pledge of any
9 income and revenue derived by the Authority from the
10 project to be undertaken with the proceeds of the notes and
11 shall be payable solely from such income and revenue and
12 from the proceeds to be derived from the sale of any
13 revenue bonds for permanent financing authorized to be
14 issued under Sections 5 and 6 of this Act, and from the
15 property acquired with the proceeds of the notes.

16 Contemporaneously with the issue of revenue bonds as
17 provided by this Act, all interim notes, even though they
18 may not then have matured, shall be paid, both principal
19 and interest to date of payment, from the funds derived
20 from the sale of revenue bonds for the permanent financing
21 and such interim notes shall be surrendered and canceled.

22 2. The Authority, in order further to secure the
23 payment of the interim notes, is, in addition to the
24 foregoing, authorized and empowered to make any other or
25 additional covenants, terms and conditions not
26 inconsistent with the provisions of subparagraph (a) of

1 this Section, and do any and all acts and things as may be
2 necessary or convenient or desirable in order to secure
3 payment of its interim notes, or in the discretion of the
4 Authority, as will tend to make the interim notes more
5 acceptable to lenders, notwithstanding that the covenants,
6 acts or things may not be enumerated herein; however,
7 nothing contained in this subparagraph shall authorize the
8 Authority to secure the payment of the interim notes out of
9 property or facilities, other than the facilities acquired
10 with the proceeds of the interim notes, and any net income
11 and revenue derived from the facilities and the proceeds of
12 revenue bonds as hereinabove provided.

13 (e) Convey property, without charge, to the State or to the
14 appropriate corporate agency of the State or to any public
15 community college district board if and when all debts which
16 have been secured by the income from such property have been
17 paid.

18 (f) Enter into contracts regarding any matter connected
19 with any corporate purpose within the objects and purposes of
20 this Act.

21 (g) Employ agents and employees necessary to carry out the
22 duties and purposes of the Authority.

23 (h) Adopt all necessary by-laws, rules and regulations for
24 the conduct of the business and affairs of the Authority, and
25 for the management and use of facilities and sites acquired
26 under the powers granted by this Act.

1 (i) Have and use a common seal and alter the same at
2 pleasure.

3 The Interim notes shall constitute State debt of the State
4 of Illinois within the meaning of any of the provisions of the
5 Constitution and statutes of the State of Illinois.

6 No member, officer, agent or employee of the Authority, nor
7 any other person who executes interim notes, shall be liable
8 personally by reason of the issuance thereof.

9 With respect to instruments for the payment of money issued
10 under this Section either before, on, or after the effective
11 date of this amendatory Act of 1989, it is and always has been
12 the intention of the General Assembly (i) that the Omnibus Bond
13 Acts are and always have been supplementary grants of power to
14 issue instruments in accordance with the Omnibus Bond Acts,
15 regardless of any provision of this Act that may appear to be
16 or to have been more restrictive than those Acts, (ii) that the
17 provisions of this Section are not a limitation on the
18 supplementary authority granted by the Omnibus Bond Acts, and
19 (iii) that instruments issued under this Section within the
20 supplementary authority granted by the Omnibus Bond Acts are
21 not invalid because of any provision of this Act that may
22 appear to be or to have been more restrictive than those Acts.

23 (Source: P.A. 94-1055, eff. 1-1-07; 94-1105, eff. 6-1-07;
24 95-876, eff. 8-21-08.)

1 Sec. 9. Limitation on disbursements. The Authority shall
2 keep account of the gross total income derived from each
3 separate project or any combination thereof undertaken
4 pursuant to this Act. Disbursements from a given account in The
5 Public Building Fund shall be ordered by the Authority only for
6 the payment of (1) the principal of and interest on the bonds
7 issued for each project, or combination thereof, and (2) any
8 other purposes set forth in the resolution authorizing the
9 issuance of such bonds.

10 An accurate record shall be kept of the rental payments
11 under each lease entered into by the Authority and any officer,
12 department, board, commission or other agency of the State of
13 Illinois, the Director of the Department of Central Management
14 Services, the Board of Trustees of the University of Illinois,
15 the Board of Trustees of Southern Illinois University at
16 Carbondale, the Board of Trustees of Southern Illinois
17 University at Edwardsville, the Board of Trustees of Chicago
18 State University, the Board of Trustees of Eastern Illinois
19 University, the Board of Trustees of Governors State
20 University, the Board of Trustees of Illinois State University,
21 the Board of Trustees of Northeastern Illinois University, the
22 Board of Trustees of Northern Illinois University, the Board of
23 Trustees of Western Illinois University, or any public
24 community college district board, and when the rentals
25 applicable to each project or facility, or any combination
26 thereof, constructed, completed, remodeled, maintained and

1 equipped, have been paid in (1) amounts sufficient to amortize
2 and pay the principal of and interest upon the total principal
3 amount of bonds of the Authority issued to pay the cost of each
4 project or facility, including maintenance and operation
5 expenses and that proportion of the administrative expense of
6 the Authority as provided for by each lease, or (2) amounts
7 which when invested in direct obligations of the United States
8 of America are, together with earnings thereon, sufficient to
9 amortize and pay the principal of and interest upon the total
10 principal amount of bonds of the Authority issued to pay the
11 cost of each project or facility, including maintenance and
12 operation expenses and that proportion of the administrative
13 expense of the Authority as provided for by each lease, the
14 property shall be conveyed without charge to the lessee.

15 (Source: P.A. 94-1105, eff. 6-1-07.)

16 Section 70. The State Finance Act is amended by changing
17 Sections 6a-1, 6a-2, 6a-3, 10, 12-1, 13.2, and 13.5 and by
18 adding Section 6a-1h as follows:

19 (30 ILCS 105/6a-1) (from Ch. 127, par. 142a1)

20 Sec. 6a-1. Southern Illinois University at Carbondale;
21 retention of income.

22 (1) ~~Beginning on the effective date of this amendatory Act~~
23 ~~of 1996,~~ The following items of income received by ~~the~~ Southern
24 Illinois University at Carbondale for general operational and

1 educational purposes shall be retained by the University in its
2 own treasury and credited to an account known as the University
3 Income Fund that it shall establish in its treasury for
4 purposes of this paragraph: (a) tuition and laboratory fees not
5 pledged to discharge obligations arising out of the issuance of
6 revenue bonds, library fees, and all interest which may be
7 earned thereon; and (b) excess income from auxiliary
8 enterprises and activities as provided in paragraph (2) of this
9 Section, and all other income arising out of any activity or
10 purpose not specified in paragraph (2) of this Section or in
11 Sections 6a-2 or 6a-3 upon receipt of the same without any
12 deduction whatever. Such items of income shall be deposited
13 into a college or university bank account within the time
14 period established for like amounts in Section 2 of the State
15 Officers and Employees Money Disposition Act. Within 10 days
16 after the effective date of this amendatory Act of 1996, all
17 moneys then remaining in the Southern Illinois University
18 Income Fund heretofore established as a special fund in the
19 State Treasury that were covered and paid into that fund by the
20 University shall be repaid to the University upon the warrant
21 of the State Comptroller, directed to the State Treasurer as an
22 order to pay the sum required to be repaid under this paragraph
23 and shown as due on the warrant. The University shall deposit
24 the amount so repaid to it in a college or university bank
25 account within the time period established for like amounts in
26 Section 2 of the State Officers and Employees Money Disposition

1 Act, to be credited to the University Income Fund established
2 by the University in its own treasury for purposes of this
3 paragraph. All moneys from time to time held in the University
4 Income Fund in the treasury of the University shall be used by
5 the University, pursuant to the order and direction of the
6 Board of Trustees of the University, for the support and
7 improvement of the University, except for amounts disbursed
8 from that University Income Fund for refunds to students for
9 whom duplicate payment has been made and to students who have
10 withdrawn after registration and who are entitled to such
11 refunds.

12 (2) The following items of income shall be retained by the
13 University in its own treasury: endowment funds, gifts, trust
14 funds, and Federal aid; funds received in connection with
15 contracts with governmental, public, or private agencies or
16 persons, for research or services including funds which are
17 paid as reimbursement to the University; funds received in
18 connection with reserves authorized by Section 8a of the
19 Southern Illinois University Management Act; funds received in
20 connection with its operation of medical research and high
21 technology parks and with the retention, receipt, assignment,
22 license, sale or transfer of interests in, rights to, or income
23 from discoveries, inventions, patents, or copyrightable works;
24 funds retained by the University under the authority of
25 Sections 6a-2 and 6a-3; and funds received from the operation
26 of student or staff residence facilities, student and staff

1 medical and health programs, Union buildings, bookstores,
2 farms, stores, and other auxiliary enterprises or activities
3 which are self-supporting in whole or in part. Any income
4 derived from such auxiliary enterprises or activities which is
5 not necessary to their support, maintenance, or development
6 shall not, however, be applied to any general operational or
7 educational purposes but shall be retained by the University in
8 its own treasury and credited to the University Income Fund
9 that it shall establish in its treasury as provided in
10 paragraph (1) of this Section.

11 Whenever such funds retained by the University in its own
12 treasury are deposited with a bank or savings and loan
13 association and the amount of the deposit exceeds the amount of
14 federal deposit insurance coverage, a bond or pledged
15 securities shall be obtained. Only the types of securities
16 which the State Treasurer may, in his discretion, accept for
17 amounts not insured by the Federal Deposit Insurance
18 Corporation or the Federal Savings and Loan Insurance
19 Corporation under Section 11 of the Deposit of State Moneys
20 Act, may be accepted as pledged securities. The market value of
21 the bond or pledged securities shall at all times be equal to
22 or greater than the uninsured portion of the deposit.

23 The Auditor General shall audit or cause to be audited the
24 above items of income and all other income and expenditures of
25 such institution.

26 (Source: P.A. 89-602, eff. 8-2-96.)

1 (30 ILCS 105/6a-1h new)

2 Sec. 6a-1h. Southern Illinois University at Edwardsville;
3 retention of income.

4 (a) The following items of income received by Southern
5 Illinois University at Edwardsville for general operational
6 and educational purposes shall be retained by the University in
7 its own treasury and credited to an account known as the
8 University Income Fund that it shall establish in its treasury
9 for purposes of this subsection (a): (1) tuition and laboratory
10 fees not pledged to discharge obligations arising out of the
11 issuance of revenue bonds, library fees, and all interest that
12 may be earned thereon; and (2) excess income from auxiliary
13 enterprises and activities as provided in subsection (b) of
14 this Section and all other income arising out of any activity
15 or purpose not specified in subsection (b) of this Section or
16 in Sections 6a-2 or 6a-3 upon receipt of the same without any
17 deduction whatever. Such items of income shall be deposited
18 into a college or university bank account within the time
19 period established for like amounts in Section 2 of the State
20 Officers and Employees Money Disposition Act. All moneys from
21 time to time held in the University Income Fund in the treasury
22 of the University shall be used by the University, pursuant to
23 the order and direction of the Board of Trustees of the
24 University, for the support and improvement of the University,
25 except for amounts disbursed from that University Income Fund

1 for refunds to students for whom duplicate payment has been
2 made and to students who have withdrawn after registration and
3 who are entitled to such refunds.

4 (b) The following items of income shall be retained by the
5 University in its own treasury: endowment funds, gifts, trust
6 funds, and Federal aid; funds received in connection with
7 contracts with governmental, public, or private agencies or
8 persons for research or services, including funds that are paid
9 as reimbursement to the University; funds received in
10 connection with reserves authorized by Section 8a of the
11 Southern Illinois University Management Act; funds received in
12 connection with its operation of medical research and high
13 technology parks and with the retention, receipt, assignment,
14 license, sale, or transfer of interests in, rights to, or
15 income from discoveries, inventions, patents, or copyrightable
16 works; funds retained by the University under the authority of
17 Sections 6a-2 and 6a-3; and funds received from the operation
18 of student or staff residence facilities, student and staff
19 medical and health programs, Union buildings, bookstores,
20 farms, stores, and other auxiliary enterprises or activities
21 that are self-supporting in whole or in part. Any income
22 derived from such auxiliary enterprises or activities that is
23 not necessary to their support, maintenance, or development
24 shall not, however, be applied to any general operational or
25 educational purposes but shall be retained by the University in
26 its own treasury and credited to the University Income Fund

1 that it shall establish in its treasury as provided in
2 subsection (a) of this Section.

3 Whenever such funds retained by the University in its own
4 treasury are deposited with a bank or savings and loan
5 association and the amount of the deposit exceeds the amount of
6 federal deposit insurance coverage, a bond or pledged
7 securities shall be obtained. Only the types of securities that
8 the State Treasurer may, in his or her discretion, accept for
9 amounts not insured by the Federal Deposit Insurance
10 Corporation or the Federal Savings and Loan Insurance
11 Corporation under Section 11 of the Deposit of State Moneys Act
12 may be accepted as pledged securities. The market value of the
13 bond or pledged securities shall at all times be equal to or
14 greater than the uninsured portion of the deposit.

15 The Auditor General shall audit or cause to be audited the
16 above items of income and all other income and expenditures of
17 such institution.

18 (30 ILCS 105/6a-2) (from Ch. 127, par. 142a2)

19 Sec. 6a-2. Retention of certain funds by universities; use
20 of funds; audit.

21 (a) Each University listed in Section ~~Sections~~ 6a, ~~or~~ 6a-1,
22 or 6a-1h may retain in its treasury any funds derived from
23 rentals, service charges and laboratory and building service
24 charges or other sources, assessed or obtained for or arising
25 out of the operation of any building or buildings or structure

1 or structures and pledged to discharge obligations created in
2 order to complete or operate such building or structure, or for
3 the payment of revenue bonds issued under "An Act to authorize
4 The Board of Trustees of Southern Illinois University to
5 acquire, build, purchase, or otherwise construct, equip,
6 complete, remodel, operate, control, and manage student
7 residence halls, dormitories, dining halls, student union
8 buildings, field houses, stadiums and other revenue-producing
9 buildings, including sites therefor, for the Southern Illinois
10 University, defining the duties of The Board of Trustees of
11 Southern Illinois University with respect to operation and
12 maintenance thereof, charging rates or fees for the use
13 thereof, and providing for and authorizing the issuance of
14 bonds for the purpose of defraying the cost of construction,
15 acquisition or equipment of any such building or buildings
16 payable from the revenues derived from the operation thereof,
17 or, when authorized by The Board of Trustees, payable from such
18 revenues as supplemented by University income authorized by law
19 to be retained in the University treasury and applied to such
20 purpose, and for the refunding of any such bonds, and
21 authorizing investment in such bonds", approved June 30, 1949,
22 as amended, or issued under the "Board of Governors of State
23 Colleges and Universities Revenue Bond Act", approved May 8,
24 1947, as amended, as the case may be; and, to be disbursed from
25 time to time pursuant to the order and direction of the Board
26 of Trustees of Southern Illinois University at Carbondale, the

1 Board of Trustees of Southern Illinois University at
2 Edwardsville, or the Board of Governors of State Colleges and
3 Universities, and in accordance with any contracts, pledges,
4 trusts or agreements heretofore or hereafter made by the Board
5 of Trustees or Board of Governors of State Colleges and
6 Universities.

7 (b) The Board of Trustees of Southern Illinois University
8 at Carbondale and the Board of Trustees of Southern Illinois
9 University at Edwardsville may also retain in their treasuries
10 ~~its treasury~~, out of student fees and tuition, such sums
11 annually as each ~~the~~ Board determines are necessary to
12 supplement revenue derived from any building or buildings
13 constructed or acquired after July 1, 1957, or to supplement
14 revenues derived from any building or buildings having bonds
15 outstanding thereon which are refunded under the provisions of
16 "An Act to authorize The Board of Trustees of Southern Illinois
17 University to acquire, build, purchase, or otherwise
18 construct, equip, complete, remodel, operate, control, and
19 manage student residence halls, dormitories, dining halls,
20 student union buildings, field houses, stadiums, and other
21 revenue-producing buildings, including sites therefor, for the
22 Southern Illinois University, defining the duties of The Board
23 of Trustees of Southern Illinois University with respect to
24 operation and maintenance thereof, charging rates or fees for
25 the use thereof, and providing for and authorizing the issuance
26 of bonds for the purpose of defraying the cost of construction,

1 acquisition or equipment of any such building or buildings
2 payable from the revenues derived from the operation thereof,
3 or, when authorized by The Board of Trustees, payable from such
4 revenues as supplemented by University income authorized by law
5 to be retained in the University treasury and applied to such
6 purpose, and for the refunding of any such bonds, and
7 authorizing investment in such bonds", approved June 30, 1949,
8 as amended, and pledge or by resolution make a supplementary
9 allocation of the funds so retained out of students' fees and
10 tuition for the retirement of such bonds as may be issued under
11 such Act. Such funds as are so pledged shall annually be
12 credited to the account to which the pledge applies. Such funds
13 as are supplementarily allocated by Board resolution
14 subsequent to the resolution creating the bonds shall be
15 credited in accordance with the terms of the resolution making
16 such supplementary allocation to the account to which the
17 allocation applies. Each ~~The~~ Board may authorize such
18 supplementation only after a determination by it that the
19 maximum revenues which may reasonably and economically be
20 derived from the operation of a building proposed to be
21 constructed or acquired under the Act herein cited will be
22 insufficient to meet the costs of operation and maintenance and
23 to pay the principal of and interest on bonds issued for such
24 building, or after a determination by it that the maximum
25 revenues which may reasonably and economically be derived from
26 the operation of a building already constructed or acquired

1 under the Act are or will be insufficient to meet the costs of
2 operation and maintenance and to pay the principal of and
3 interest on bonds issued for such building. In no event shall
4 the supplementation from University income be in excess of an
5 amount which, when added to the revenues to be derived from the
6 operation of the building or buildings, will be sufficient to
7 meet the annual debt service requirements on the bonds issued
8 in respect to such building or buildings, the annual cost of
9 maintenance or operation of such building or buildings, and to
10 provide for such reserves, accounts or covenants which the
11 resolution authorizing the issuing of such bonds may require.

12 (c) The Auditor General shall audit or cause to be audited
13 the above items of income and all other income and expenditures
14 of such institutions.

15 (d) Beginning on January 1, 1996, the provisions of
16 subsection (a) of this Section, insofar as they relate to the
17 retention and use of any funds by or on behalf of the
18 universities listed in Section 6a, shall be superseded by
19 Section 5-35 of the Chicago State University Law and Section
20 6a-1c of the State Finance Act with respect to Chicago State
21 University; by Section 10-35 of the Eastern Illinois University
22 Law and Section 6a-1d of the State Finance Act with respect to
23 Eastern Illinois University; by Section 15-35 of the Governors
24 State University Law and Section 6a-1e of the State Finance Act
25 with respect to Governors State University; by Section 25-35 of
26 the Northeastern Illinois University Law and Section 6a-1f of

1 the State Finance Act with respect to Northeastern Illinois
2 University; and by Section 35-35 of the Western Illinois
3 University Law and Section 6a-1g of the State Finance Act with
4 respect to Western Illinois University. On January 1, 1996 all
5 funds deposited, retained, or otherwise held under subsection
6 (a) of this Section with respect to the universities listed in
7 Section 6a shall be transferred, retained and held as provided
8 by the provisions of law cited in this subsection (d) as
9 superseding the provisions of subsection (a) of this Section,
10 and in accordance with any contracts, pledges, trusts, or
11 agreements heretofore made by the Teachers College Board or the
12 Board of Governors of State Colleges and Universities, or
13 hereafter made by the respective Boards of Trustees of the
14 Universities named in this paragraph (d).

15 (Source: P.A. 89-4, eff. 1-1-96.)

16 (30 ILCS 105/6a-3) (from Ch. 127, par. 142a3)

17 Sec. 6a-3. The Board of Trustees of Southern Illinois
18 University at Carbondale and the Board of Trustees of Southern
19 Illinois University at Edwardsville may retain in their
20 treasuries ~~sits treasury~~ (a) all moneys received from the sale
21 of all bonds issued under the Southern Illinois University
22 Revenue Bond Act, (b) all fees, rentals and other charges from
23 students, staff members and others using or being served by, or
24 having the right to use or the right to be served by, or to
25 operate any project acquired under the said Act, (c) all

1 tuition, registration, matriculation, health, hospital,
2 medical, laboratory, admission, student activities, student
3 services, and all other fees collected from students
4 matriculated, registered or otherwise enrolled at and
5 attending the Universities ~~University~~ pledged under the terms
6 of any resolution authorizing bonds, or authorizing a
7 supplemental allocation of fees for debt service of bonds
8 theretofore issued, pursuant to the said Act, and (d) all
9 rentals from any facility or building acquired under the said
10 Act and leased to the United States of America.

11 The Auditor General shall audit or cause to be audited the
12 above items of income and all other income and expenditures of
13 such institutions ~~institution~~.

14 (Source: P.A. 76-1337.)

15 (30 ILCS 105/10) (from Ch. 127, par. 146)

16 Sec. 10. When an appropriation has been made by the General
17 Assembly for the ordinary and contingent expenses of the
18 operation, maintenance and administration of the several
19 offices, departments, institutions, boards, commissions and
20 agencies of the State government, the State Comptroller shall
21 draw his warrant on the State Treasurer for the payment of the
22 same upon the presentation of itemized vouchers, issued,
23 certified, and approved, as follows:

24 For appropriations to:

25 (1) Elective State officers in the executive

1 Department, to be certified and approved by such officers,
2 respectively;

3 (2) The Supreme Court, to be certified and approved by
4 the Chief Justice thereof;

5 (3) Appellate Court, to be certified and approved by
6 the Chief Justice of each judicial district;

7 (4) The State Senate, to be certified and approved by
8 the President;

9 (5) The House of Representatives, to be certified and
10 approved by the Speaker;

11 (6) The Auditor General, to be certified and approved
12 by the Auditor General;

13 (7) Clerks of courts, to be certified and approved by
14 the clerk incurring expenditures;

15 (8) The departments under the Civil Administrative
16 Code, to be certified and approved by the Director or
17 Secretary of the Department;

18 (9) The University of Illinois, to be certified by the
19 president of the University;

20 (10) The State Universities Retirement System, to be
21 certified to by the President and Secretary of the Board of
22 Trustees of the System;

23 (11) Illinois State University, to be certified to by
24 the president of that University;

25 (12) Northern Illinois University, to be certified to
26 by the president of that University;

1 (12a) Chicago State University, certified to by the
2 president of that University;

3 (12b) Eastern Illinois University, certified to by the
4 president of that University;

5 (12c) Governors State University, certified to by the
6 president of that University;

7 (12d) Northeastern Illinois University, certified to
8 by the president of that University;

9 (12e) Western Illinois University, certified to by the
10 president of that University;

11 (13) Southern Illinois University at Carbondale, to be
12 certified to by the President of the University;

13 (13a) Southern Illinois University at Edwardsville, to
14 be certified to by the President and Secretary of the Board
15 of Trustees of Southern Illinois University at
16 Edwardsville, with the corporate seal of the University
17 attached thereto;

18 (14) The Adjutant General, to be certified and approved
19 by the Adjutant General;

20 (15) The Illinois Legislative Investigating
21 Commission, to be certified and approved by its Chairman,
22 or when it is organized with Co-Chairmen, by either of its
23 Co-Chairmen;

24 (16) All other officers, boards, commissions and
25 agencies of the State government, certified and approved by
26 such officer or by the president or chairman and secretary

1 or by the executive officer of such board, commission or
2 agency;

3 (17) Individuals, to be certified by such individuals;

4 (18) The farmers' institute, agricultural, livestock,
5 poultry, scientific, benevolent, and other private
6 associations, or corporations of whatsoever nature, to be
7 certified and approved by the president and secretary of
8 such society.

9 Nothing contained in this Section shall be construed to
10 amend or modify the "Personnel Code".

11 This Section is subject to Section 9.02.

12 (Source: P.A. 98-788, eff. 7-25-14.)

13 (30 ILCS 105/12-1) (from Ch. 127, par. 148-1)

14 Sec. 12-1. Travel control boards.

15 (a) The following travel control boards are created with
16 the members and jurisdiction set forth below:

17 (1) A Travel Control Board is created within the Office
18 of the Attorney General consisting of the Attorney General
19 as chairman and 2 members of his supervisory staff
20 appointed by him. The board shall have jurisdiction over
21 travel by employees of the office.

22 (2) A Travel Control Board is created within the Office
23 of the State Comptroller consisting of the Comptroller as
24 chairman and 2 members of his supervisory staff appointed
25 by him. The board shall have jurisdiction over travel by

1 employees of the office.

2 (3) The Higher Education Travel Control Board shall
3 consist of 12 ~~11~~ members, one to be appointed by each of
4 the following: the Board of Trustees of the University of
5 Illinois, the Board of Trustees of Southern Illinois
6 University at Carbondale, the Board of Trustees of Southern
7 Illinois University at Edwardsville, the Board of Trustees
8 of Chicago State University, the Board of Trustees of
9 Eastern Illinois University, the Board of Trustees of
10 Governors State University, the Board of Trustees of
11 Illinois State University, the Board of Trustees of
12 Northeastern Illinois University, the Board of Trustees of
13 Northern Illinois University, the Board of Trustees of
14 Western Illinois University, the Illinois Community
15 College Board and the Illinois Board of Higher Education.
16 Each member shall be an officer, member or employee of the
17 board making the appointment, or of an institution governed
18 or maintained by such board. The board shall have
19 jurisdiction over travel by the Board of Higher Education,
20 the Board of Trustees of the University of Illinois, the
21 Board of Trustees of Southern Illinois University at
22 Carbondale, the Board of Trustees of Southern Illinois
23 University at Edwardsville, the Board of Trustees of
24 Chicago State University, the Board of Trustees of Eastern
25 Illinois University, the Board of Trustees of Governors
26 State University, the Board of Trustees of Illinois State

1 University, the Board of Trustees of Northeastern Illinois
2 University, the Board of Trustees of Northern Illinois
3 University, the Board of Trustees of Western Illinois
4 University, the Illinois Community College Board, the
5 State Community College of East St. Louis (abolished under
6 Section 2-12.1 of the Public Community College Act), the
7 Illinois State Scholarship Commission, the State
8 Universities Retirement System, the University Civil
9 Service Merit Board, the Board of Trustees of the Illinois
10 Mathematics and Science Academy and all employees of the
11 named Boards, Commission and System and of the institutions
12 governed or maintained by the named Boards. The Higher
13 Education Travel Control Board shall select a chairman from
14 among its members.

15 (4) The Legislative Travel Control Board shall consist
16 of the following members serving ex-officio: The Auditor
17 General as chairman, the President and the Minority Leader
18 of the Senate and the Speaker and the Minority Leader of
19 the House of Representatives. The board shall have
20 jurisdiction over travel by employees of: the General
21 Assembly, legislative boards and commissions, the Office
22 of the Auditor General and all legislative agencies.

23 (5) A Travel Control Board is created within the Office
24 of the Lieutenant Governor consisting of the Lieutenant
25 Governor as chairman and 2 members of his supervisory staff
26 appointed by him. The board shall have jurisdiction over

1 travel by employees of the office. The Travel Control Board
2 within the office of the Lieutenant Governor is subject to
3 the provisions of Section 405-500 of the Department of
4 Central Management Services Law (20 ILCS 405/405-500).

5 (6) A Travel Control Board is created within the Office
6 of the Secretary of State consisting of the Secretary of
7 State as chairman, and 2 members of his supervisory staff
8 appointed by him. The board shall have jurisdiction over
9 travel by employees of the office.

10 (7) A Travel Control Board is created within the
11 Judicial Branch consisting of a chairman and 2 members
12 appointed by the Supreme Court. The board shall have
13 jurisdiction over travel by personnel of the Judicial
14 Branch, except the circuit courts and the judges.

15 (8) A Travel Control Board is created under the State
16 Board of Education, consisting of the State Superintendent
17 of Education as chairman, and 2 members of his supervisory
18 staff appointed by the State Board of Education. The Board
19 shall have jurisdiction over travel by employees of the
20 State Board of Education.

21 (9) A Travel Control Board is created within the Office
22 of the State Treasurer, consisting of the State Treasurer
23 as chairman and 2 members of his supervisory staff
24 appointed by him. The board shall have jurisdiction over
25 travel by employees of the office.

26 (10) A Governor's Travel Control Board is created

1 consisting of the Governor ex-officio as chairman, and 2
2 members appointed by the Governor. The board shall have
3 jurisdiction over travel by employees and officers of all
4 State agencies as defined in the Illinois State Auditing
5 Act, except for the following: judges, members of the
6 General Assembly, elected constitutional officers of the
7 State, the Auditor General, and personnel under the
8 jurisdiction of another travel control board created by
9 statute.

10 (a-5) The Commissioner of Banks and Real Estate, the
11 Prisoner Review Board, and the State Fire Marshal shall submit
12 to the Governor's Travel Control Board the quarterly reports
13 required by regulation pertaining to their employees
14 reimbursed for housing.

15 (b) Each travel control board created by this Section shall
16 meet at the call of the chairman at least quarterly to review
17 all vouchers, or a report thereof, for travel reimbursements
18 involving an exception to the State Travel Regulations and
19 Rates. Each travel control board shall prescribe the procedures
20 for submission of an information copy of vouchers involving an
21 exception to the general provisions established by the State
22 Travel Regulations and Reimbursement Rates.

23 (c) Any chairman or member of a travel control board may,
24 with the consent of the respective appointing official,
25 designate a deputy to serve in his place at any or all meetings
26 of the board. The designation shall be in writing and directed

1 to the chairman of the board.

2 (d) No member of a travel control board may receive
3 additional compensation for his service as a member.

4 (e) A report of the travel reimbursement claims reviewed by
5 each travel control board shall be submitted to the Legislative
6 Audit Commission at least once each quarter and that Commission
7 shall comment on all such reports in its annual reports to the
8 General Assembly.

9 (Source: P.A. 97-333, eff. 8-12-11.)

10 (30 ILCS 105/13.2) (from Ch. 127, par. 149.2)

11 Sec. 13.2. Transfers among line item appropriations.

12 (a) Transfers among line item appropriations from the same
13 treasury fund for the objects specified in this Section may be
14 made in the manner provided in this Section when the balance
15 remaining in one or more such line item appropriations is
16 insufficient for the purpose for which the appropriation was
17 made.

18 (a-1) No transfers may be made from one agency to another
19 agency, nor may transfers be made from one institution of
20 higher education to another institution of higher education
21 except as provided by subsection (a-4).

22 (a-2) Except as otherwise provided in this Section,
23 transfers may be made only among the objects of expenditure
24 enumerated in this Section, except that no funds may be
25 transferred from any appropriation for personal services, from

1 any appropriation for State contributions to the State
2 Employees' Retirement System, from any separate appropriation
3 for employee retirement contributions paid by the employer, nor
4 from any appropriation for State contribution for employee
5 group insurance. During State fiscal year 2005, an agency may
6 transfer amounts among its appropriations within the same
7 treasury fund for personal services, employee retirement
8 contributions paid by employer, and State Contributions to
9 retirement systems; notwithstanding and in addition to the
10 transfers authorized in subsection (c) of this Section, the
11 fiscal year 2005 transfers authorized in this sentence may be
12 made in an amount not to exceed 2% of the aggregate amount
13 appropriated to an agency within the same treasury fund. During
14 State fiscal year 2007, the Departments of Children and Family
15 Services, Corrections, Human Services, and Juvenile Justice
16 may transfer amounts among their respective appropriations
17 within the same treasury fund for personal services, employee
18 retirement contributions paid by employer, and State
19 contributions to retirement systems. During State fiscal year
20 2010, the Department of Transportation may transfer amounts
21 among their respective appropriations within the same treasury
22 fund for personal services, employee retirement contributions
23 paid by employer, and State contributions to retirement
24 systems. During State fiscal years 2010 and 2014 only, an
25 agency may transfer amounts among its respective
26 appropriations within the same treasury fund for personal

1 services, employee retirement contributions paid by employer,
2 and State contributions to retirement systems.
3 Notwithstanding, and in addition to, the transfers authorized
4 in subsection (c) of this Section, these transfers may be made
5 in an amount not to exceed 2% of the aggregate amount
6 appropriated to an agency within the same treasury fund.

7 (a-2.5) During State fiscal year 2015 only, the State's
8 Attorneys Appellate Prosecutor may transfer amounts among its
9 respective appropriations contained in operational line items
10 within the same treasury fund. Notwithstanding, and in addition
11 to, the transfers authorized in subsection (c) of this Section,
12 these transfers may be made in an amount not to exceed 4% of
13 the aggregate amount appropriated to the State's Attorneys
14 Appellate Prosecutor within the same treasury fund.

15 (a-3) Further, if an agency receives a separate
16 appropriation for employee retirement contributions paid by
17 the employer, any transfer by that agency into an appropriation
18 for personal services must be accompanied by a corresponding
19 transfer into the appropriation for employee retirement
20 contributions paid by the employer, in an amount sufficient to
21 meet the employer share of the employee contributions required
22 to be remitted to the retirement system.

23 (a-4) Long-Term Care Rebalancing. The Governor may
24 designate amounts set aside for institutional services
25 appropriated from the General Revenue Fund or any other State
26 fund that receives monies for long-term care services to be

1 transferred to all State agencies responsible for the
2 administration of community-based long-term care programs,
3 including, but not limited to, community-based long-term care
4 programs administered by the Department of Healthcare and
5 Family Services, the Department of Human Services, and the
6 Department on Aging, provided that the Director of Healthcare
7 and Family Services first certifies that the amounts being
8 transferred are necessary for the purpose of assisting persons
9 in or at risk of being in institutional care to transition to
10 community-based settings, including the financial data needed
11 to prove the need for the transfer of funds. The total amounts
12 transferred shall not exceed 4% in total of the amounts
13 appropriated from the General Revenue Fund or any other State
14 fund that receives monies for long-term care services for each
15 fiscal year. A notice of the fund transfer must be made to the
16 General Assembly and posted at a minimum on the Department of
17 Healthcare and Family Services website, the Governor's Office
18 of Management and Budget website, and any other website the
19 Governor sees fit. These postings shall serve as notice to the
20 General Assembly of the amounts to be transferred. Notice shall
21 be given at least 30 days prior to transfer.

22 (b) In addition to the general transfer authority provided
23 under subsection (c), the following agencies have the specific
24 transfer authority granted in this subsection:

25 The Department of Healthcare and Family Services is
26 authorized to make transfers representing savings attributable

1 to not increasing grants due to the births of additional
2 children from line items for payments of cash grants to line
3 items for payments for employment and social services for the
4 purposes outlined in subsection (f) of Section 4-2 of the
5 Illinois Public Aid Code.

6 The Department of Children and Family Services is
7 authorized to make transfers not exceeding 2% of the aggregate
8 amount appropriated to it within the same treasury fund for the
9 following line items among these same line items: Foster Home
10 and Specialized Foster Care and Prevention, Institutions and
11 Group Homes and Prevention, and Purchase of Adoption and
12 Guardianship Services.

13 The Department on Aging is authorized to make transfers not
14 exceeding 2% of the aggregate amount appropriated to it within
15 the same treasury fund for the following Community Care Program
16 line items among these same line items: purchase of services
17 covered by the Community Care Program and Comprehensive Case
18 Coordination.

19 The State Treasurer is authorized to make transfers among
20 line item appropriations from the Capital Litigation Trust
21 Fund, with respect to costs incurred in fiscal years 2002 and
22 2003 only, when the balance remaining in one or more such line
23 item appropriations is insufficient for the purpose for which
24 the appropriation was made, provided that no such transfer may
25 be made unless the amount transferred is no longer required for
26 the purpose for which that appropriation was made.

1 The State Board of Education is authorized to make
2 transfers from line item appropriations within the same
3 treasury fund for General State Aid, General State Aid - Hold
4 Harmless, and Evidence-Based Funding, provided that no such
5 transfer may be made unless the amount transferred is no longer
6 required for the purpose for which that appropriation was made,
7 to the line item appropriation for Transitional Assistance when
8 the balance remaining in such line item appropriation is
9 insufficient for the purpose for which the appropriation was
10 made.

11 The State Board of Education is authorized to make
12 transfers between the following line item appropriations
13 within the same treasury fund: Disabled Student
14 Services/Materials (Section 14-13.01 of the School Code),
15 Disabled Student Transportation Reimbursement (Section
16 14-13.01 of the School Code), Disabled Student Tuition -
17 Private Tuition (Section 14-7.02 of the School Code),
18 Extraordinary Special Education (Section 14-7.02b of the
19 School Code), Reimbursement for Free Lunch/Breakfast Program,
20 Summer School Payments (Section 18-4.3 of the School Code), and
21 Transportation - Regular/Vocational Reimbursement (Section
22 29-5 of the School Code). Such transfers shall be made only
23 when the balance remaining in one or more such line item
24 appropriations is insufficient for the purpose for which the
25 appropriation was made and provided that no such transfer may
26 be made unless the amount transferred is no longer required for

1 the purpose for which that appropriation was made.

2 The Department of Healthcare and Family Services is
3 authorized to make transfers not exceeding 4% of the aggregate
4 amount appropriated to it, within the same treasury fund, among
5 the various line items appropriated for Medical Assistance.

6 (c) The sum of such transfers for an agency in a fiscal
7 year shall not exceed 2% of the aggregate amount appropriated
8 to it within the same treasury fund for the following objects:
9 Personal Services; Extra Help; Student and Inmate
10 Compensation; State Contributions to Retirement Systems; State
11 Contributions to Social Security; State Contribution for
12 Employee Group Insurance; Contractual Services; Travel;
13 Commodities; Printing; Equipment; Electronic Data Processing;
14 Operation of Automotive Equipment; Telecommunications
15 Services; Travel and Allowance for Committed, Paroled and
16 Discharged Prisoners; Library Books; Federal Matching Grants
17 for Student Loans; Refunds; Workers' Compensation,
18 Occupational Disease, and Tort Claims; and, in appropriations
19 to institutions of higher education, Awards and Grants.
20 Notwithstanding the above, any amounts appropriated for
21 payment of workers' compensation claims to an agency to which
22 the authority to evaluate, administer and pay such claims has
23 been delegated by the Department of Central Management Services
24 may be transferred to any other expenditure object where such
25 amounts exceed the amount necessary for the payment of such
26 claims.

1 (c-1) Special provisions for State fiscal year 2003.
2 Notwithstanding any other provision of this Section to the
3 contrary, for State fiscal year 2003 only, transfers among line
4 item appropriations to an agency from the same treasury fund
5 may be made provided that the sum of such transfers for an
6 agency in State fiscal year 2003 shall not exceed 3% of the
7 aggregate amount appropriated to that State agency for State
8 fiscal year 2003 for the following objects: personal services,
9 except that no transfer may be approved which reduces the
10 aggregate appropriations for personal services within an
11 agency; extra help; student and inmate compensation; State
12 contributions to retirement systems; State contributions to
13 social security; State contributions for employee group
14 insurance; contractual services; travel; commodities;
15 printing; equipment; electronic data processing; operation of
16 automotive equipment; telecommunications services; travel and
17 allowance for committed, paroled, and discharged prisoners;
18 library books; federal matching grants for student loans;
19 refunds; workers' compensation, occupational disease, and tort
20 claims; and, in appropriations to institutions of higher
21 education, awards and grants.

22 (c-2) Special provisions for State fiscal year 2005.
23 Notwithstanding subsections (a), (a-2), and (c), for State
24 fiscal year 2005 only, transfers may be made among any line
25 item appropriations from the same or any other treasury fund
26 for any objects or purposes, without limitation, when the

1 balance remaining in one or more such line item appropriations
2 is insufficient for the purpose for which the appropriation was
3 made, provided that the sum of those transfers by a State
4 agency shall not exceed 4% of the aggregate amount appropriated
5 to that State agency for fiscal year 2005.

6 (c-3) Special provisions for State fiscal year 2015.
7 Notwithstanding any other provision of this Section, for State
8 fiscal year 2015, transfers among line item appropriations to a
9 State agency from the same State treasury fund may be made for
10 operational or lump sum expenses only, provided that the sum of
11 such transfers for a State agency in State fiscal year 2015
12 shall not exceed 4% of the aggregate amount appropriated to
13 that State agency for operational or lump sum expenses for
14 State fiscal year 2015. For the purpose of this subsection,
15 "operational or lump sum expenses" includes the following
16 objects: personal services; extra help; student and inmate
17 compensation; State contributions to retirement systems; State
18 contributions to social security; State contributions for
19 employee group insurance; contractual services; travel;
20 commodities; printing; equipment; electronic data processing;
21 operation of automotive equipment; telecommunications
22 services; travel and allowance for committed, paroled, and
23 discharged prisoners; library books; federal matching grants
24 for student loans; refunds; workers' compensation,
25 occupational disease, and tort claims; lump sum and other
26 purposes; and lump sum operations. For the purpose of this

1 subsection (c-3), "State agency" does not include the Attorney
2 General, the Secretary of State, the Comptroller, the
3 Treasurer, or the legislative or judicial branches.

4 (c-4) Special provisions for State fiscal year 2018.
5 Notwithstanding any other provision of this Section, for State
6 fiscal year 2018, transfers among line item appropriations to a
7 State agency from the same State treasury fund may be made for
8 operational or lump sum expenses only, provided that the sum of
9 such transfers for a State agency in State fiscal year 2018
10 shall not exceed 4% of the aggregate amount appropriated to
11 that State agency for operational or lump sum expenses for
12 State fiscal year 2018. For the purpose of this subsection
13 (c-4), "operational or lump sum expenses" includes the
14 following objects: personal services; extra help; student and
15 inmate compensation; State contributions to retirement
16 systems; State contributions to social security; State
17 contributions for employee group insurance; contractual
18 services; travel; commodities; printing; equipment; electronic
19 data processing; operation of automotive equipment;
20 telecommunications services; travel and allowance for
21 committed, paroled, and discharged prisoners; library books;
22 federal matching grants for student loans; refunds; workers'
23 compensation, occupational disease, and tort claims; lump sum
24 and other purposes; and lump sum operations. For the purpose of
25 this subsection (c-4), "State agency" does not include the
26 Attorney General, the Secretary of State, the Comptroller, the

1 Treasurer, or the legislative or judicial branches.

2 (d) Transfers among appropriations made to agencies of the
3 Legislative and Judicial departments and to the
4 constitutionally elected officers in the Executive branch
5 require the approval of the officer authorized in Section 10 of
6 this Act to approve and certify vouchers. Transfers among
7 appropriations made to the University of Illinois, Southern
8 Illinois University at Carbondale, Southern Illinois
9 University at Edwardsville, Chicago State University, Eastern
10 Illinois University, Governors State University, Illinois
11 State University, Northeastern Illinois University, Northern
12 Illinois University, Western Illinois University, the Illinois
13 Mathematics and Science Academy and the Board of Higher
14 Education require the approval of the Board of Higher Education
15 and the Governor. Transfers among appropriations to all other
16 agencies require the approval of the Governor.

17 The officer responsible for approval shall certify that the
18 transfer is necessary to carry out the programs and purposes
19 for which the appropriations were made by the General Assembly
20 and shall transmit to the State Comptroller a certified copy of
21 the approval which shall set forth the specific amounts
22 transferred so that the Comptroller may change his records
23 accordingly. The Comptroller shall furnish the Governor with
24 information copies of all transfers approved for agencies of
25 the Legislative and Judicial departments and transfers
26 approved by the constitutionally elected officials of the

1 Executive branch other than the Governor, showing the amounts
2 transferred and indicating the dates such changes were entered
3 on the Comptroller's records.

4 (e) The State Board of Education, in consultation with the
5 State Comptroller, may transfer line item appropriations for
6 General State Aid or Evidence-Based Funding between the Common
7 School Fund and the Education Assistance Fund. With the advice
8 and consent of the Governor's Office of Management and Budget,
9 the State Board of Education, in consultation with the State
10 Comptroller, may transfer line item appropriations between the
11 General Revenue Fund and the Education Assistance Fund for the
12 following programs:

13 (1) Disabled Student Personnel Reimbursement (Section
14 14-13.01 of the School Code);

15 (2) Disabled Student Transportation Reimbursement
16 (subsection (b) of Section 14-13.01 of the School Code);

17 (3) Disabled Student Tuition - Private Tuition
18 (Section 14-7.02 of the School Code);

19 (4) Extraordinary Special Education (Section 14-7.02b
20 of the School Code);

21 (5) Reimbursement for Free Lunch/Breakfast Programs;

22 (6) Summer School Payments (Section 18-4.3 of the
23 School Code);

24 (7) Transportation - Regular/Vocational Reimbursement
25 (Section 29-5 of the School Code);

26 (8) Regular Education Reimbursement (Section 18-3 of

1 the School Code); and

2 (9) Special Education Reimbursement (Section 14-7.03
3 of the School Code).

4 (Source: P.A. 99-2, eff. 3-26-15; 100-23, eff. 7-6-17; 100-465,
5 eff. 8-31-17; revised 10-4-17.)

6 (30 ILCS 105/13.5)

7 Sec. 13.5. Appropriations for education.

8 (a) Except for the State fiscal year beginning on July 1,
9 2009, State appropriations to the State Board of Education, the
10 Board of Trustees of Southern Illinois University at
11 Carbondale, the Board of Trustees of Southern Illinois
12 University at Edwardsville, the Board of Trustees of the
13 University of Illinois, the Board of Trustees of Chicago State
14 University, the Board of Trustees of Eastern Illinois
15 University, the Board of Trustees of Illinois State University,
16 the Board of Trustees of Governors State University, the Board
17 of Trustees of Northeastern Illinois University, the Board of
18 Trustees of Northern Illinois University, and the Board of
19 Trustees of Western Illinois University for operations shall
20 identify the amounts appropriated for personal services, State
21 contributions to social security for Medicare, contractual
22 services, travel, commodities, equipment, operation of
23 automotive equipment, telecommunications, awards and grants,
24 and permanent improvements.

25 (b) Within 120 days after the conclusion of each fiscal

1 year, each State-supported institution of higher learning must
2 provide, through the Illinois Board of Higher Education, a
3 financial report to the Governor and General Assembly
4 documenting the institution's revenues and expenditures of
5 funds for that fiscal year ending June 30 for all funds.

6 (Source: P.A. 96-45, eff. 7-15-09.)

7 Section 75. The State Officers and Employees Money
8 Disposition Act is amended by changing Section 1 as follows:

9 (30 ILCS 230/1) (from Ch. 127, par. 170)

10 Sec. 1. Application of Act; exemptions. The officers of the
11 Executive Department of the State Government, the Clerk of the
12 Supreme Court, the Clerks of the Appellate Courts, the
13 Departments of the State government created by the Civil
14 Administrative Code of Illinois, and all other officers,
15 boards, commissions, commissioners, departments, institutions,
16 arms or agencies, or agents of the Executive Department of the
17 State government, except the University of Illinois, Southern
18 Illinois University at Carbondale, Southern Illinois
19 University at Edwardsville, Chicago State University, Eastern
20 Illinois University, Governors State University, Illinois
21 State University, Northeastern Illinois University, Northern
22 Illinois University, Western Illinois University, the
23 Cooperative Computer Center, and the Board of Trustees of the
24 Illinois Bank Examiners' Education Foundation for moneys

1 collected pursuant to subsection (11) of Section 48 of the
2 Illinois Banking Act for purposes of the Illinois Bank
3 Examiners' Education Program, are subject to this Act. This Act
4 shall not apply, however, to any of the following: (i) the
5 receipt by any such officer of federal funds made available
6 under such conditions as precluded the payment thereof into the
7 State Treasury, (ii) (blank), (iii) the Director of Insurance
8 in his capacity as rehabilitator or liquidator under Article
9 XIII of the Illinois Insurance Code, (iv) funds received by the
10 Illinois State Scholarship Commission from private firms
11 employed by the State to collect delinquent amounts due and
12 owing from a borrower on any loans guaranteed by such
13 Commission under the Higher Education Student Assistance Law or
14 on any "eligible loans" as that term is defined under the
15 Education Loan Purchase Program Law, or (v) moneys collected on
16 behalf of lessees of facilities of the Department of
17 Agriculture located on the Illinois State Fairgrounds at
18 Springfield and DuQuoin. This Section 1 shall not apply to the
19 receipt of funds required to be deposited in the Industrial
20 Project Fund pursuant to Section 12 of the Rehabilitation of
21 Persons with Disabilities Act.

22 (Source: P.A. 99-143, eff. 7-27-15.)

23 Section 80. The Public Funds Investment Act is amended by
24 changing Section 6 as follows:

1 (30 ILCS 235/6) (from Ch. 85, par. 906)

2 Sec. 6. Report of financial institutions.

3 (a) No bank shall receive any public funds unless it has
4 furnished the corporate authorities of a public agency
5 submitting a deposit with copies of the last two sworn
6 statements of resources and liabilities which the bank is
7 required to furnish to the Commissioner of Banks and Real
8 Estate or to the Comptroller of the Currency. Each bank
9 designated as a depository for public funds shall, while acting
10 as such depository, furnish the corporate authorities of a
11 public agency with a copy of all statements of resources and
12 liabilities which it is required to furnish to the Commissioner
13 of Banks and Real Estate or to the Comptroller of the Currency;
14 provided, that if such funds or moneys are deposited in a bank,
15 the amount of all such deposits not collateralized or insured
16 by an agency of the federal government shall not exceed 75% of
17 the capital stock and surplus of such bank, and the corporate
18 authorities of a public agency submitting a deposit shall not
19 be discharged from responsibility for any funds or moneys
20 deposited in any bank in excess of such limitation.

21 (b) No savings bank or savings and loan association shall
22 receive public funds unless it has furnished the corporate
23 authorities of a public agency submitting a deposit with copies
24 of the last 2 sworn statements of resources and liabilities
25 which the savings bank or savings and loan association is
26 required to furnish to the Commissioner of Banks and Real

1 Estate or the Federal Deposit Insurance Corporation. Each
2 savings bank or savings and loan association designated as a
3 depository for public funds shall, while acting as such
4 depository, furnish the corporate authorities of a public
5 agency with a copy of all statements of resources and
6 liabilities which it is required to furnish to the Commissioner
7 of Banks and Real Estate or the Federal Deposit Insurance
8 Corporation; provided, that if such funds or moneys are
9 deposited in a savings bank or savings and loan association,
10 the amount of all such deposits not collateralized or insured
11 by an agency of the federal government shall not exceed 75% of
12 the net worth of such savings bank or savings and loan
13 association as defined by the Federal Deposit Insurance
14 Corporation, and the corporate authorities of a public agency
15 submitting a deposit shall not be discharged from
16 responsibility for any funds or moneys deposited in any savings
17 bank or savings and loan association in excess of such
18 limitation.

19 (c) No credit union shall receive public funds unless it
20 has furnished the corporate authorities of a public agency
21 submitting a share deposit with copies of the last two reports
22 of examination prepared by or submitted to the Illinois
23 Department of Financial Institutions or the National Credit
24 Union Administration. Each credit union designated as a
25 depository for public funds shall, while acting as such
26 depository, furnish the corporate authorities of a public

1 agency with a copy of all reports of examination prepared by or
2 furnished to the Illinois Department of Financial Institutions
3 or the National Credit Union Administration; provided that if
4 such funds or moneys are invested in a credit union account,
5 the amount of all such investments not collateralized or
6 insured by an agency of the federal government or other
7 approved share insurer shall not exceed 50% of the unimpaired
8 capital and surplus of such credit union, which shall include
9 shares, reserves and undivided earnings and the corporate
10 authorities of a public agency making an investment shall not
11 be discharged from responsibility for any funds or moneys
12 invested in a credit union in excess of such limitation.

13 (d) Whenever a public agency deposits any public funds in a
14 financial institution, the public agency may enter into an
15 agreement with the financial institution requiring any funds
16 not insured by the Federal Deposit Insurance Corporation or the
17 National Credit Union Administration or other approved share
18 insurer to be collateralized by any of the following classes of
19 securities, provided there has been no default in the payment
20 of principal or interest thereon:

21 (1) Bonds, notes, or other securities constituting
22 direct and general obligations of the United States, the
23 bonds, notes, or other securities constituting the direct
24 and general obligation of any agency or instrumentality of
25 the United States, the interest and principal of which is
26 unconditionally guaranteed by the United States, and

1 bonds, notes, or other securities or evidence of
2 indebtedness constituting the obligation of a U.S. agency
3 or instrumentality.

4 (2) Direct and general obligation bonds of the State of
5 Illinois or of any other state of the United States.

6 (3) Revenue bonds of this State or any authority,
7 board, commission, or similar agency thereof.

8 (4) Direct and general obligation bonds of any city,
9 town, county, school district, or other taxing body of any
10 state, the debt service of which is payable from general ad
11 valorem taxes.

12 (5) Revenue bonds of any city, town, county, or school
13 district of the State of Illinois.

14 (6) Obligations issued, assumed, or guaranteed by the
15 International Finance Corporation, the principal of which
16 is not amortized during the life of the obligation, but no
17 such obligation shall be accepted at more than 90% of its
18 market value.

19 (7) Illinois Affordable Housing Program Trust Fund
20 Bonds or Notes as defined in and issued pursuant to the
21 Illinois Housing Development Act.

22 (8) In an amount equal to at least market value of that
23 amount of funds deposited exceeding the insurance
24 limitation provided by the Federal Deposit Insurance
25 Corporation or the National Credit Union Administration or
26 other approved share insurer: (i) securities, (ii)

1 mortgages, (iii) letters of credit issued by a Federal Home
2 Loan Bank, or (iv) loans covered by a State Guarantee under
3 the Illinois Farm Development Act, if that guarantee has
4 been assumed by the Illinois Finance Authority under
5 Section 845-75 of the Illinois Finance Authority Act, and
6 loans covered by a State Guarantee under Article 830 of the
7 Illinois Finance Authority Act.

8 (9) Certificates of deposit or share certificates
9 issued to the depository institution pledging them as
10 security. The public agency may require security in the
11 amount of 125% of the value of the public agency deposit.
12 Such certificate of deposit or share certificate shall:

13 (i) be fully insured by the Federal Deposit
14 Insurance Corporation, the Federal Savings and Loan
15 Insurance Corporation, or the National Credit Union
16 Share Insurance Fund or issued by a depository
17 institution which is rated within the 3 highest
18 classifications established by at least one of the 2
19 standard rating services;

20 (ii) be issued by a financial institution having
21 assets of \$15,000,000 or more; and

22 (iii) be issued by either a savings and loan
23 association having a capital to asset ratio of at least
24 2%, by a bank having a capital to asset ratio of at
25 least 6% or by a credit union having a capital to asset
26 ratio of at least 4%.

1 The depository institution shall effect the assignment of
2 the certificate of deposit or share certificate to the public
3 agency and shall agree that, in the event the issuer of the
4 certificate fails to maintain the capital to asset ratio
5 required by this Section, such certificate of deposit or share
6 certificate shall be replaced by additional suitable security.

7 (e) The public agency may accept a system established by
8 the State Treasurer to aggregate permissible securities
9 received as collateral from financial institutions in a
10 collateral pool to secure public deposits of the institutions
11 that have pledged securities to the pool.

12 (f) The public agency may at any time declare any
13 particular security ineligible to qualify as collateral when,
14 in the public agency's judgment, it is deemed desirable to do
15 so.

16 (g) Notwithstanding any other provision of this Section, as
17 security a public agency may, at its discretion, accept a bond,
18 executed by a company authorized to transact the kinds of
19 business described in clause (g) of Section 4 of the Illinois
20 Insurance Code, in an amount not less than the amount of the
21 deposits required by this Section to be secured, payable to the
22 public agency for the benefit of the People of the unit of
23 government, in a form that is acceptable to the public agency.

24 (h) Paragraphs (a), (b), (c), (d), (e), (f), and (g) of
25 this Section do not apply to the University of Illinois,
26 Southern Illinois University at Carbondale, Southern Illinois

1 University at Edwardsville, Chicago State University, Eastern
2 Illinois University, Governors State University, Illinois
3 State University, Northeastern Illinois University, Northern
4 Illinois University, Western Illinois University, the
5 Cooperative Computer Center and public community colleges.
6 (Source: P.A. 95-331, eff. 8-21-07.)

7 Section 85. The Educational Institution Bond Authorization
8 Act is amended by changing Section 1 as follows:

9 (30 ILCS 395/1) (from Ch. 127, par. 307)

10 Sec. 1. The State of Illinois is authorized to issue and
11 sell and provide for the retirement of bonds of the State of
12 Illinois to the amount of \$195,000,000 for the purpose of
13 providing funds in order to relieve overcrowded conditions by
14 making permanent improvements at educational institutions
15 owned by this State which are now under the jurisdiction,
16 management and control of the Board of Trustees of the
17 University of Illinois, the Board of Trustees of Southern
18 Illinois University at Carbondale, the Board of Trustees of
19 Southern Illinois University at Edwardsville, the Board of
20 Trustees of Chicago State University, the Board of Trustees of
21 Eastern Illinois University, the Board of Trustees of Governors
22 State University, the Board of Trustees of Illinois State
23 University, the Board of Trustees of Northeastern Illinois
24 University, the Board of Trustees of Northern Illinois

1 University, and the Board of Trustees of Western Illinois
2 University.

3 (Source: P.A. 89-4, eff. 1-1-96.)

4 Section 90. The Illinois Procurement Code is amended by
5 changing Sections 1-13, 1-15.100, 50-13, and 50-37 as follows:

6 (30 ILCS 500/1-13)

7 Sec. 1-13. Applicability to public institutions of higher
8 education.

9 (a) This Code shall apply to public institutions of higher
10 education, regardless of the source of the funds with which
11 contracts are paid, except as provided in this Section.

12 (b) Except as provided in this Section, this Code shall not
13 apply to procurements made by or on behalf of public
14 institutions of higher education for any of the following:

15 (1) Memberships in professional, academic, research,
16 or athletic organizations on behalf of a public institution
17 of higher education, an employee of a public institution of
18 higher education, or a student at a public institution of
19 higher education.

20 (2) Procurement expenditures for events or activities
21 paid for exclusively by revenues generated by the event or
22 activity, gifts or donations for the event or activity,
23 private grants, or any combination thereof.

24 (3) Procurement expenditures for events or activities

1 for which the use of specific potential contractors is
2 mandated or identified by the sponsor of the event or
3 activity, provided that the sponsor is providing a majority
4 of the funding for the event or activity.

5 (4) Procurement expenditures necessary to provide
6 athletic, artistic or musical services, performances,
7 events, or productions by or for a public institution of
8 higher education.

9 (5) Procurement expenditures for periodicals, books,
10 subscriptions, database licenses, and other publications
11 procured for use by a university library or academic
12 department, except for expenditures related to procuring
13 textbooks for student use or materials for resale or
14 rental.

15 (6) Procurement expenditures for placement of students
16 in externships, practicums, field experiences, and for
17 medical residencies and rotations.

18 (7) Contracts for programming and broadcast license
19 rights for university-operated radio and television
20 stations.

21 (8) Procurement expenditures necessary to perform
22 sponsored research and other sponsored activities under
23 grants and contracts funded by the sponsor or by sources
24 other than State appropriations.

25 (9) Contracts with a foreign entity for research or
26 educational activities, provided that the foreign entity

1 either does not maintain an office in the United States or
2 is the sole source of the service or product.
3 Notice of each contract entered into by a public institution of
4 higher education that is related to the procurement of goods
5 and services identified in items (1) through (9) of this
6 subsection shall be published in the Procurement Bulletin
7 within 14 calendar days after contract execution. The Chief
8 Procurement Officer shall prescribe the form and content of the
9 notice. Each public institution of higher education shall
10 provide the Chief Procurement Officer, on a monthly basis, in
11 the form and content prescribed by the Chief Procurement
12 Officer, a report of contracts that are related to the
13 procurement of goods and services identified in this
14 subsection. At a minimum, this report shall include the name of
15 the contractor, a description of the supply or service
16 provided, the total amount of the contract, the term of the
17 contract, and the exception to the Code utilized. A copy of any
18 or all of these contracts shall be made available to the Chief
19 Procurement Officer immediately upon request. The Chief
20 Procurement Officer shall submit a report to the Governor and
21 General Assembly no later than November 1 of each year that
22 shall include, at a minimum, an annual summary of the monthly
23 information reported to the Chief Procurement Officer.

24 (b-5) Except as provided in this subsection, the provisions
25 of this Code shall not apply to contracts for medical supplies,
26 and to contracts for medical services necessary for the

1 delivery of care and treatment at medical, dental, or
2 veterinary teaching facilities utilized by Southern Illinois
3 University or the University of Illinois and at any
4 university-operated health care center or dispensary that
5 provides care, treatment, and medications for students,
6 faculty and staff. Other supplies and services needed for these
7 teaching facilities shall be subject to the jurisdiction of the
8 Chief Procurement Officer for Public Institutions of Higher
9 Education who may establish expedited procurement procedures
10 and may waive or modify certification, contract, hearing,
11 process and registration requirements required by the Code. All
12 procurements made under this subsection shall be documented and
13 may require publication in the Illinois Procurement Bulletin.

14 (c) Procurements made by or on behalf of public
15 institutions of higher education for the fulfillment of a grant
16 shall be made in accordance with the requirements of this Code
17 to the extent practical.

18 Upon the written request of a public institution of higher
19 education, the Chief Procurement Officer may waive contract,
20 registration, certification, and hearing requirements of this
21 Code if, based on the item to be procured or the terms of a
22 grant, compliance is impractical. The public institution of
23 higher education shall provide the Chief Procurement Officer
24 with specific reasons for the waiver, including the necessity
25 of contracting with a particular potential contractor, and
26 shall certify that an effort was made in good faith to comply

1 with the provisions of this Code. The Chief Procurement Officer
2 shall provide written justification for any waivers. By
3 November 1 of each year, the Chief Procurement Officer shall
4 file a report with the General Assembly identifying each
5 contract approved with waivers and providing the justification
6 given for any waivers for each of those contracts. Notice of
7 each waiver made under this subsection shall be published in
8 the Procurement Bulletin within 14 calendar days after contract
9 execution. The Chief Procurement Officer shall prescribe the
10 form and content of the notice.

11 (d) Notwithstanding this Section, a waiver of the
12 registration requirements of Section 20-160 does not permit a
13 business entity and any affiliated entities or affiliated
14 persons to make campaign contributions if otherwise prohibited
15 by Section 50-37. The total amount of contracts awarded in
16 accordance with this Section shall be included in determining
17 the aggregate amount of contracts or pending bids of a business
18 entity and any affiliated entities or affiliated persons.

19 (e) Notwithstanding subsection (e) of Section 50-10.5 of
20 this Code, the Chief Procurement Officer, with the approval of
21 the Executive Ethics Commission, may permit a public
22 institution of higher education to accept a bid or enter into a
23 contract with a business that assisted the public institution
24 of higher education in determining whether there is a need for
25 a contract or assisted in reviewing, drafting, or preparing
26 documents related to a bid or contract, provided that the bid

1 or contract is essential to research administered by the public
2 institution of higher education and it is in the best interest
3 of the public institution of higher education to accept the bid
4 or contract. For purposes of this subsection, "business"
5 includes all individuals with whom a business is affiliated,
6 including, but not limited to, any officer, agent, employee,
7 consultant, independent contractor, director, partner,
8 manager, or shareholder of a business. The Executive Ethics
9 Commission may promulgate rules and regulations for the
10 implementation and administration of the provisions of this
11 subsection (e).

12 (f) As used in this Section:

13 "Grant" means non-appropriated funding provided by a
14 federal or private entity to support a project or program
15 administered by a public institution of higher education and
16 any non-appropriated funding provided to a sub-recipient of the
17 grant.

18 "Public institution of higher education" means Chicago
19 State University, Eastern Illinois University, Governors State
20 University, Illinois State University, Northeastern Illinois
21 University, Northern Illinois University, Southern Illinois
22 University at Carbondale, Southern Illinois University at
23 Edwardsville, University of Illinois, Western Illinois
24 University, and, for purposes of this Code only, the Illinois
25 Mathematics and Science Academy.

26 (g) (Blank).

1 (h) The General Assembly finds and declares that:

2 (1) Public Act 98-1076, which took effect on January 1,
3 2015, changed the repeal date set for this Section from
4 December 31, 2014 to December 31, 2016.

5 (2) The Statute on Statutes sets forth general rules on
6 the repeal of statutes and the construction of multiple
7 amendments, but Section 1 of that Act also states that
8 these rules will not be observed when the result would be
9 "inconsistent with the manifest intent of the General
10 Assembly or repugnant to the context of the statute".

11 (3) This amendatory Act of the 100th General Assembly
12 manifests the intention of the General Assembly to remove
13 the repeal of this Section.

14 (4) This Section was originally enacted to protect,
15 promote, and preserve the general welfare. Any
16 construction of this Section that results in the repeal of
17 this Section on December 31, 2014 would be inconsistent
18 with the manifest intent of the General Assembly and
19 repugnant to the context of this Code.

20 It is hereby declared to have been the intent of the
21 General Assembly that this Section not be subject to repeal on
22 December 31, 2014.

23 This Section shall be deemed to have been in continuous
24 effect since December 20, 2011 (the effective date of Public
25 Act 97-643), and it shall continue to be in effect henceforward
26 until it is otherwise lawfully repealed. All previously enacted

1 amendments to this Section taking effect on or after December
2 31, 2014, are hereby validated.

3 All actions taken in reliance on or pursuant to this
4 Section by any public institution of higher education, person,
5 or entity are hereby validated.

6 In order to ensure the continuing effectiveness of this
7 Section, it is set forth in full and re-enacted by this
8 amendatory Act of the 100th General Assembly. This re-enactment
9 is intended as a continuation of this Section. It is not
10 intended to supersede any amendment to this Section that is
11 enacted by the 100th General Assembly.

12 In this amendatory Act of the 100th General Assembly, the
13 base text of the reenacted Section is set forth as amended by
14 Public Act 98-1076. Striking and underscoring is used only to
15 show changes being made to the base text.

16 This Section applies to all procurements made on or before
17 the effective date of this amendatory Act of the 100th General
18 Assembly.

19 (Source: P.A. 100-43, eff. 8-9-17.)

20 (30 ILCS 500/1-15.100)

21 Sec. 1-15.100. State agency. "State agency" means and
22 includes all boards, commissions, agencies, institutions,
23 authorities, and bodies politic and corporate of the State,
24 created by or in accordance with the constitution or statute,
25 of the executive branch of State government and does include

1 colleges, universities, and institutions under the
2 jurisdiction of the governing boards of the University of
3 Illinois, Southern Illinois University at Carbondale, Southern
4 Illinois University at Edwardsville, Illinois State
5 University, Eastern Illinois University, Northern Illinois
6 University, Western Illinois University, Chicago State
7 University, Governor State University, Northeastern Illinois
8 University, and the Board of Higher Education. However, this
9 term does not apply to public employee retirement systems or
10 investment boards that are subject to fiduciary duties imposed
11 by the Illinois Pension Code or to the University of Illinois
12 Foundation. "State agency" does not include units of local
13 government, school districts, community colleges under the
14 Public Community College Act, and the Illinois Comprehensive
15 Health Insurance Board.

16 (Source: P.A. 90-572, eff. 2-6-98.)

17 (30 ILCS 500/50-13)

18 Sec. 50-13. Conflicts of interest.

19 (a) Prohibition. It is unlawful for any person holding an
20 elective office in this State, holding a seat in the General
21 Assembly, or appointed to or employed in any of the offices or
22 agencies of State government and who receives compensation for
23 such employment in excess of 60% of the salary of the Governor
24 of the State of Illinois, or who is an officer or employee of
25 the Capital Development Board or the Illinois Toll Highway

1 Authority, or who is the spouse or minor child of any such
2 person to have or acquire any contract, or any direct pecuniary
3 interest in any contract therein, whether for stationery,
4 printing, paper, or any services, materials, or supplies, that
5 will be wholly or partially satisfied by the payment of funds
6 appropriated by the General Assembly of the State of Illinois
7 or in any contract of the Capital Development Board or the
8 Illinois Toll Highway Authority.

9 (b) Interests. It is unlawful for any firm, partnership,
10 association, or corporation, in which any person listed in
11 subsection (a) is entitled to receive (i) more than 7 1/2% of
12 the total distributable income or (ii) an amount in excess of
13 the salary of the Governor, to have or acquire any such
14 contract or direct pecuniary interest therein.

15 (c) Combined interests. It is unlawful for any firm,
16 partnership, association, or corporation, in which any person
17 listed in subsection (a) together with his or her spouse or
18 minor children is entitled to receive (i) more than 15%, in the
19 aggregate, of the total distributable income or (ii) an amount
20 in excess of 2 times the salary of the Governor, to have or
21 acquire any such contract or direct pecuniary interest therein.

22 (c-5) Appointees and firms. In addition to any provisions
23 of this Code, the interests of certain appointees and their
24 firms are subject to Section 3A-35 of the Illinois Governmental
25 Ethics Act.

26 (d) Securities. Nothing in this Section invalidates the

1 provisions of any bond or other security previously offered or
2 to be offered for sale or sold by or for the State of Illinois.

3 (e) Prior interests. This Section does not affect the
4 validity of any contract made between the State and an officer
5 or employee of the State or member of the General Assembly, his
6 or her spouse, minor child, or other immediate family member
7 living in his or her residence or any combination of those
8 persons if that contract was in existence before his or her
9 election or employment as an officer, member, or employee. The
10 contract is voidable, however, if it cannot be completed within
11 365 calendar days after the officer, member, or employee takes
12 office or is employed.

13 (f) Exceptions.

14 (1) Public aid payments. This Section does not apply to
15 payments made for a public aid recipient.

16 (2) Teaching. This Section does not apply to a contract
17 for personal services as a teacher or school administrator
18 between a member of the General Assembly or his or her
19 spouse, or a State officer or employee or his or her
20 spouse, and any school district, public community college
21 district, the University of Illinois, Southern Illinois
22 University at Carbondale, Southern Illinois University at
23 Edwardsville, Illinois State University, Eastern Illinois
24 University, Northern Illinois University, Western Illinois
25 University, Chicago State University, Governor State
26 University, or Northeastern Illinois University.

1 (3) Ministerial duties. This Section does not apply to
2 a contract for personal services of a wholly ministerial
3 character, including but not limited to services as a
4 laborer, clerk, typist, stenographer, page, bookkeeper,
5 receptionist, or telephone switchboard operator, made by a
6 spouse or minor child of an elective or appointive State
7 officer or employee or of a member of the General Assembly.

8 (4) Child and family services. This Section does not
9 apply to payments made to a member of the General Assembly,
10 a State officer or employee, his or her spouse or minor
11 child acting as a foster parent, homemaker, advocate, or
12 volunteer for or in behalf of a child or family served by
13 the Department of Children and Family Services.

14 (5) Licensed professionals. Contracts with licensed
15 professionals, provided they are competitively bid or part
16 of a reimbursement program for specific, customary goods
17 and services through the Department of Children and Family
18 Services, the Department of Human Services, the Department
19 of Healthcare and Family Services, the Department of Public
20 Health, or the Department on Aging.

21 (g) Penalty. A person convicted of a violation of this
22 Section is guilty of a business offense and shall be fined not
23 less than \$1,000 nor more than \$5,000.

24 (Source: P.A. 98-1076, eff. 1-1-15.)

1 Sec. 50-37. Prohibition of political contributions.

2 (a) As used in this Section:

3 The terms "contract", "State contract", and "contract
4 with a State agency" each mean any contract, as defined in
5 this Code, between a business entity and a State agency let
6 or awarded pursuant to this Code. The terms "contract",
7 "State contract", and "contract with a State agency" do not
8 include cost reimbursement contracts; purchase of care
9 agreements as defined in Section 1-15.68 of this Code;
10 contracts for projects eligible for full or partial
11 federal-aid funding reimbursements authorized by the
12 Federal Highway Administration; grants, including but are
13 not limited to grants for job training or transportation;
14 and grants, loans, or tax credit agreements for economic
15 development purposes.

16 "Contribution" means a contribution as defined in
17 Section 9-1.4 of the Election Code.

18 "Declared candidate" means a person who has filed a
19 statement of candidacy and petition for nomination or
20 election in the principal office of the State Board of
21 Elections.

22 "State agency" means and includes all boards,
23 commissions, agencies, institutions, authorities, and
24 bodies politic and corporate of the State, created by or in
25 accordance with the Illinois Constitution or State
26 statute, of the executive branch of State government and

1 does include colleges, universities, public employee
2 retirement systems, and institutions under the
3 jurisdiction of the governing boards of the University of
4 Illinois, Southern Illinois University at Carbondale,
5 Southern Illinois University at Edwardsville, Illinois
6 State University, Eastern Illinois University, Northern
7 Illinois University, Western Illinois University, Chicago
8 State University, Governors State University, Northeastern
9 Illinois University, and the Illinois Board of Higher
10 Education.

11 "Officeholder" means the Governor, Lieutenant
12 Governor, Attorney General, Secretary of State,
13 Comptroller, or Treasurer. The Governor shall be
14 considered the officeholder responsible for awarding all
15 contracts by all officers and employees of, and potential
16 contractors and others doing business with, executive
17 branch State agencies under the jurisdiction of the
18 Executive Ethics Commission and not within the
19 jurisdiction of the Attorney General, the Secretary of
20 State, the Comptroller, or the Treasurer.

21 "Sponsoring entity" means a sponsoring entity as
22 defined in Section 9-3 of the Election Code.

23 "Affiliated person" means (i) any person with any
24 ownership interest or distributive share of the bidding or
25 contracting business entity in excess of 7.5%, (ii)
26 executive employees of the bidding or contracting business

1 entity, and (iii) the spouse of any such persons.
2 "Affiliated person" does not include a person prohibited by
3 federal law from making contributions or expenditures in
4 connection with a federal, state, or local election.

5 "Affiliated entity" means (i) any corporate parent and
6 each operating subsidiary of the bidding or contracting
7 business entity, (ii) each operating subsidiary of the
8 corporate parent of the bidding or contracting business
9 entity, (iii) any organization recognized by the United
10 States Internal Revenue Service as a tax-exempt
11 organization described in Section 501(c) of the Internal
12 Revenue Code of 1986 (or any successor provision of federal
13 tax law) established by the bidding or contracting business
14 entity, any affiliated entity of that business entity, or
15 any affiliated person of that business entity, or (iv) any
16 political committee for which the bidding or contracting
17 business entity, or any 501(c) organization described in
18 item (iii) related to that business entity, is the
19 sponsoring entity. "Affiliated entity" does not include an
20 entity prohibited by federal law from making contributions
21 or expenditures in connection with a federal, state, or
22 local election.

23 "Business entity" means any entity doing business for
24 profit, whether organized as a corporation, partnership,
25 sole proprietorship, limited liability company or
26 partnership, or otherwise.

1 "Executive employee" means (i) the President,
2 Chairman, or Chief Executive Officer of a business entity
3 and any other individual that fulfills equivalent duties as
4 the President, Chairman of the Board, or Chief Executive
5 Officer of a business entity; and (ii) any employee of a
6 business entity whose compensation is determined directly,
7 in whole or in part, by the award or payment of contracts
8 by a State agency to the entity employing the employee. A
9 regular salary that is paid irrespective of the award or
10 payment of a contract with a State agency shall not
11 constitute "compensation" under item (ii) of this
12 definition. "Executive employee" does not include any
13 person prohibited by federal law from making contributions
14 or expenditures in connection with a federal, state, or
15 local election.

16 (b) Any business entity whose contracts with State
17 agencies, in the aggregate, annually total more than \$50,000,
18 and any affiliated entities or affiliated persons of such
19 business entity, are prohibited from making any contributions
20 to any political committees established to promote the
21 candidacy of (i) the officeholder responsible for awarding the
22 contracts or (ii) any other declared candidate for that office.
23 This prohibition shall be effective for the duration of the
24 term of office of the incumbent officeholder awarding the
25 contracts or for a period of 2 years following the expiration
26 or termination of the contracts, whichever is longer.

1 (c) Any business entity whose aggregate pending bids and
2 offers on State contracts total more than \$50,000, or whose
3 aggregate pending bids and offers on State contracts combined
4 with the business entity's aggregate annual total value of
5 State contracts exceed \$50,000, and any affiliated entities or
6 affiliated persons of such business entity, are prohibited from
7 making any contributions to any political committee
8 established to promote the candidacy of the officeholder
9 responsible for awarding the contract on which the business
10 entity has submitted a bid or offer during the period beginning
11 on the date the invitation for bids, request for proposals, or
12 any other procurement opportunity is issued and ending on the
13 day after the date the contract is awarded.

14 (c-5) For the purposes of the prohibitions under
15 subsections (b) and (c) of this Section, (i) any contribution
16 made to a political committee established to promote the
17 candidacy of the Governor or a declared candidate for the
18 office of Governor shall also be considered as having been made
19 to a political committee established to promote the candidacy
20 of the Lieutenant Governor, in the case of the Governor, or the
21 declared candidate for Lieutenant Governor having filed a joint
22 petition, or write-in declaration of intent, with the declared
23 candidate for Governor, as applicable, and (ii) any
24 contribution made to a political committee established to
25 promote the candidacy of the Lieutenant Governor or a declared
26 candidate for the office of Lieutenant Governor shall also be

1 considered as having been made to a political committee
2 established to promote the candidacy of the Governor, in the
3 case of the Lieutenant Governor, or the declared candidate for
4 Governor having filed a joint petition, or write-in declaration
5 of intent, with the declared candidate for Lieutenant Governor,
6 as applicable.

7 (d) All contracts between State agencies and a business
8 entity that violate subsection (b) or (c) shall be voidable
9 under Section 50-60. If a business entity violates subsection
10 (b) 3 or more times within a 36-month period, then all
11 contracts between State agencies and that business entity shall
12 be void, and that business entity shall not bid or respond to
13 any invitation to bid or request for proposals from any State
14 agency or otherwise enter into any contract with any State
15 agency for 3 years from the date of the last violation. A
16 notice of each violation and the penalty imposed shall be
17 published in both the Procurement Bulletin and the Illinois
18 Register.

19 (e) Any political committee that has received a
20 contribution in violation of subsection (b) or (c) shall pay an
21 amount equal to the value of the contribution to the State no
22 more than 30 calendar days after notice of the violation
23 concerning the contribution appears in the Illinois Register.
24 Payments received by the State pursuant to this subsection
25 shall be deposited into the general revenue fund.

26 (Source: P.A. 97-411, eff. 8-16-11; 98-1076, eff. 1-1-15.)

1 Section 95. The Business Enterprise for Minorities,
2 Females, and Persons with Disabilities Act is amended by
3 changing Section 2 as follows:

4 (30 ILCS 575/2)

5 (Section scheduled to be repealed on June 30, 2020)

6 Sec. 2. Definitions.

7 (A) For the purpose of this Act, the following terms shall
8 have the following definitions:

9 (1) "Minority person" shall mean a person who is a
10 citizen or lawful permanent resident of the United States
11 and who is any of the following:

12 (a) American Indian or Alaska Native (a person
13 having origins in any of the original peoples of North
14 and South America, including Central America, and who
15 maintains tribal affiliation or community attachment).

16 (b) Asian (a person having origins in any of the
17 original peoples of the Far East, Southeast Asia, or
18 the Indian subcontinent, including, but not limited
19 to, Cambodia, China, India, Japan, Korea, Malaysia,
20 Pakistan, the Philippine Islands, Thailand, and
21 Vietnam).

22 (c) Black or African American (a person having
23 origins in any of the black racial groups of Africa).
24 Terms such as "Haitian" or "Negro" can be used in

1 addition to "Black or African American".

2 (d) Hispanic or Latino (a person of Cuban, Mexican,
3 Puerto Rican, South or Central American, or other
4 Spanish culture or origin, regardless of race).

5 (e) Native Hawaiian or Other Pacific Islander (a
6 person having origins in any of the original peoples of
7 Hawaii, Guam, Samoa, or other Pacific Islands).

8 (2) "Woman" shall mean a person who is a citizen or
9 lawful permanent resident of the United States and who is
10 of the female gender.

11 (2.05) "Person with a disability" means a person who is
12 a citizen or lawful resident of the United States and is a
13 person qualifying as a person with a disability under
14 subdivision (2.1) of this subsection (A).

15 (2.1) "Person with a disability" means a person with a
16 severe physical or mental disability that:

17 (a) results from:

18 amputation,

19 arthritis,

20 autism,

21 blindness,

22 burn injury,

23 cancer,

24 cerebral palsy,

25 Crohn's disease,

26 cystic fibrosis,

1 deafness,
2 head injury,
3 heart disease,
4 hemiplegia,
5 hemophilia,
6 respiratory or pulmonary dysfunction,
7 an intellectual disability,
8 mental illness,
9 multiple sclerosis,
10 muscular dystrophy,
11 musculoskeletal disorders,
12 neurological disorders, including stroke and
13 epilepsy,
14 paraplegia,
15 quadriplegia and other spinal cord conditions,
16 sickle cell anemia,
17 ulcerative colitis,
18 specific learning disabilities, or
19 end stage renal failure disease; and
20 (b) substantially limits one or more of the
21 person's major life activities.

22 Another disability or combination of disabilities may
23 also be considered as a severe disability for the purposes
24 of item (a) of this subdivision (2.1) if it is determined
25 by an evaluation of rehabilitation potential to cause a
26 comparable degree of substantial functional limitation

1 similar to the specific list of disabilities listed in item
2 (a) of this subdivision (2.1).

3 (3) "Minority-owned business" means a business which
4 is at least 51% owned by one or more minority persons, or
5 in the case of a corporation, at least 51% of the stock in
6 which is owned by one or more minority persons; and the
7 management and daily business operations of which are
8 controlled by one or more of the minority individuals who
9 own it.

10 (4) "Women-owned business" means a business which is at
11 least 51% owned by one or more women, or, in the case of a
12 corporation, at least 51% of the stock in which is owned by
13 one or more women; and the management and daily business
14 operations of which are controlled by one or more of the
15 women who own it.

16 (4.1) "Business owned by a person with a disability"
17 means a business that is at least 51% owned by one or more
18 persons with a disability and the management and daily
19 business operations of which are controlled by one or more
20 of the persons with disabilities who own it. A
21 not-for-profit agency for persons with disabilities that
22 is exempt from taxation under Section 501 of the Internal
23 Revenue Code of 1986 is also considered a "business owned
24 by a person with a disability".

25 (4.2) "Council" means the Business Enterprise Council
26 for Minorities, Women, and Persons with Disabilities

1 created under Section 5 of this Act.

2 (5) "State contracts" means all contracts entered into
3 by the State, any agency or department thereof, or any
4 public institution of higher education, including
5 community college districts, regardless of the source of
6 the funds with which the contracts are paid, which are not
7 subject to federal reimbursement. "State contracts" does
8 not include contracts awarded by a retirement system,
9 pension fund, or investment board subject to Section
10 1-109.1 of the Illinois Pension Code. This definition shall
11 control over any existing definition under this Act or
12 applicable administrative rule.

13 "State construction contracts" means all State
14 contracts entered into by a State agency or public
15 institution of higher education for the repair,
16 remodeling, renovation or construction of a building or
17 structure, or for the construction or maintenance of a
18 highway defined in Article 2 of the Illinois Highway Code.

19 (6) "State agencies" shall mean all departments,
20 officers, boards, commissions, institutions and bodies
21 politic and corporate of the State, but does not include
22 the Board of Trustees of the University of Illinois, the
23 Board of Trustees of Southern Illinois University at
24 Carbondale, the Board of Trustees of Southern Illinois
25 University at Edwardsville, the Board of Trustees of
26 Chicago State University, the Board of Trustees of Eastern

1 Illinois University, the Board of Trustees of Governors
2 State University, the Board of Trustees of Illinois State
3 University, the Board of Trustees of Northeastern Illinois
4 University, the Board of Trustees of Northern Illinois
5 University, the Board of Trustees of Western Illinois
6 University, municipalities or other local governmental
7 units, or other State constitutional officers.

8 (7) "Public institutions of higher education" means
9 the University of Illinois, Southern Illinois University
10 at Carbondale, the Board of Trustees of Southern Illinois
11 University at Edwardsville, Chicago State University,
12 Eastern Illinois University, Governors State University,
13 Illinois State University, Northeastern Illinois
14 University, Northern Illinois University, Western Illinois
15 University, the public community colleges of the State, and
16 any other public universities, colleges, and community
17 colleges now or hereafter established or authorized by the
18 General Assembly.

19 (8) "Certification" means a determination made by the
20 Council or by one delegated authority from the Council to
21 make certifications, or by a State agency with statutory
22 authority to make such a certification, that a business
23 entity is a business owned by a minority, woman, or person
24 with a disability for whatever purpose. A business owned
25 and controlled by women shall be certified as a
26 "woman-owned business". A business owned and controlled by

1 women who are also minorities shall be certified as both a
2 "women-owned business" and a "minority-owned business".

3 (9) "Control" means the exclusive or ultimate and sole
4 control of the business including, but not limited to,
5 capital investment and all other financial matters,
6 property, acquisitions, contract negotiations, legal
7 matters, officer-director-employee selection and
8 comprehensive hiring, operating responsibilities,
9 cost-control matters, income and dividend matters,
10 financial transactions and rights of other shareholders or
11 joint partners. Control shall be real, substantial and
12 continuing, not pro forma. Control shall include the power
13 to direct or cause the direction of the management and
14 policies of the business and to make the day-to-day as well
15 as major decisions in matters of policy, management and
16 operations. Control shall be exemplified by possessing the
17 requisite knowledge and expertise to run the particular
18 business and control shall not include simple majority or
19 absentee ownership.

20 (10) "Business" means a business that has annual gross
21 sales of less than \$75,000,000 as evidenced by the federal
22 income tax return of the business. A firm with gross sales
23 in excess of this cap may apply to the Council for
24 certification for a particular contract if the firm can
25 demonstrate that the contract would have significant
26 impact on businesses owned by minorities, women, or persons

1 with disabilities as suppliers or subcontractors or in
2 employment of minorities, women, or persons with
3 disabilities.

4 (11) "Utilization plan" means a form and additional
5 documentations included in all bids or proposals that
6 demonstrates a vendor's proposed utilization of vendors
7 certified by the Business Enterprise Program to meet the
8 targeted goal. The utilization plan shall demonstrate that
9 the Vendor has either: (1) met the entire contract goal or
10 (2) requested a full or partial waiver and made good faith
11 efforts towards meeting the goal.

12 (12) "Business Enterprise Program" means the Business
13 Enterprise Program of the Department of Central Management
14 Services.

15 (B) When a business is owned at least 51% by any
16 combination of minority persons, women, or persons with
17 disabilities, even though none of the 3 classes alone holds at
18 least a 51% interest, the ownership requirement for purposes of
19 this Act is considered to be met. The certification category
20 for the business is that of the class holding the largest
21 ownership interest in the business. If 2 or more classes have
22 equal ownership interests, the certification category shall be
23 determined by the business.

24 (Source: P.A. 99-143, eff. 7-27-15; 99-462, eff. 8-25-15;
25 99-642, eff. 7-28-16; 100-391, eff. 8-25-17.)

1 Section 100. The Build Illinois Act is amended by changing
2 Section 1-3 as follows:

3 (30 ILCS 750/1-3) (from Ch. 127, par. 2701-3)

4 Sec. 1-3. The following agencies, boards and entities of
5 State government may expend appropriations for the purposes
6 contained in this Act: Department of Natural Resources;
7 Department of Agriculture; Illinois Finance Authority; Capital
8 Development Board; Department of Transportation; Department of
9 Central Management Services; Illinois Arts Council;
10 Environmental Protection Agency; Historic Preservation Agency;
11 State Board of Higher Education; the Metropolitan Pier and
12 Exposition Authority; State Board of Education; Illinois
13 Community College Board; Board of Trustees of the University of
14 Illinois; Board of Trustees of Chicago State University; Board
15 of Trustees of Eastern Illinois University; Board of Trustees
16 of Governors State University; Board of Trustees of Illinois
17 State University; Board of Trustees of Northeastern Illinois
18 University; Board of Trustees of Northern Illinois University;
19 Board of Trustees of Western Illinois University; ~~and~~ Board of
20 Trustees of Southern Illinois University at Carbondale; and
21 Board of Trustees of Southern Illinois University at
22 Edwardsville.

23 (Source: P.A. 93-205, eff. 1-1-04.)

24 Section 105. The Illinois Pension Code is amended by

1 changing Sections 15-106 and 24-109 as follows:

2 (40 ILCS 5/15-106) (from Ch. 108 1/2, par. 15-106)

3 Sec. 15-106. Employer. "Employer": The University of
4 Illinois, Southern Illinois University at Carbondale, Southern
5 Illinois University at Edwardsville, Chicago State University,
6 Eastern Illinois University, Governors State University,
7 Illinois State University, Northeastern Illinois University,
8 Northern Illinois University, Western Illinois University, the
9 State Board of Higher Education, the Illinois Mathematics and
10 Science Academy, the University Civil Service Merit Board, the
11 Board of Trustees of the State Universities Retirement System,
12 the Illinois Community College Board, community college
13 boards, any association of community college boards organized
14 under Section 3-55 of the Public Community College Act, the
15 Board of Examiners established under the Illinois Public
16 Accounting Act, and, only during the period for which employer
17 contributions required under Section 15-155 are paid, the
18 following organizations: the alumni associations, the
19 foundations and the athletic associations which are affiliated
20 with the universities and colleges included in this Section as
21 employers. An individual who begins employment on or after the
22 effective date of this amendatory Act of the 99th General
23 Assembly with any association of community college boards
24 organized under Section 3-55 of the Public Community College
25 Act, the Association of Illinois Middle-Grade Schools, the

1 Illinois Association of School Administrators, the Illinois
2 Association for Supervision and Curriculum Development, the
3 Illinois Principals Association, the Illinois Association of
4 School Business Officials, the Illinois Special Olympics, or an
5 entity not defined as an employer in this Section shall not be
6 deemed an employee for the purposes of this Article with
7 respect to that employment and shall not be eligible to
8 participate in the System with respect to that employment;
9 provided, however, that those individuals who are both employed
10 by such an entity and are participating in the System with
11 respect to that employment on the effective date of this
12 amendatory Act of the 99th General Assembly shall be allowed to
13 continue as participants in the System for the duration of that
14 employment.

15 A department as defined in Section 14-103.04 is an employer
16 for any person appointed by the Governor under the Civil
17 Administrative Code of Illinois who is a participating employee
18 as defined in Section 15-109. The Department of Central
19 Management Services is an employer with respect to persons
20 employed by the State Board of Higher Education in positions
21 with the Illinois Century Network as of June 30, 2004 who
22 remain continuously employed after that date by the Department
23 of Central Management Services in positions with the Illinois
24 Century Network, the Bureau of Communication and Computer
25 Services, or, if applicable, any successor bureau.

26 The cities of Champaign and Urbana shall be considered

1 employers, but only during the period for which contributions
2 are required to be made under subsection (b-1) of Section
3 15-155 and only with respect to individuals described in
4 subsection (h) of Section 15-107.

5 (Source: P.A. 99-830, eff. 1-1-17; 99-897, eff. 1-1-17.)

6 (40 ILCS 5/24-109) (from Ch. 108 1/2, par. 24-109)

7 Sec. 24-109. Football Coaches.

8 (a) Any football coach employed by the Board of Trustees of
9 Chicago State University, the Board of Trustees of Eastern
10 Illinois University, the Board of Trustees of Governors State
11 University, the Board of Trustees of Illinois State University,
12 the Board of Trustees of Northeastern Illinois University, the
13 Board of Trustees of Northern Illinois University, the Board of
14 Trustees of Western Illinois University, the University of
15 Illinois Board of Trustees, ~~or~~ the Board of Trustees of
16 Southern Illinois University at Carbondale, or the Board of
17 Trustees of Southern Illinois University at Edwardsville
18 ~~System Board of Trustees~~, may participate in the American
19 Football Coaches Retirement Trust in accordance with the
20 conditions of that Trust, of this Section, and of applicable
21 federal law.

22 (b) A football coach who elects to participate in the Trust
23 may defer a part of his compensation as a coach by making
24 employee contributions to the Trust. Amounts deferred by the
25 coach under this Section shall be deemed a part of the coach's

1 compensation for purposes of participation in the State
2 Universities Retirement System but, in accordance with the U.S.
3 Internal Revenue Code of 1986, shall not be included in the
4 computation of federal income taxes withheld on behalf of the
5 coach. The employing institution of higher education shall not
6 make any employer contributions to the Trust on behalf of the
7 coach.

8 (c) A football coach who participates in the Trust may not
9 participate in any other program of deferred compensation under
10 this Article during any year in which he makes contributions to
11 the Trust.

12 (d) Participation in the Trust shall be administered by the
13 institution of higher education that employs the coach. Each
14 such institution shall report annually to the General Assembly
15 on the status of the Trust and participation under this
16 Section.

17 (e) The right to participate in the Trust that is granted
18 by this Section is subject to future limitation, and shall not
19 be deemed to be a pension benefit that is protected from
20 impairment under Section 5 of Article XIII of the Illinois
21 Constitution.

22 (Source: P.A. 90-14, eff. 7-1-97.)

23 Section 110. The Counties Code is amended by changing
24 Section 4-2001 as follows:

1 (55 ILCS 5/4-2001) (from Ch. 34, par. 4-2001)

2 Sec. 4-2001. State's attorney salaries.

3 (a) There shall be allowed to the several state's attorneys
4 in this State, except the state's attorney of Cook County, the
5 following annual salary:

6 (1) Subject to paragraph (5), to each state's attorney
7 in counties containing less than 10,000 inhabitants,
8 \$40,500 until December 31, 1988, \$45,500 until June 30,
9 1994, and \$55,500 thereafter or as set by the Compensation
10 Review Board, whichever is greater.

11 (2) Subject to paragraph (5), to each state's attorney
12 in counties containing 10,000 or more inhabitants but less
13 than 20,000 inhabitants, \$46,500 until December 31, 1988,
14 \$61,500 until June 30, 1994, and \$71,500 thereafter or as
15 set by the Compensation Review Board, whichever is greater.

16 (3) Subject to paragraph (5), to each state's attorney
17 in counties containing 20,000 or more but less than 30,000
18 inhabitants, \$51,000 until December 31, 1988, \$65,000
19 until June 30, 1994, and \$75,000 thereafter or as set by
20 the Compensation Review Board, whichever is greater.

21 (4) To each state's attorney in counties of 30,000 or
22 more inhabitants, \$65,500 until December 31, 1988, \$80,000
23 until June 30, 1994, and \$96,837 thereafter or as set by
24 the Compensation Review Board, whichever is greater.

25 (5) Effective December 1, 2000, to each state's
26 attorney in counties containing fewer than 30,000

1 inhabitants, the same salary plus any cost of living
2 adjustments as authorized by the Compensation Review Board
3 to take effect after January 1, 1999, for state's attorneys
4 in counties containing 20,000 or more but fewer than 30,000
5 inhabitants, or as set by the Compensation Review Board
6 whichever is greater.

7 The State shall furnish 66 2/3% of the total annual
8 compensation to be paid to each state's attorney in Illinois
9 based on the salary in effect on December 31, 1988, and 100% of
10 the increases in salary taking effect after December 31, 1988.

11 Subject to appropriation, said amounts furnished by the
12 State shall be payable monthly by the Department of Revenue out
13 of the Personal Property Tax Replacement Fund or the General
14 Revenue Fund to the county in which each state's attorney is
15 elected.

16 Each county shall be required to furnish 33 1/3% of the
17 total annual compensation to be paid to each state's attorney
18 in Illinois based on the salary in effect on December 31, 1988.

19 Within 90 days after the effective date of this amendatory
20 Act of the 96th General Assembly, the county board of any
21 county with a population between 15,000 and 50,000 by
22 resolution or ordinance may increase the amount of compensation
23 to be paid to each eligible state's attorney in their county in
24 the form of a longevity stipend which shall be added to and
25 become part of the salary of the state's attorney for that
26 year. To be eligible, the state's attorney must have served in

1 the elected position for at least 20 continuous years and elect
2 to participate in a program for an alternative annuity for
3 county officers and make the required additional optional
4 contributions as authorized by P.A. 90-32.

5 (b) Effective December 1, 2000, no state's attorney may
6 engage in the private practice of law. However, until November
7 30, 2000, (i) the state's attorneys in counties containing
8 fewer than 10,000 inhabitants may engage in the practice of
9 law, and (ii) in any county between 10,000 and 30,000
10 inhabitants or in any county containing 30,000 or more
11 inhabitants which reached that population between 1970 and
12 December 31, 1981, the state's attorney may declare his or her
13 intention to engage in the private practice of law, and may do
14 so through no later than November 30, 2000, by filing a written
15 declaration of intent to engage in the private practice of law
16 with the county clerk. The declaration of intention shall be
17 irrevocable during the remainder of the term of office. The
18 declaration shall be filed with the county clerk within 30 days
19 of certification of election or appointment, or within 60 days
20 of March 15, 1989, whichever is later. In that event the annual
21 salary of such state's attorney shall be as follows:

22 (1) In counties containing 10,000 or more inhabitants
23 but less than 20,000 inhabitants, \$46,500 until December
24 31, 1988, \$51,500 until June 30, 1994, and \$61,500
25 thereafter or as set by the Compensation Review Board,
26 whichever is greater. The State shall furnish 100% of the

1 increases taking effect after December 31, 1988.

2 (2) In counties containing 20,000 or more inhabitants
3 but less than 30,000 inhabitants, and in counties
4 containing 30,000 or more inhabitants which reached said
5 population between 1970 and December 31, 1981, \$51,500
6 until December 31, 1988, \$56,000 until June 30, 1994, and
7 \$65,000 thereafter or as set by the Compensation Review
8 Board, whichever is greater. The State shall furnish 100%
9 of the increases taking effect after December 31, 1988.

10 (c) In counties where a state mental health institution, as
11 hereinafter defined, is located, one assistant state's
12 attorney shall, subject to appropriation, receive for his
13 services, payable monthly by the Department of Revenue out of
14 the Personal Property Tax Replacement Fund or the General
15 Revenue Fund to the county in which he is appointed, the
16 following:

17 (1) To each assistant state's attorney in counties
18 containing less than 10,000 inhabitants, the sum of \$2,500
19 per annum;

20 (2) To each assistant state's attorney in counties
21 containing not less than 10,000 inhabitants and not more
22 than 20,000 inhabitants, the sum of \$3,500 per annum;

23 (3) To each assistant state's attorney in counties
24 containing not less than 20,000 inhabitants and not more
25 than 30,000 inhabitants, the sum of \$4,000 per annum;

26 (4) To each assistant state's attorney in counties

1 containing not less than 30,000 inhabitants and not more
2 than 40,000 inhabitants, the sum of \$4,500 per annum;

3 (5) To each assistant state's attorney in counties
4 containing not less than 40,000 inhabitants and not more
5 than 70,000 inhabitants, the sum of \$5,000 per annum;

6 (6) To each assistant state's attorney in counties
7 containing not less than 70,000 inhabitants and not more
8 than 1,000,000 inhabitants, the sum of \$6,000 per annum.

9 (d) The population of all counties for the purpose of
10 fixing salaries as herein provided shall be based upon the last
11 Federal census immediately previous to the appointment of an
12 assistant state's attorney in each county.

13 (e) At the request of the county governing authority, in
14 counties where one or more state correctional institutions, as
15 hereinafter defined, are located, one or more assistant state's
16 attorneys shall, subject to appropriation, receive for their
17 services, provided that such services are performed in
18 connection with the state correctional institution, payable
19 monthly by the Department of Revenue out of the Personal
20 Property Tax Replacement Fund or the General Revenue Fund to
21 the county in which they are appointed, the following:

22 (1) \$22,000 for each assistant state's attorney in
23 counties with one or more State correctional institutions
24 with a total average daily inmate population in excess of
25 2,000, on the basis of 2 assistant state's attorneys when
26 the total average daily inmate population exceeds 2,000 but

1 is less than 4,000; and 3 assistant state's attorneys when
2 such population exceeds 4,000; with reimbursement to be
3 based on actual services rendered.

4 (2) \$15,000 per year for one assistant state's attorney
5 in counties having one or more correctional institutions
6 with a total average daily inmate population of between 750
7 and 2,000 inmates, with reimbursement to be based on actual
8 services rendered.

9 (3) A maximum of \$12,000 per year for one assistant
10 state's attorney in counties having less than 750 inmates,
11 with reimbursement to be based on actual services rendered.

12 Upon application of the county governing authority and
13 certification of the State's Attorney, the Director of
14 Corrections may, in his discretion and subject to
15 appropriation, increase the amount of salary reimbursement
16 to a county in the event special circumstances require the
17 county to incur extraordinary salary expenditures as a
18 result of services performed in connection with State
19 correctional institutions in that county.

20 In determining whether or not to increase the amount of
21 salary reimbursement, the Director shall consider, among other
22 matters:

23 (1) the nature of the services rendered;

24 (2) the results or dispositions obtained;

25 (3) whether or not the county was required to employ
26 additional attorney personnel as a direct result of the

1 services actually rendered in connection with a particular
2 service to a State correctional institution.

3 (f) In counties where a State senior institution of higher
4 education is located, the assistant state's attorneys
5 specified by this Section shall, subject to appropriation,
6 receive for their services, payable monthly by the Department
7 of Revenue out of the Personal Property Tax Replacement Fund or
8 the General Revenue Fund to the county in which appointed, the
9 following:

10 (1) \$14,000 per year each for employment on a full time
11 basis for 2 assistant state's attorneys in counties having
12 a State university or State universities with combined full
13 time enrollment of more than 15,000 students.

14 (2) \$7,200 per year for one assistant state's attorney
15 with no limitation on other practice in counties having a
16 State university or State universities with combined full
17 time enrollment of 10,000 to 15,000 students.

18 (3) \$4,000 per year for one assistant state's attorney
19 with no limitation on other practice in counties having a
20 State university or State universities with combined full
21 time enrollment of less than 10,000 students.

22 Such salaries shall be paid to the state's attorney and the
23 assistant state's attorney in equal monthly installments by
24 such county out of the county treasury provided that, subject
25 to appropriation, the Department of Revenue shall reimburse
26 each county monthly, out of the Personal Property Tax

1 Replacement Fund or the General Revenue Fund, the amount of
2 such salary. This Section shall not prevent the payment of such
3 additional compensation to the state's attorney or assistant
4 state's attorney of any county, out of the treasury of that
5 county as may be provided by law.

6 (g) For purposes of this Section, "State mental health
7 institution" means any institution under the jurisdiction of
8 the Department of Human Services that is listed in Section 4 of
9 the Mental Health and Developmental Disabilities
10 Administrative Act.

11 For purposes of this Section, "State correctional
12 institution" means any facility of the Department of
13 Corrections including adult facilities, juvenile facilities,
14 pre-release centers, community correction centers, and work
15 camps.

16 For purposes of this Section, "State university" means the
17 University of Illinois, Southern Illinois University at
18 Carbondale, Southern Illinois University at Edwardsville,
19 Chicago State University, Eastern Illinois University,
20 Governors State University, Illinois State University,
21 Northeastern Illinois University, Northern Illinois
22 University, Western Illinois University, and any public
23 community college which has established a program of
24 interinstitutional cooperation with one of the foregoing
25 institutions whereby a student, after earning an associate
26 degree from the community college, pursues a course of study at

1 the community college campus leading to a baccalaureate degree
2 from the foregoing institution (also known as a "2 Plus 2"
3 degree program).

4 (h) A number of assistant state's attorneys shall be
5 appointed in each county that chooses to participate, as
6 provided in this subsection, for the prosecution of
7 alcohol-related traffic offenses. Each county shall receive
8 monthly a subsidy for payment of the salaries and benefits of
9 these assistant state's attorneys from State funds
10 appropriated to the Department of Revenue out of the Personal
11 Property Tax Replacement Fund or the General Revenue Fund for
12 that purpose. The amounts of subsidies provided by this
13 subsection shall be adjusted for inflation each July 1 using
14 the Consumer Price Index of the Bureau of Labor Statistics of
15 the U.S. Department of Labor.

16 When a county chooses to participate in the subsidy program
17 described in this subsection (h), the number of assistant
18 state's attorneys who are prosecuting alcohol-related traffic
19 offenses must increase according to the subsidy provided in
20 this subsection. These appointed assistant state's attorneys
21 shall be in addition to any other assistant state's attorneys
22 assigned to those cases on the effective date of this
23 amendatory Act of the 91st General Assembly, and may not
24 replace those assistant state's attorneys. In counties where
25 the state's attorney is the sole prosecutor, this subsidy shall
26 be used to provide an assistant state's attorney to prosecute

1 alcohol-related traffic offenses along with the state's
2 attorney. In counties where the state's attorney is the sole
3 prosecutor, and in counties where a judge presides over cases
4 involving a variety of misdemeanors, including alcohol-related
5 traffic matters, assistant state's attorneys appointed and
6 subsidized by this subsection (h) may also prosecute the
7 different misdemeanor cases at the direction of the state's
8 attorney.

9 Assistant state's attorneys shall be appointed under this
10 subsection in the following number and counties shall receive
11 the following annual subsidies:

12 (1) In counties with fewer than 30,000 inhabitants, one
13 at \$35,000.

14 (2) In counties with 30,000 or more but fewer than
15 100,000 inhabitants, one at \$45,000.

16 (3) In counties with 100,000 or more but fewer than
17 300,000 inhabitants, 2 at \$45,000 each.

18 (4) In counties, other than Cook County, with 300,000
19 or more inhabitants, 4 at \$50,000 each.

20 The amounts appropriated under this Section must be
21 segregated by population classification and disbursed monthly.

22 If in any year the amount appropriated for the purposes of
23 this subsection (h) is insufficient to pay all of the subsidies
24 specified in this subsection, the amount appropriated shall
25 first be prorated by the population classifications of this
26 subsection (h) and then among the counties choosing to

1 participate within each of those classifications. If any of the
2 appropriated moneys for each population classification remain
3 at the end of a fiscal year, the remainder of the moneys may be
4 allocated to participating counties that were not fully funded
5 during the course of the year. Nothing in this subsection
6 prohibits 2 or more State's attorneys from combining their
7 subsidies to appoint a joint assistant State's attorney to
8 prosecute alcohol-related traffic offenses in multiple
9 counties. Nothing in this subsection prohibits a State's
10 attorney from appointing an assistant State's attorney by
11 contract or otherwise.

12 (Source: P.A. 96-259, eff. 8-11-09; 97-72, eff. 7-1-11.)

13 Section 115. The Municipal Tax Compliance Act is amended by
14 changing Section 4 as follows:

15 (65 ILCS 80/4) (from Ch. 24, par. 1554)

16 Sec. 4. As used in this Act, except when the context
17 otherwise requires:

18 (a) "Public institution of higher education" means the
19 University of Illinois; Southern Illinois University at
20 Carbondale; Southern Illinois University at Edwardsville;
21 Chicago State University; Eastern Illinois University;
22 Governors State University; Illinois State University;
23 Northeastern Illinois University; Northern Illinois
24 University; Western Illinois University; the public community

1 colleges of the State and any other public universities,
2 colleges and community colleges now or hereafter established or
3 authorized by law.

4 (b) "Hotel", "operator", "occupancy", "room" or "rooms",
5 "permanent resident" and "rental" each shall have the
6 respective meanings ascribed thereto by Section 2 of The Hotel
7 Operator's Occupation Tax Act, except that the term "hotel"
8 shall also include dormitories, student unions and student
9 centers owned, leased or operated by public institutions of
10 higher education.

11 (c) "Parking spaces" means spaces provided and furnished
12 for persons to park motor vehicles with or without a charge by
13 a public institution of higher education under the control of
14 such public institution of higher education.

15 (d) "Student performances" means theatricals, shows,
16 motion picture shows, or live performances when such
17 theatricals, shows, motion picture shows or live performances
18 are sponsored by a public institution of higher education or a
19 student organization recognized by a public institution of
20 higher education or in which students enrolled in a public
21 institution of higher education constitute more than 50% of the
22 performers. Student performances shall not include
23 performances which take place within the physical boundaries of
24 a public institution of higher education and are sponsored in
25 whole or in part by any individual or business entity which is
26 not a student, a public institution of higher education, a

1 recognized student organization or an employee of said public
2 institution of higher education or where an individual or
3 business entity rents or leases a building owned by a public
4 institution of higher education for the purpose of the staging
5 of such a performance.

6 (e) "Student athletic contests" means any athletic contest
7 sanctioned and performed under the auspices of the National
8 Collegiate Athletic Association or the National Association of
9 Intercollegiate Athletics or any athletic contest sanctioned
10 or performed under the auspices of a public institution of
11 higher education as defined herein.

12 (Source: P.A. 89-4, eff. 1-1-96.)

13 Section 120. The Hospital District Law is amended by
14 changing Section 15 as follows:

15 (70 ILCS 910/15) (from Ch. 23, par. 1265)

16 Sec. 15. A Hospital District shall constitute a municipal
17 corporation and body politic separate and apart from any other
18 municipality, the State of Illinois or any other public or
19 governmental agency and shall have and exercise the following
20 governmental powers, and all other powers incidental,
21 necessary, convenient, or desirable to carry out and effectuate
22 such express powers.

23 1. To establish and maintain a hospital and hospital
24 facilities within or outside its corporate limits, and to

1 construct, acquire, develop, expand, extend and improve any
2 such hospital or hospital facility. If a Hospital District
3 utilizes its authority to levy a tax pursuant to Section 20 of
4 this Act for the purpose of establishing and maintaining
5 hospitals or hospital facilities, such District shall be
6 prohibited from establishing and maintaining hospitals or
7 hospital facilities located outside of its district unless so
8 authorized by referendum. To approve the provision of any
9 service and to approve any contract or other arrangement not
10 prohibited by a hospital licensed under the Hospital Licensing
11 Act, incorporated under the General Not-For-Profit Corporation
12 Act, and exempt from taxation under paragraph (3) of subsection
13 (c) of Section 501 of the Internal Revenue Code.

14 2. To acquire land in fee simple, rights in land and
15 easements upon, over or across land and leasehold interests in
16 land and tangible and intangible personal property used or
17 useful for the location, establishment, maintenance,
18 development, expansion, extension or improvement of any such
19 hospital or hospital facility. Such acquisition may be by
20 dedication, purchase, gift, agreement, lease, use or adverse
21 possession or by condemnation.

22 3. To operate, maintain and manage such hospital and
23 hospital facility, and to make and enter into contracts for the
24 use, operation or management of and to provide rules and
25 regulations for the operation, management or use of such
26 hospital or hospital facility.

1 Such contracts may include the lease by the District of all
2 or any portion of its facilities to a not-for-profit
3 corporation organized by the District's board of directors. The
4 rent to be paid pursuant to any such lease shall be in an
5 amount deemed appropriate by the board of directors. Any of the
6 remaining assets which are not the subject of such a lease may
7 be conveyed and transferred to the not-for-profit corporation
8 organized by the District's board of directors provided that
9 the not-for-profit corporation agrees to discharge or assume
10 such debts, liabilities, and obligations of the District as
11 determined to be appropriate by the District's board of
12 directors.

13 4. To fix, charge and collect reasonable fees and
14 compensation for the use or occupancy of such hospital or any
15 part thereof, or any hospital facility, and for nursing care,
16 medicine, attendance, or other services furnished by such
17 hospital or hospital facilities, according to the rules and
18 regulations prescribed by the board from time to time.

19 5. To borrow money and to issue general obligation bonds,
20 revenue bonds, notes, certificates, or other evidences of
21 indebtedness for the purpose of accomplishing any of its
22 corporate purposes, subject to compliance with any conditions
23 or limitations set forth in this Act or the Health Facilities
24 Planning Act or otherwise provided by the constitution of the
25 State of Illinois and to execute, deliver, and perform
26 mortgages and security agreements to secure such borrowing.

1 6. To employ or enter into contracts for the employment of
2 any person, firm, or corporation, and for professional
3 services, necessary or desirable for the accomplishment of the
4 corporate objects of the District or the proper administration,
5 management, protection or control of its property.

6 7. To maintain such hospital for the benefit of the
7 inhabitants of the area comprising the District who are sick,
8 injured, or maimed regardless of race, creed, religion, sex,
9 national origin or color, and to adopt such reasonable rules
10 and regulations as may be necessary to render the use of the
11 hospital of the greatest benefit to the greatest number; to
12 exclude from the use of the hospital all persons who wilfully
13 disregard any of the rules and regulations so established; to
14 extend the privileges and use of the hospital to persons
15 residing outside the area of the District upon such terms and
16 conditions as the board of directors prescribes by its rules
17 and regulations.

18 8. To police its property and to exercise police powers in
19 respect thereto or in respect to the enforcement of any rule or
20 regulation provided by the ordinances of the District and to
21 employ and commission police officers and other qualified
22 persons to enforce the same.

23 The use of any such hospital or hospital facility of a
24 District shall be subject to the reasonable regulation and
25 control of the District and upon such reasonable terms and
26 conditions as shall be established by its board of directors.

1 A regulatory ordinance of a District adopted under any
2 provision of this Section may provide for a suspension or
3 revocation of any rights or privileges within the control of
4 the District for a violation of any such regulatory ordinance.

5 Nothing in this Section or in other provisions of this Act
6 shall be construed to authorize the District or board to
7 establish or enforce any regulation or rule in respect to
8 hospitalization or in the operation or maintenance of such
9 hospital or any hospital facilities within its jurisdiction
10 which is in conflict with any federal or state law or
11 regulation applicable to the same subject matter.

12 9. To provide for the benefit of its employees group life,
13 health, accident, hospital and medical insurance, or any
14 combination of such types of insurance, and to further provide
15 for its employees by the establishment of a pension or
16 retirement plan or system; to effectuate the establishment of
17 any such insurance program or pension or retirement plan or
18 system, a Hospital District may make, enter into or subscribe
19 to agreements, contracts, policies or plans with private
20 insurance companies. Such insurance may include provisions for
21 employees who rely on treatment by spiritual means alone
22 through prayer for healing in accord with the tenets and
23 practice of a well-recognized religious denomination. The
24 board of directors of a Hospital District may provide for
25 payment by the District of a portion of the premium or charge
26 for such insurance or for a pension or retirement plan for

1 employees with the employee paying the balance of such premium
2 or charge. If the board of directors of a Hospital District
3 undertakes a plan pursuant to which the Hospital District pays
4 a portion of such premium or charge, the board shall provide
5 for the withholding and deducting from the compensation of such
6 employees as consent to joining such insurance program or
7 pension or retirement plan or system, the balance of the
8 premium or charge for such insurance or plan or system.

9 If the board of directors of a Hospital District does not
10 provide for a program or plan pursuant to which such District
11 pays a portion of the premium or charge for any group insurance
12 program or pension or retirement plan or system, the board may
13 provide for the withholding and deducting from the compensation
14 of such employees as consent thereto the premium or charge for
15 any group life, health, accident, hospital and medical
16 insurance or for any pension or retirement plan or system.

17 A Hospital District deducting from the compensation of its
18 employees for any group insurance program or pension or
19 retirement plan or system, pursuant to this Section, may agree
20 to receive and may receive reimbursement from the insurance
21 company for the cost of withholding and transferring such
22 amount to the company.

23 10. Except as provided in Section 15.3, to sell at public
24 auction or by sealed bid and convey any real estate held by the
25 District which the board of directors, by ordinance adopted by
26 at least 2/3rds of the members of the board then holding

1 office, has determined to be no longer necessary or useful to,
2 or for the best interests of, the District.

3 An ordinance directing the sale of real estate shall
4 include the legal description of the real estate, its present
5 use, a statement that the property is no longer necessary or
6 useful to, or for the best interests of, the District, the
7 terms and conditions of the sale, whether the sale is to be at
8 public auction or sealed bid, and the date, time, and place the
9 property is to be sold at auction or sealed bids opened.

10 Before making a sale by virtue of the ordinance, the board
11 of directors shall cause notice of the proposal to sell to be
12 published once each week for 3 successive weeks in a newspaper
13 published, or, if none is published, having a general
14 circulation, in the district, the first publication to be not
15 less than 30 days before the day provided in the notice for the
16 public sale or opening of bids for the real estate.

17 The notice of the proposal to sell shall include the same
18 information included in the ordinance directing the sale and
19 shall advertise for bids therefor. A sale of property by public
20 auction shall be held at the property to be sold at a time and
21 date determined by the board of directors. The board of
22 directors may accept the high bid or any other bid determined
23 to be in the best interests of the district by a vote of 2/3rds
24 of the board then holding office, but by a majority vote of
25 those holding office, they may reject any and all bids.

26 The chairman and secretary of the board of directors shall

1 execute all documents necessary for the conveyance of such real
2 property sold pursuant to the foregoing authority.

3 11. To establish and administer a program of loans for
4 postsecondary students pursuing degrees in accredited public
5 health-related educational programs at public institutions of
6 higher education. If a student is awarded a loan, the
7 individual shall agree to accept employment within the hospital
8 district upon graduation from the public institution of higher
9 education. For the purposes of this Act, "public institutions
10 of higher education" means the University of Illinois; Southern
11 Illinois University at Carbondale; Southern Illinois
12 University at Edwardsville; Chicago State University; Eastern
13 Illinois University; Governors State University; Illinois
14 State University; Northeastern Illinois University; Northern
15 Illinois University; Western Illinois University; the public
16 community colleges of the State; and any other public colleges,
17 universities or community colleges now or hereafter
18 established or authorized by the General Assembly. The
19 district's board of directors shall by resolution provide for
20 eligibility requirements, award criteria, terms of financing,
21 duration of employment accepted within the district and such
22 other aspects of the loan program as its establishment and
23 administration may necessitate.

24 12. To establish and maintain congregate housing units; to
25 acquire land in fee simple and leasehold interests in land for
26 the location, establishment, maintenance, and development of

1 those housing units; to borrow funds and give debt instruments,
2 real estate mortgages, and security interests in personal
3 property, contract rights, and general intangibles; and to
4 enter into any contract required for participation in any
5 federal or State programs.

6 (Source: P.A. 92-534, eff. 5-14-02; 92-611, eff. 7-3-02.)

7 Section 125. The School Code is amended by changing
8 Sections 30-15.25, 30-16.4, and 30-16.6 as follows:

9 (105 ILCS 5/30-15.25) (from Ch. 122, par. 30-15.25)

10 Sec. 30-15.25. (a) As used in this Section, the term
11 "public institution of higher education" includes: the
12 University of Illinois; Southern Illinois University at
13 Carbondale; Southern Illinois University at Edwardsville;
14 Chicago State University; Eastern Illinois University;
15 Governors State University; Illinois State University;
16 Northeastern Illinois University; Northern Illinois
17 University; Western Illinois University; the public community
18 colleges of the State; and any other public universities,
19 colleges and community colleges now or hereafter established or
20 authorized by the General Assembly. The term "nonpublic
21 institution of higher education" includes any educational
22 organization in this State, other than a public institution of
23 higher education, which provides a minimum of an organized 2
24 year program at the private junior college level or higher and

1 which operates not-for-profit and in conformity with standards
2 substantially equivalent to those of public institutions of
3 higher education.

4 (b) Each public institution of higher education shall
5 disclose the terms, restrictions and requirements attached to
6 or made a part of any endowment, gift, grant, contract award or
7 property of any kind or value in excess of \$100,000 made to
8 such institution, or to any school, college, division, branch
9 or other organizational entity within or forming a part of such
10 institution, by a foreign government or an individual who is
11 neither a citizen nor a resident of the United States, in any
12 calendar or fiscal year. If the foreign government or
13 individual donates more than one gift in any calendar or fiscal
14 year, and the total value of those gifts exceeds \$100,000, such
15 institution shall report all the gifts received. This
16 subsection shall not apply to funds that public institutions of
17 higher education receive from grants and contracts through
18 either the federal government or the State of Illinois.

19 (c) The provisions of this subsection apply to each
20 nonpublic institution of higher education: (i) which receives
21 any grant or award under the Illinois Financial Assistance Act
22 for Nonpublic Institutions of Higher Learning or under the
23 Higher Education Cooperation Act, or (ii) which is a
24 participant in a program of interinstitutional cooperation
25 administered by a not-for-profit organization that is
26 organized to administer such program under the Higher Education

1 Cooperation Act and that receives any grant under and in
2 furtherance of the purposes of that Act, or (iii) which
3 receives any grant or distribution of grant moneys appropriated
4 from the State Treasury or any fund therein to such institution
5 or to the Board of Higher Education for distribution to
6 nonpublic institutions of higher education for purposes of
7 Section 4 of the Build Illinois Bond Act or for any other
8 purpose authorized by law. Each nonpublic institution of higher
9 education to which the provisions of this subsection apply
10 shall disclose the terms, restrictions and requirements
11 attached to or made a part of any endowment, gift, grant,
12 contract award or property of any kind or value in excess of
13 \$250,000 made to such institution, or to any school, college,
14 division, branch or other organizational entity within or
15 forming a part of such institution, by a foreign government or
16 an individual who is neither a citizen nor a resident of the
17 United States, in any calendar or fiscal year. If the foreign
18 government or individual donates more than one gift in any
19 calendar or fiscal year, and the total value of those gifts
20 exceeds \$250,000, such institution shall report all the gifts
21 received.

22 (d) Such information shall be forwarded to the Attorney
23 General no later than 30 days after the final day of each
24 calendar or fiscal year of such institution, whichever type of
25 year is used by the institution in accounting for the gifts
26 received for the purposes of this Section. The information

1 shall include:

2 (1) the name of the foreign government in the case of a
3 gift by a government, or the name of the foreign country of
4 which an individual donor is a citizen, in the case of a
5 gift by an individual;

6 (2) the amount and the date of the contribution or
7 contributions;

8 (3) when the gift is conditional, matching or
9 designated for a particular purpose, full details of the
10 conditions, matching provisions or designation; and

11 (4) the purpose or purposes for which the contribution
12 will be used.

13 Such information shall be a matter of public record.

14 (Source: P.A. 89-4, eff. 1-1-96.)

15 (105 ILCS 5/30-16.4) (from Ch. 122, par. 30-16.4)

16 Sec. 30-16.4. Privileges Conferred. The scholarships
17 issued under Sections 30-16.1 through 30-16.6, inclusive, of
18 this Article, may be used at those State supported universities
19 where there are provided Reserve Officer's Training Corps
20 programs of the several Armed Services over a period during
21 which the eligible recipient is eligible for enrollment in the
22 program. The scholarships exempt the holder from the payment of
23 tuition, or any matriculation, graduation, activity, term or
24 incidental fee, except any portion of a multi-purpose fee which
25 is used for a purpose for which exemption is not granted under

1 this Section. Exemption may not be granted for any other fees
2 including book rental, service, laboratory, supply, Union
3 Building, hospital and medical insurance fees and any fees
4 established for the operation and maintenance of buildings, the
5 income of which is pledged to the payment of interest and
6 principal, or bonds issued by the governing board of the
7 universities.

8 Any student who has been or is awarded a scholarship shall
9 be reimbursed by the appropriate university for any fees which
10 he has paid and for which exemption is granted under this
11 Section, if application for such reimbursement is made within 2
12 months following the school term for which the fees were paid.

13 The holder of a scholarship is subject to all examinations,
14 rules and requirements of the university in which he is
15 enrolled, except as herein directed.

16 The provisions of Sections 30-16.1 through 30-16.6 of this
17 Act do not prohibit the Board of Trustees of the University of
18 Illinois, the Board of Trustees of Southern Illinois University
19 at Carbondale, the Board of Trustees of Southern Illinois
20 University at Edwardsville, the Board of Trustees of Chicago
21 State University, the Board of Trustees of Eastern Illinois
22 University, the Board of Trustees of Governors State
23 University, the Board of Trustees of Illinois State University,
24 the Board of Trustees of Northeastern Illinois University, the
25 Board of Trustees of Northern Illinois University, and the
26 Board of Trustees of Western Illinois University from granting

1 other scholarships.

2 (Source: P.A. 89-4, eff. 1-1-96.)

3 (105 ILCS 5/30-16.6) (from Ch. 122, par. 30-16.6)

4 Sec. 30-16.6. Registration of eligible recipients;
5 examination. The president or chairman of the board of each
6 private junior college or public community college, and the
7 President of each University in which a Reserve Officer's
8 Training Corps program is available, or some individual or
9 committee designated by such person, shall receive and register
10 the names of all eligible recipients applying for the
11 scholarships set forth in Section 30-16.3. Applicants shall
12 take an examination each year according to the rules prescribed
13 jointly by the President of the University of Illinois, the
14 President of Southern Illinois University at Carbondale, the
15 President of Southern Illinois University at Edwardsville, the
16 President of Chicago State University, the President of Eastern
17 Illinois University, the President of Governors State
18 University, the President of Illinois State University, the
19 President of Northeastern Illinois University, the President
20 of Northern Illinois University, and the President of Western
21 Illinois University. The scholarships shall be awarded on a
22 merit basis to those eligible recipients receiving the highest
23 grades with evidence of leadership ability, and the number of
24 scholarships to be awarded in any institution shall be as set
25 forth in Section 30-16.3.

1 (Source: P.A. 89-4, eff. 1-1-96.)

2 Section 130. The Illinois Peace Corps Fellowship Program
3 Law is amended by changing Section 2-3 as follows:

4 (105 ILCS 30/2-3) (from Ch. 122, par. 2003)

5 Sec. 2-3. Program description. The University of Illinois,
6 Southern Illinois University at Carbondale, Southern Illinois
7 University at Edwardsville, Chicago State University, Eastern
8 Illinois University, Governors State University, Illinois
9 State University, Northeastern Illinois University, Northern
10 Illinois University, and Western Illinois University ~~the~~
11 ~~several universities and colleges under the governance of the~~
12 ~~Board of Governors of State Colleges and Universities, and the~~
13 ~~several Regency Universities under the jurisdiction of the~~
14 ~~Board of Regents~~ are hereby authorized to become participants
15 in the Illinois Peace Corps Fellowship Program. Any such
16 participating public institution of higher education may
17 conduct and administer this program to augment the number of
18 Illinois public school teachers by bringing the teaching skills
19 of recently returned United States Peace Corps volunteers to
20 those school districts, including the school districts
21 situated within the City of Chicago and the City of East St.
22 Louis or any other school district designated by the State
23 Board of Education, which enter into cooperative agreements
24 required for implementation of the program. In designating such

1 school districts, the State Board of Education may consider
2 districts that have a high proportion of drop-out students, a
3 high percentage of minority students, a high proportion of low
4 income families and high truancy rates. The program shall
5 utilize former United States Peace Corps volunteers with two
6 years of Peace Corps experience by placing them in the
7 designated cooperating school districts as full time teachers
8 or teacher aides. In return for making a two-year commitment to
9 teaching and being placed in a full-time salaried teacher aide
10 or certificated teaching position at a public school located in
11 a designated cooperating school district, the former Peace
12 Corps volunteer may be awarded a fellowship to the
13 participating public institution of higher education to
14 complete (in the case of teacher aides who are not yet
15 certificated) the courses required for issuance of a teaching
16 certificate under Article 21 of The School Code, or to pursue a
17 master's degree program in education. The fellowships may
18 consist of tuition waivers applicable toward enrollment at the
19 participating public institution of higher education to
20 complete required courses for teacher certification and to
21 pursue a master's degree program in education; and the award of
22 such tuition waivers may be supported by funds and grants made
23 available to the participating university or universities
24 through private or public sources. A participating university
25 may also consider an authorization under which all fellowship
26 recipients are allowed to pay in-state tuition rates while

1 enrolled for credit in a master's degree program.

2 An annual salary for the fellowship recipient to teach in a
3 designated school district for a period of two years may be
4 provided by the designated cooperating school district at which
5 the fellowship recipient shall teach, and may be set at an
6 amount equal to that paid to other teacher aides and
7 certificated teachers in a comparable position.

8 (Source: P.A. 95-331, eff. 8-21-07.)

9 Section 135. The Campus Demonstrations Policy Act is
10 amended by changing Section 1 as follows:

11 (110 ILCS 10/1) (from Ch. 144, par. 225)

12 Sec. 1. For the purposes of this Act:

13 (a) "State-supported institution of higher learning" means
14 the University of Illinois, Southern Illinois University at
15 Carbondale, Southern Illinois University at Edwardsville,
16 Chicago State University, Eastern Illinois University,
17 Governors State University, Illinois State University,
18 Northeastern Illinois University, Northern Illinois
19 University, Western Illinois University, and the public
20 community colleges subject to the Public Community College Act.

21 (b) "Policy on Demonstrations" means an outline of rules
22 and regulations to maintain order on the campus of an
23 institution of higher learning in this State which gives
24 special attention to firmness, to insuring that the civil

1 rights of others are not infringed and to establishment of a
2 step by step approach to secure the reasonable operation of
3 university or college activities in case of any disruptive
4 activity.

5 (Source: P.A. 89-4, eff. 1-1-96.)

6 Section 140. The College Campus Press Act is amended by
7 changing Section 5 as follows:

8 (110 ILCS 13/5)

9 Sec. 5. Definitions. For purposes of this Act:

10 "Campus media" means any matter that is prepared,
11 substantially written, published, or broadcast by students at
12 State-sponsored institutions of higher learning, that is
13 distributed or generally made available, either free of charge
14 or for a fee, to members of the student body, and that is
15 prepared under the direction of a student media adviser.
16 "Campus media" does not include media that is intended for
17 distribution or transmission solely in the classrooms in which
18 it is produced.

19 "Campus policy" means the views and positions of
20 State-sponsored institutions of higher learning promulgated by
21 administrators, officials, or other agents of these
22 institutions.

23 "Collegiate media adviser" means a person who is employed,
24 appointed, or designated by the State-sponsored institution of

1 higher learning to supervise or provide instruction relating to
2 campus media.

3 "Collegiate student editor" means a student at a
4 State-sponsored institution of higher learning who edits
5 information prepared by collegiate student journalists for
6 dissemination in campus media.

7 "Collegiate student journalist" means a student at a
8 State-sponsored institution of higher learning who gathers,
9 compiles, writes, photographs, records, or prepares
10 information for dissemination in campus media.

11 "Prevailing party" includes any party who obtains some of
12 his or her requested relief through judicial judgment in his or
13 her favor, who obtains some of his or her requested relief
14 through a settlement agreement approved by the court, or whose
15 pursuit of a non-frivolous claim was a catalyst for a
16 unilateral change in position by the opposing party relative to
17 the relief sought.

18 "State-sponsored institution of higher learning" means the
19 University of Illinois, Southern Illinois University at
20 Carbondale, Southern Illinois University at Edwardsville,
21 Chicago State University, Eastern Illinois University,
22 Governors State University, Illinois State University,
23 Northeastern Illinois University, Northern Illinois
24 University, Western Illinois University, and public community
25 colleges subject to the Public Community College Act.

26 (Source: P.A. 95-580, eff. 6-1-08.)

1 Section 145. The College Student Immunization Act is
2 amended by changing Section 1 as follows:

3 (110 ILCS 20/1) (from Ch. 144, par. 2601)

4 Sec. 1. Definitions. For the purposes of this Act:

5 (a) "Department" means the Illinois Department of Public
6 Health.

7 (b) "Post-secondary educational institution" means a
8 public or private college or university offering degrees and
9 instruction above the high school level, and shall include, but
10 not be limited to, any and all private colleges and
11 universities, the University of Illinois, Southern Illinois
12 University at Carbondale, Southern Illinois University at
13 Edwardsville, Chicago State University, Eastern Illinois
14 University, Governors State University, Illinois State
15 University, Northeastern Illinois University, Northern
16 Illinois University, Western Illinois University, and any
17 other public university now or hereafter established or
18 authorized by the General Assembly; except that a
19 post-secondary educational institution does not mean or
20 include any public or private college or university that does
21 not provide on-campus housing for its students in dormitories
22 or equivalent facilities that are owned, operated, and
23 maintained by the public or private college or university.

24 The term shall not include any public or private junior or

1 community college, or any institution offering degrees and
2 instruction which utilizes correspondence as its primary mode
3 of student instruction.

4 (Source: P.A. 94-195, eff. 7-12-05.)

5 Section 150. The Forensic Psychiatry Fellowship Training
6 Act is amended by changing Sections 5, 10, and 20 as follows:

7 (110 ILCS 46/5)

8 Sec. 5. Creation of program. The University of Illinois at
9 Chicago and Southern Illinois University at Edwardsville shall
10 expand their focuses on enrolling, training, and graduating
11 forensic mental health professionals by each creating a
12 forensic psychiatry fellowship training program at their
13 Colleges of Medicine.

14 (Source: P.A. 95-22, eff. 8-3-07.)

15 (110 ILCS 46/10)

16 Sec. 10. Powers and duties under program. Under the
17 forensic psychiatry fellowship training program created under
18 Section 5 of this Act, the University of Illinois at Chicago
19 and Southern Illinois University at Edwardsville shall each
20 have all of the following powers and duties:

21 (1) The university's undergraduate and graduate
22 programs may increase their service and training
23 commitments in order to provide mental health care to

1 chronically mentally ill populations in this State.

2 (2) The university shall coordinate service,
3 education, and research in mental health and may work with
4 communities, State agencies, other colleges and
5 universities, private foundations, health care providers,
6 and other interested organizations on innovative
7 strategies to respond to the challenges of providing
8 greater physician presence in the field of forensic
9 psychiatry. However, the majority of the clinical
10 rotations of the fellows must be served in publicly
11 supported programs in this State.

12 (3) The university may establish such clinical and
13 educational centers and may cooperate with other
14 universities and associations as may be necessary to carry
15 out the intent of this Act according to the following
16 priorities:

17 (A) a preference for programs that are designed to
18 enroll, educate, and facilitate the graduation of
19 mental health professionals trained in forensic
20 psychiatry and other forensic mental health
21 sub-specialties; and

22 (B) a preference for public sector programs that
23 involve networking with other agencies, organizations,
24 and institutions that have similar objectives.

25 (Source: P.A. 97-813, eff. 7-13-12.)

1 (110 ILCS 46/20)

2 Sec. 20. University of Illinois College of Medicine at
3 Peoria and Northwestern University programs; funding. From
4 funds appropriated for the purposes of this Act, the University
5 of Illinois at Chicago and Southern Illinois University at
6 Edwardsville may enter into cooperative agreements with the
7 University of Illinois College of Medicine at Peoria or
8 Northwestern University or both for the purpose of funding
9 forensic psychiatric fellowship training programs at the
10 University of Illinois College of Medicine at Peoria and
11 Northwestern University.

12 (Source: P.A. 95-22, eff. 8-3-07; 96-690, eff. 8-25-09.)

13 Section 155. The Higher Education Veterans Service Act is
14 amended by changing Section 5 as follows:

15 (110 ILCS 49/5)

16 Sec. 5. Definitions. For purposes of this Act:

17 "Task Force" means the Task Force on Service Member and
18 Veterans Education.

19 "Public colleges and universities" means public community
20 colleges subject to the Public Community College Act, the
21 University of Illinois, Southern Illinois University at
22 Carbondale, Southern Illinois University at Edwardsville,
23 Chicago State University, Eastern Illinois University,
24 Governors State University, Illinois State University,

1 Northeastern Illinois University, Northern Illinois
2 University, and Western Illinois University.

3 (Source: P.A. 96-133, eff. 8-7-09.)

4 Section 160. The Nonresident College Trustees Act is
5 amended by changing Section 1 as follows:

6 (110 ILCS 60/1) (from Ch. 144, par. 7)

7 Sec. 1. (a) In all colleges, universities and other
8 institutions of learning in the State of Illinois, not placed
9 under the control of the officers of this State, whether
10 organized under any general or special law, non-residents of
11 this State shall be eligible to the office of trustee;
12 provided, that at least 3 members of the board of trustees of
13 any such institution of learning shall be residents of this
14 State. This subsection (a) does not apply to the Board of
15 Trustees of the University of Illinois, Southern Illinois
16 University at Carbondale, Southern Illinois University at
17 Edwardsville, Chicago State University, Eastern Illinois
18 University, Governors State University, Illinois State
19 University, Northeastern Illinois University, Northern
20 Illinois University, or Western Illinois University.

21 (b) No institution of learning in this State shall be
22 removed from this State unless by a unanimous vote of the board
23 of trustees.

24 (Source: P.A. 91-798, eff. 7-9-00.)

1 Section 165. The Public University Energy Conservation Act
2 is amended by changing Section 5-5 as follows:

3 (110 ILCS 62/5-5)

4 Sec. 5-5. Public university. "Public university" means any
5 of the following institutions of higher learning: the
6 University of Illinois, Southern Illinois University at
7 Carbondale, Southern Illinois University at Edwardsville,
8 Northern Illinois University, Eastern Illinois University,
9 Western Illinois University, Northeastern Illinois University,
10 Chicago State University, Governors State University, or
11 Illinois State University, acting in each case through its
12 board of trustees or through a designee of that board.

13 (Source: P.A. 97-813, eff. 7-13-12.)

14 Section 170. The Public University Tuition Statement Act is
15 amended by changing Sections 10 as follows:

16 (110 ILCS 63/10)

17 Sec. 10. Definition. In this Act, "public university"
18 means and includes Chicago State University, Eastern Illinois
19 University, Governors State University, Illinois State
20 University, Northeastern Illinois University, Northern
21 Illinois University, Southern Illinois University at
22 Carbondale, Southern Illinois University at Edwardsville,

1 Western Illinois University, the University of Illinois, and
2 any other public university established or authorized by the
3 General Assembly.

4 (Source: P.A. 91-185, eff. 7-20-99.)

5 Section 175. The State Universities Civil Service Act is
6 amended by changing Sections 36b, 36c, 36e, and 36g-1 as
7 follows:

8 (110 ILCS 70/36b) (from Ch. 24 1/2, par. 38b1)

9 Sec. 36b. Creation.

10 (1) A classified civil service system to be known as the
11 State Universities Civil Service System is hereby created, and
12 is hereinafter referred to as the University System.

13 (2) The purpose of the University System is to establish a
14 sound program of personnel administration for the Illinois
15 Community College Board, State Community College of East St.
16 Louis (abolished under Section 2-12.1 of the Public Community
17 College Act), Southern Illinois University at Carbondale,
18 Southern Illinois University at Edwardsville, Chicago State
19 University, Eastern Illinois University, Governors State
20 University, Illinois State University, Northeastern Illinois
21 University, Northern Illinois University, Western Illinois
22 University, University of Illinois, State Universities Civil
23 Service System, State Universities Retirement System, the
24 State Scholarship Commission, and the Board of Higher

1 Education. All certificates, appointments and promotions to
2 positions in these agencies and institutions shall be made
3 solely on the basis of merit and fitness, to be ascertained by
4 examination, except as specified in Section 36e.

5 (3) The State Universities Civil Service System hereby
6 created shall be a separate entity of the State of Illinois and
7 shall be under the control of a Board to be known as the
8 University Civil Service Merit Board, and is hereinafter
9 referred to as the Merit Board.

10 (Source: P.A. 97-333, eff. 8-12-11.)

11 (110 ILCS 70/36c) (from Ch. 24 1/2, par. 38b2)

12 Sec. 36c. The merit board. The Merit Board shall be
13 composed of 12 ~~11~~ members, 3 of whom shall be members of the
14 Board of Trustees of the University of Illinois, one of whom
15 shall be a member of the Board of Trustees of Southern Illinois
16 University at Carbondale, one of whom shall be a member of the
17 Board of Trustees of Southern Illinois University at
18 Edwardsville, one of whom shall be a member of the Board of
19 Trustees of Chicago State University, one of whom shall be a
20 member of the Board of Trustees of Eastern Illinois University,
21 one of whom shall be a member of the Board of Trustees of
22 Governors State University, one of whom shall be a member of
23 the Board of Trustees of Illinois State University, one of whom
24 shall be a member of the Board of Trustees of Northeastern
25 Illinois University, one of whom shall be a member of the Board

1 of Trustees of Northern Illinois University, and one of whom
2 shall be a member of the Board of Trustees of Western Illinois
3 University. The 7 new members required to be elected to the
4 Merit Board by their respective Boards of Trustees shall
5 replace the 2 persons who, until the effective date of this
6 amendatory Act of 1995, served as members of the Merit Board
7 elected from the Board of Governors of State Colleges and
8 Universities and the Board of Regents; and the terms of the
9 members elected to the Merit Board from the Board of Governors
10 of State Colleges and Universities and the Board of Regents
11 shall terminate on the effective date of this amendatory Act of
12 1995. The members of the Merit Board shall be elected by the
13 respective Boards in which they hold membership and they shall
14 serve at the pleasure of the electing Boards.

15 All members of the Merit Board shall serve without
16 compensation but shall be reimbursed for any traveling expenses
17 incurred in attending meetings of the Merit Board.

18 The Merit Board shall determine the number necessary for a
19 quorum, elect its own chairman and set up an Executive
20 Committee of its own members which shall have all of the powers
21 of the Merit Board except as limited by the Merit Board.

22 The Merit Board shall cause to be elected a committee of
23 not less than eleven members to be made up of Civil Service
24 Employees, six of whom shall be nominated by and from the Civil
25 Service Employees of the University of Illinois and one of whom
26 shall be nominated by and from the Civil Service Employees of

1 each of the other institutions specified in Section 36e, who
2 will function in an advisory capacity to the Merit Board on all
3 matters pertaining to the University System. This Advisory
4 Committee shall meet at least quarterly and members of the
5 Committee shall be reimbursed by their respective employers for
6 time lost from work and for expenses incurred in attending
7 meetings of the Committee.

8 (Source: P.A. 89-4, eff. 1-1-96.)

9 (110 ILCS 70/36e) (from Ch. 24 1/2, par. 38b4)

10 Sec. 36e. Coverage. All employees of the Illinois Community
11 College Board, State Community College of East St. Louis
12 (abolished under Section 2-12.1 of the Public Community College
13 Act), Southern Illinois University at Carbondale, Southern
14 Illinois University at Edwardsville, Chicago State University,
15 Eastern Illinois University, Governors State University,
16 Illinois State University, Northeastern Illinois University,
17 Northern Illinois University, Western Illinois University,
18 University of Illinois, State Universities Civil Service
19 System, State Universities Retirement System, the State
20 Scholarship Commission, and the Board of Higher Education,
21 shall be covered by the University System described in Sections
22 36b to 36q, inclusive, of this Act, except the following
23 persons:

24 (1) The members and officers of the Merit Board and the
25 board of trustees, and the commissioners of the

1 institutions and agencies covered hereunder;

2 (2) The presidents and vice-presidents of each
3 educational institution;

4 (3) Other principal administrative employees of each
5 institution and agency as determined by the Merit Board;

6 (4) The teaching, research and extension faculties of
7 each institution and agency;

8 (5) Students employed under rules prescribed by the
9 Merit Board, without examination or certification.

10 (Source: P.A. 97-333, eff. 8-12-11.)

11 (110 ILCS 70/36g-1) (from Ch. 24 1/2, par. 38b6.1)

12 Sec. 36g-1. Active military service. Any employee of State
13 Community College of East St. Louis (abolished under Section
14 2-12.1 of the Public Community College Act), Southern Illinois
15 University at Carbondale, Southern Illinois University at
16 Edwardsville, the University of Illinois, any university under
17 the jurisdiction of the Board of Regents, or any college or
18 university under the jurisdiction of the Board of Governors of
19 State Colleges and Universities who is a member of any reserve
20 component of the United States Armed Services, including the
21 Illinois National Guard, and who is mobilized to active
22 military duty on or after August 1, 1990 as a result of an
23 order of the President of the United States, shall for each pay
24 period beginning on or after August 1, 1990 continue to receive
25 the same regular compensation that he receives or was receiving

1 as an employee of that educational institution at the time he
2 is or was so mobilized to active military duty, plus any health
3 insurance and other benefits he is or was receiving or accruing
4 at that time, minus the amount of his base pay for military
5 service, for the duration of his active military service.

6 In the event any provision of a collective bargaining
7 agreement or any policy of the educational institution covering
8 any employee so ordered to active duty is more generous than
9 the provisions contained in this Section, that collective
10 bargaining agreement or policy shall be controlling.

11 (Source: P.A. 97-333, eff. 8-12-11.)

12 Section 180. The University - Building Authority Leased
13 Lands Act is amended by changing the title and Sections 1 and 2
14 as follows:

15 (110 ILCS 85/Act title)

16 An Act relating to land leased from the Illinois Building
17 Authority by the respective Boards of Trustees of the
18 University of Illinois, Southern Illinois University at
19 Carbondale, Southern Illinois University at Edwardsville,
20 Chicago State University, Eastern Illinois University,
21 Governors State University, Illinois State University,
22 Northeastern Illinois University, Northern Illinois
23 University, and Western Illinois University.

1 (110 ILCS 85/1) (from Ch. 144, par. 70.11)

2 Sec. 1. The Board of Trustees of the University of
3 Illinois, the Board of Trustees of Southern Illinois University
4 at Carbondale, the Board of Trustees of Southern Illinois
5 University at Edwardsville, the Board of Trustees of Chicago
6 State University, the Board of Trustees of Eastern Illinois
7 University, the Board of Trustees of Governors State
8 University, the Board of Trustees of Illinois State University,
9 the Board of Trustees of Northeastern Illinois University, the
10 Board of Trustees of Northern Illinois University, and the
11 Board of Trustees of Western Illinois University, may
12 construct, complete, remodel, maintain and equip buildings and
13 other facilities, with funds available to them from any source,
14 upon land heretofore or hereafter leased by them from the
15 Illinois Building Authority.

16 (Source: P.A. 89-4, eff. 1-1-96.)

17 (110 ILCS 85/2) (from Ch. 144, par. 70.12)

18 Sec. 2. Expenditures by the Board of Trustees of the
19 University of Illinois, the Board of Trustees of Southern
20 Illinois University at Carbondale, the Board of Trustees of
21 Southern Illinois University at Edwardsville, the Board of
22 Trustees of Chicago State University, the Board of Trustees of
23 Eastern Illinois University, the Board of Trustees of Governors
24 State University, the Board of Trustees of Illinois State
25 University, the Board of Trustees of Northeastern Illinois

1 University, the Board of Trustees of Northern Illinois
2 University, and the Board of Trustees of Western Illinois
3 University for the construction, completion, remodeling,
4 maintenance and equipment of buildings and other facilities are
5 not subject to any law requiring that the State be vested with
6 absolute fee title to the premises, if those expenditures are
7 made in connection with and upon premises owned by the Illinois
8 Building Authority.

9 (Source: P.A. 89-4, eff. 1-1-96.)

10 Section 185. The University Employees Custodial Accounts
11 Act is amended by changing Section 1 as follows:

12 (110 ILCS 95/1) (from Ch. 144, par. 1701)

13 Sec. 1. As used in this Act:

14 "The governing board of any public institution of higher
15 education" means the Board of Trustees of the University of
16 Illinois, the Board of Trustees of Southern Illinois University
17 at Carbondale, the Board of Trustees of Southern Illinois
18 University at Edwardsville, the Board of Trustees of Chicago
19 State University, the Board of Trustees of Eastern Illinois
20 University, the Board of Trustees of Governors State
21 University, the Board of Trustees of Illinois State University,
22 the Board of Trustees of Northeastern Illinois University, the
23 Board of Trustees of Northern Illinois University, the Board of
24 Trustees of Western Illinois University and the Illinois

1 Community College Board.

2 "Eligible employees" means employees of public
3 institutions of higher education who qualify for favorable tax
4 treatment under Section 403b of the Internal Revenue Code.

5 (Source: P.A. 89-4, eff. 1-1-96.)

6 Section 190. The University Faculty Research and
7 Consulting Act is amended by changing Section 2 as follows:

8 (110 ILCS 100/2) (from Ch. 144, par. 217)

9 Sec. 2. For the purposes of this Act,

10 (a) "State-supported institution of higher learning"
11 includes the University of Illinois, Southern Illinois
12 University at Carbondale, Southern Illinois University at
13 Edwardsville, Chicago State University, Eastern Illinois
14 University, Governors State University, Illinois State
15 University, Northeastern Illinois University, Northern
16 Illinois University, Western Illinois University and all
17 public community colleges; and

18 (b) "Contract" includes any grant made by any person
19 (individual or corporate), partnership, foundation or
20 association, other than federal, State or local governments,
21 for the performance of research or consulting services by a
22 member of the faculty of a State-supported institution of
23 higher learning. The term does not include a scholarship or
24 grant for study or research required for a graduate degree or

1 the improvement of existing skills without any services to be
2 rendered for the grantor or donor of such a scholarship or
3 grant.

4 (Source: P.A. 89-4, eff. 1-1-96.)

5 Section 195. The University Religious Observances Act is
6 amended by changing Section 1 as follows:

7 (110 ILCS 110/1) (from Ch. 144, par. 2101)

8 Sec. 1. A public institution of higher education shall
9 adopt a policy which reasonably accommodates the religious
10 observance of individual students in regard to admissions,
11 class attendance, and the scheduling of examinations and work
12 requirements. This policy shall include a grievance procedure
13 by which a student who believes that he or she has been
14 unreasonably denied an educational benefit due to his or her
15 religious belief or practices may seek redress. Such policy
16 shall be made known to faculty and students annually by
17 inclusion in the institution's handbook, manual or other
18 similar document regularly provided to faculty and students.
19 For the purposes of this Section (a) "public institution of
20 higher education" means the University of Illinois, Southern
21 Illinois University at Carbondale, Southern Illinois
22 University at Edwardsville, Chicago State University, Eastern
23 Illinois University, Governors State University, Illinois
24 State University, Northeastern Illinois University, Northern

1 Illinois University, Western Illinois University, the public
2 community colleges of the State and any other public
3 universities, colleges and community colleges now or hereafter
4 established or authorized by the General Assembly; and (b)
5 "religious observance" or "religious practice" includes all
6 aspects of religious observance and practice, as well as
7 belief.

8 (Source: P.A. 89-4, eff. 1-1-96.)

9 Section 200. The Volunteer Emergency Worker Higher
10 Education Protection Act is amended by changing Section 5 as
11 follows:

12 (110 ILCS 122/5)

13 Sec. 5. Definitions. For the purposes of this Section:

14 "Institution of higher education" means the University of
15 Illinois, Southern Illinois University at Carbondale, Southern
16 Illinois University at Edwardsville, Chicago State University,
17 Eastern Illinois University, Governors State University,
18 Illinois State University, Northeastern Illinois University,
19 Northern Illinois University, Western Illinois University, the
20 public community colleges of this State, and any other public
21 universities, colleges, and community colleges now or
22 hereafter established or authorized by law.

23 "Volunteer emergency worker" means a volunteer emergency
24 worker as defined in the Volunteer Emergency Worker Job

1 Protection Act.

2 (Source: P.A. 94-957, eff. 7-1-06.)

3 Section 205. The Board of Higher Education Act is amended
4 by changing Sections 1, 7, 8, 9.11, 9.29, and 10 as follows:

5 (110 ILCS 205/1) (from Ch. 144, par. 181)

6 Sec. 1. The following terms shall have the meanings
7 respectively prescribed for them, except when the context
8 otherwise requires:

9 "Public institutions of higher education": The University
10 of Illinois; Southern Illinois University at Carbondale;
11 Southern Illinois University at Edwardsville; Chicago State
12 University; Eastern Illinois University; Governors State
13 University; Illinois State University; Northeastern Illinois
14 University; Northern Illinois University; Western Illinois
15 University; the public community colleges of the State and any
16 other public universities, colleges and community colleges now
17 or hereafter established or authorized by the General Assembly.

18 "Board": The Board of Higher Education created by this Act.
19 (Source: P.A. 100-167, eff. 1-1-18.)

20 (110 ILCS 205/7) (from Ch. 144, par. 187)

21 Sec. 7. The Board of Trustees of the University of
22 Illinois, the Board of Trustees of Southern Illinois University
23 at Carbondale, the Board of Trustees of Southern Illinois

1 University at Edwardsville, the Board of Trustees of Chicago
2 State University, the Board of Trustees of Eastern Illinois
3 University, the Board of Trustees of Governors State
4 University, the Board of Trustees of Illinois State University,
5 the Board of Trustees of Northeastern Illinois University, the
6 Board of Trustees of Northern Illinois University, the Board of
7 Trustees of Western Illinois University, the Illinois
8 Community College Board and the campuses under their governance
9 or supervision shall not hereafter undertake the establishment
10 of any new unit of instruction, research or public service
11 without the approval of the Board. The term "new unit of
12 instruction, research or public service" includes the
13 establishment of a college, school, division, institute,
14 department or other unit in any field of instruction, research
15 or public service not theretofore included in the program of
16 the institution, and includes the establishment of any new
17 branch or campus. The term does not include reasonable and
18 moderate extensions of existing curricula, research, or public
19 service programs which have a direct relationship to existing
20 programs; and the Board may, under its rule making power,
21 define the character of such reasonable and moderate
22 extensions.

23 Such governing boards shall submit to the Board all
24 proposals for a new unit of instruction, research, or public
25 service. The Board may approve or disapprove the proposal in
26 whole or in part or approve modifications thereof whenever in

1 its judgment such action is consistent with the objectives of
2 an existing or proposed master plan of higher education.

3 The Board of Higher Education is authorized to review
4 periodically all existing programs of instruction, research
5 and public service at the State universities and colleges and
6 to advise the appropriate board of control if the contribution
7 of each program is not educationally and economically
8 justified. Each State university shall report annually to the
9 Board on programs of instruction, research, or public service
10 that have been terminated, dissolved, reduced, or consolidated
11 by the university. Each State university shall also report to
12 the Board all programs of instruction, research, and public
13 service that exhibit a trend of low performance in enrollments,
14 degree completions, and high expense per degree. The Board
15 shall compile an annual report that shall contain information
16 on new programs created, existing programs that have been
17 closed or consolidated, and programs that exhibit low
18 performance or productivity. The report must be submitted to
19 the General Assembly. The Board shall have the authority to
20 define relevant terms and timelines by rule with respect to
21 this reporting.

22 (Source: P.A. 97-610, eff. 1-1-12.)

23 (110 ILCS 205/8) (from Ch. 144, par. 188)

24 Sec. 8. The Board of Trustees of the University of
25 Illinois, the Board of Trustees of Southern Illinois University

1 at Carbondale, the Board of Trustees of Southern Illinois
2 University at Edwardsville, the Board of Trustees of Chicago
3 State University, the Board of Trustees of Eastern Illinois
4 University, the Board of Trustees of Governors State
5 University, the Board of Trustees of Illinois State University,
6 the Board of Trustees of Northeastern Illinois University, the
7 Board of Trustees of Northern Illinois University, the Board of
8 Trustees of Western Illinois University, and the Illinois
9 Community College Board shall submit to the Board not later
10 than the 15th day of November of each year its budget proposals
11 for the operation and capital needs of the institutions under
12 its governance or supervision for the ensuing fiscal year. Each
13 budget proposal shall conform to the procedures developed by
14 the Board in the design of an information system for State
15 universities and colleges.

16 In order to maintain a cohesive system of higher education,
17 the Board and its staff shall communicate on a regular basis
18 with all public university presidents. They shall meet at least
19 semiannually to achieve economies of scale where possible and
20 provide the most innovative and efficient programs and
21 services.

22 The Board, in the analysis of formulating the annual budget
23 request, shall consider rates of tuition and fees and
24 undergraduate tuition and fee waiver programs at the State
25 universities and colleges. The Board shall also consider the
26 current and projected utilization of the total physical plant

1 of each campus of a university or college in approving the
2 capital budget for any new building or facility.

3 The Board of Higher Education shall submit to the Governor,
4 to the General Assembly, and to the appropriate budget agencies
5 of the Governor and General Assembly its analysis and
6 recommendations on such budget proposals.

7 The Board is directed to form a broad-based group of
8 individuals representing the Office of the Governor, the
9 General Assembly, public institutions of higher education,
10 State agencies, business and industry, statewide organizations
11 representing faculty and staff, and others as the Board shall
12 deem appropriate to devise a system for allocating State
13 resources to public institutions of higher education based upon
14 performance in achieving State goals related to student success
15 and certificate and degree completion.

16 Beginning in Fiscal Year 2013, the Board of Higher
17 Education budget recommendations to the Governor and the
18 General Assembly shall include allocations to public
19 institutions of higher education based upon performance
20 metrics designed to promote and measure student success in
21 degree and certificate completion. Public university metrics
22 must be adopted by the Board by rule, and public community
23 college metrics must be adopted by the Illinois Community
24 College Board by rule. These metrics must be developed and
25 promulgated in accordance with the following principles:

26 (1) The metrics must be developed in consultation with

1 public institutions of higher education, as well as other
2 State educational agencies and other higher education
3 organizations, associations, interests, and stakeholders
4 as deemed appropriate by the Board.

5 (2) The metrics shall include provisions for
6 recognizing the demands on and rewarding the performance of
7 institutions in advancing the success of students who are
8 academically or financially at risk, including
9 first-generation students, low-income students, and
10 students traditionally underrepresented in higher
11 education, as specified in Section 9.16 of this Act.

12 (3) The metrics shall recognize and account for the
13 differentiated missions of institutions and sectors of
14 higher education.

15 (4) The metrics shall focus on the fundamental goal of
16 increasing completion of college courses, certificates,
17 and degrees. Performance metrics shall recognize the
18 unique and broad mission of public community colleges
19 through consideration of additional factors including, but
20 not limited to, enrollment, progress through key academic
21 milestones, transfer to a baccalaureate institution, and
22 degree completion.

23 (5) The metrics must be designed to maintain the
24 quality of degrees, certificates, courses, and programs.

25 In devising performance metrics, the Board may be guided by the
26 report of the Higher Education Finance Study Commission.

1 Each State university must submit its plan for capital
2 improvements of non-instructional facilities to the Board for
3 approval before final commitments are made if the total cost of
4 the project as approved by the institution's board of control
5 is in excess of \$2 million. Non-instructional uses shall
6 include but not be limited to dormitories, union buildings,
7 field houses, stadium, other recreational facilities and
8 parking lots. The Board shall determine whether or not any
9 project submitted for approval is consistent with the master
10 plan for higher education and with instructional buildings that
11 are provided for therein. If the project is found by a majority
12 of the Board not to be consistent, such capital improvement
13 shall not be constructed.

14 (Source: P.A. 99-655, eff. 7-28-16.)

15 (110 ILCS 205/9.11) (from Ch. 144, par. 189.11)

16 Sec. 9.11. Effective January 1, 1980, to require the
17 preparation of an annual capital plan which details the
18 proposed budget year and 3-year ~~3-year~~ capital needs of the
19 Board of Trustees of the University of Illinois, the Board of
20 Trustees of Southern Illinois University at Carbondale, the
21 Board of Trustees of Southern Illinois University at
22 Edwardsville, the Board of Trustees of Chicago State
23 University, the Board of Trustees of Eastern Illinois
24 University, the Board of Trustees of Governors State
25 University, the Board of Trustees of Illinois State University,

1 the Board of Trustees of Northeastern Illinois University, the
2 Board of Trustees of Northern Illinois University, and the
3 Board of Trustees of Western Illinois University. Such plan
4 shall detail capital expenditures to finance revenue producing
5 facilities through the issuance of revenue bonds. This plan
6 shall detail each project and the project cost in current
7 dollar amounts. The plan shall contain the appropriate detail
8 for the proposed budget year and the 3-year ~~3-year~~ plan which
9 will justify the projects ability to meet: the debt service
10 requirements by producing sufficient revenue, life expectancy
11 and maintenance requirements. Such annual capital plans shall
12 be submitted to the Commission on Government Forecasting and
13 Accountability no later than March 15th of each year.

14 (Source: P.A. 93-1067, eff. 1-15-05.)

15 (110 ILCS 205/9.29)

16 Sec. 9.29. Tuition and fee waiver report. The Board of
17 Higher Education shall annually compile information concerning
18 tuition and fee waivers and tuition and fee waiver programs
19 that has been provided by the Boards of Trustees of the
20 University of Illinois, Southern Illinois University at
21 Carbondale, Southern Illinois University at Edwardsville,
22 Chicago State University, Eastern Illinois University,
23 Governors State University, Illinois State University,
24 Northeastern Illinois University, Northern Illinois
25 University, and Western Illinois University and shall report

1 its findings and recommendations concerning tuition and fee
2 waivers and tuition and fee waiver programs to the General
3 Assembly by filing electronic or paper copies of its report by
4 December 31 of each year as provided in Section 3.1 of the
5 General Assembly Organization Act.

6 (Source: P.A. 100-167, eff. 1-1-18.)

7 (110 ILCS 205/10) (from Ch. 144, par. 190)

8 Sec. 10. The Board of Trustees of the University of
9 Illinois, the Board of Trustees of Southern Illinois University
10 at Carbondale, the Board of Trustees of Southern Illinois
11 University at Edwardsville, the Board of Trustees of Chicago
12 State University, the Board of Trustees of Eastern Illinois
13 University, the Board of Trustees of Governors State
14 University, the Board of Trustees of Illinois State University,
15 the Board of Trustees of Northeastern Illinois University, the
16 Board of Trustees of Northern Illinois University, the Board of
17 Trustees of Western Illinois University, and the Illinois
18 Community College Board shall retain all the powers and duties
19 heretofore given and conferred upon them by statute, except
20 insofar as they are limited by the powers and duties delegated
21 to the Board of Higher Education by this Act.

22 Nothing, however, in this Act shall be construed to prevent
23 individual state universities and colleges from establishing
24 higher minimum admission requirements and higher minimum
25 admission requirements may be established for out-of-state

1 students than for Illinois residents.

2 (Source: P.A. 89-4, eff. 1-1-96.)

3 Section 210. The Higher Education Cooperation Act is
4 amended by changing Section 2 as follows:

5 (110 ILCS 220/2) (from Ch. 144, par. 282)

6 Sec. 2. As used in this Act, unless the context otherwise
7 requires:

8 "Board" means the Board of Higher Education;

9 "Nonpublic institution of higher education" means an
10 educational organization, other than a public institution of
11 higher education, which provides a minimum of an organized 2
12 year program at the private junior college level or higher and
13 which operates not-for-profit and in conformity with standards
14 substantially equivalent to those of the public institutions of
15 higher education;

16 "Public institution of higher education" means the
17 University of Illinois, Southern Illinois University at
18 Carbondale, Southern Illinois University at Edwardsville,
19 Chicago State University, Eastern Illinois University,
20 Governors State University, Illinois State University,
21 Northeastern Illinois University, Northern Illinois
22 University, Western Illinois University, the public community
23 colleges of this State, and any other public universities,
24 colleges and community colleges now or hereafter established or

1 authorized by the General Assembly.

2 (Source: P.A. 89-4, eff. 1-1-96.)

3 Section 215. The Illinois Cooperative Work Study Program
4 Act is amended by changing Section 2 as follows:

5 (110 ILCS 225/2) (from Ch. 144, par. 2952)

6 Sec. 2. Definitions. In this Act:

7 "Board" means the Illinois Board of Higher Education.

8 "Nonpublic institution of higher education" means an
9 educational organization, other than a public institution of
10 higher education, that provides a minimum of an organized 2
11 year program at the private junior college level or higher and
12 that operates in conformity with standards substantially
13 equivalent to those of the public institutions of higher
14 education.

15 "Public institution of higher education" means the
16 University of Illinois, Southern Illinois University at
17 Carbondale, Southern Illinois University at Edwardsville,
18 Chicago State University, Eastern Illinois University,
19 Governors State University, Illinois State University,
20 Northeastern Illinois University, Northern Illinois
21 University, Western Illinois University, the public community
22 colleges of this State, and any other public universities,
23 colleges and community colleges now or hereafter established or
24 authorized by the General Assembly.

1 "Cooperative work study" means an academically related
2 work and study experience with business, industry, government
3 or other agencies and organizations. Cooperative work study may
4 include, but is not limited to, summer internships, clinical
5 placements, internships and work experiences during the
6 academic year.

7 (Source: P.A. 89-4, eff. 1-1-96.)

8 Section 220. The University of Illinois Act is amended by
9 changing Section 7f as follows:

10 (110 ILCS 305/7f) (from Ch. 144, par. 28f)

11 Sec. 7f. Partial tuition waivers.

12 (a) As used in this Section, "Illinois college or
13 university" means any of the following: the University of
14 Illinois, Southern Illinois University at Carbondale, Southern
15 Illinois University at Edwardsville, Chicago State University,
16 Eastern Illinois University, Governors State University,
17 Illinois State University, Northeastern Illinois University,
18 Northern Illinois University, and Western Illinois University.

19 (b) Each year the Board of Trustees of the University of
20 Illinois shall offer 50% tuition waivers for undergraduate
21 education at any campus under its governance or supervision to
22 the children of employees of an Illinois college or university
23 who have been employed by any one or by more than one Illinois
24 college or university for an aggregate period of at least 7

1 years. To be eligible to receive a partial tuition waiver, the
2 child of an employee of an Illinois college or university (i)
3 must be under the age of 25 at the commencement of the academic
4 year during which the partial tuition waiver is to be
5 effective, and (ii) must qualify for admission to the
6 University of Illinois under the same admissions requirements,
7 standards and policies which the University of Illinois applies
8 to applicants for admission generally to its respective
9 undergraduate colleges and programs.

10 (c) Subject to the provisions and limitations of subsection
11 (b), an eligible applicant who has continued to maintain
12 satisfactory academic progress toward graduation may have his
13 or her partial tuition waiver renewed until the time as he or
14 she has expended 4 years of undergraduate partial tuition
15 waiver benefits under this Section.

16 (d) No partial tuition waiver offered or allocated to any
17 eligible applicant in accordance with the provisions of this
18 Section shall be charged against any tuition waiver limitation
19 established by the Illinois Board of Higher Education.

20 (e) The Board of Trustees shall prescribe rules and
21 regulations as are necessary to implement and administer the
22 provisions of this Section.

23 (Source: P.A. 90-282, eff. 1-1-98.)

24 Section 225. The Southern Illinois University Objects Act
25 is amended by changing the title and Sections 2, 12, and 15 as

1 follows:

2 (110 ILCS 510/Act title)

3 An Act in relation to the Southern Illinois University at
4 Carbondale and Southern Illinois University at Edwardsville.

5 (110 ILCS 510/2) (from Ch. 144, par. 602)

6 Sec. 2. The objects of Southern Illinois University at
7 Carbondale and Southern Illinois University at Edwardsville
8 shall be to qualify teachers for the schools of this State in
9 all branches of study which pertain to a common school
10 education; to teach such branches of learning as are related to
11 agriculture and the mechanic arts, including military tactics;
12 to offer such courses of instruction as shall best serve to
13 provide liberal and vocational education customarily offered
14 at the college level; and to offer such other courses of
15 instruction as these Universities determine ~~the University~~
16 ~~determines~~; provided no professional courses culminating in
17 degrees in law, medicine, dentistry or pharmacy may be offered
18 by such Universities ~~University~~ unless approved by the Board of
19 Higher Education as provided in Section 7 of the Board of
20 Higher Education Act ~~"An Act creating a Board of Higher~~
21 ~~Education, defining its powers and duties, making an~~
22 ~~appropriation therefor, and repealing an Act herein named",~~
23 ~~approved August 22, 1961, as heretofore and hereafter amended.~~

24 (Source: Laws 1963, p. 3272.)

1 (110 ILCS 510/12) (from Ch. 144, par. 612)

2 Sec. 12. The Board of Trustees of Southern Illinois
3 University at Carbondale and the Board of Trustees of Southern
4 Illinois University at Edwardsville shall appoint instructors,
5 and such officers as may be required, fix their respective
6 salaries and prescribe their duties. Each ~~The~~ board may remove
7 any instructor or officer for proper cause giving 10 ~~ten~~ days'
8 notice of any charge presented, and reasonable opportunity of
9 defense. Each ~~The~~ board shall prescribe and provide the
10 textbooks, apparatus and furniture to be used in the university
11 and make all regulations necessary for its management. Each ~~The~~
12 board may, on recommendation of the faculty of the university,
13 issue diplomas to persons who have satisfactorily completed the
14 required studies and confer such degrees as are suitable for
15 the courses of study authorized by Section 2.

16 (Source: Laws 1949, p. 1420.)

17 (110 ILCS 510/15) (from Ch. 144, par. 615)

18 Sec. 15. The expense of the building, improving, repairing
19 and supplying fuel and furniture and the necessary appliances
20 and apparatus for conducting said universities ~~school~~, and the
21 salaries or compensation of the Board of Trustees of Southern
22 Illinois University at Carbondale and the Board of Trustees of
23 Southern Illinois University at Edwardsville, the
24 superintendent, assistants, agents and employees, shall be a

1 charge upon the State Treasury; all other expenses shall be
2 chargeable against pupils, and each ~~the~~ Board of Trustees ~~of~~
3 ~~Southern Illinois University~~ shall regulate the charges
4 accordingly.

5 (Source: Laws 1949, p. 1420.)

6 Section 230. The Southern Illinois University Management
7 Act is amended by changing the title and Sections 1, 2, 4, 5,
8 6.6, 8, 8a, 8b, 8c, 8e, and 8f and adding Sections 0.05, 1.5,
9 1.10, 3.5, 3.10, and 3.15 as follows:

10 (110 ILCS 520/Act title)

11 An Act providing for the management, operation, control and
12 maintenance of Southern Illinois University at Carbondale and
13 Southern Illinois University at Edwardsville.

14 (110 ILCS 520/0.05 new)

15 Sec. 0.05. Definitions. In this Act:

16 "Board" and "Board of Trustees" mean both the Board of
17 Trustees of Southern Illinois University at Carbondale and the
18 Board of Trustees of Southern Illinois University at
19 Edwardsville.

20 "University" means both Southern Illinois University at
21 Carbondale and Southern Illinois University at Edwardsville.

22 (110 ILCS 520/1) (from Ch. 144, par. 651)

1 Sec. 1. There is hereby created a body politic and
2 corporate which shall be styled the Board of Trustees of
3 Southern Illinois University to operate, manage, control and
4 maintain the University, ~~hereinafter called the Board.~~ The
5 Board of Trustees of Southern Illinois University is abolished
6 on July 1, 2018. On July 1, 2018, the governance and control of
7 Southern Illinois University shall pass to and rest within the
8 new boards of trustees created under Sections 1.5 and 1.10 of
9 this Act as provided by law. The sole function and power of the
10 Board of Trustees of Southern Illinois University from June 1,
11 2018 until its abolition on July 1, 2018 shall be to assist in
12 transferring all books, records, papers, documents, pending
13 business, accounts, and all real and personal property
14 belonging to or held for the use and benefit of Southern
15 Illinois University that until July 1, 2018 was under the Board
16 of Trustees' governance to the new boards of trustees as
17 provided by law.

18 (Source: Laws 1951, p. 1407.)

19 (110 ILCS 520/1.5 new)

20 Sec. 1.5. Southern Illinois University at Carbondale;
21 creation of board.

22 (a) There is hereby created a body politic and corporate
23 that shall be styled the Board of Trustees of Southern Illinois
24 University at Carbondale to operate, manage, control, and
25 maintain Southern Illinois University at Carbondale.

1 (b) That part of Southern Illinois University associated
2 with the Carbondale campus and the School of Law before July 1,
3 2018, shall hereafter be known as Southern Illinois University
4 at Carbondale, shall be under the governance and control of the
5 Board of Trustees of Southern Illinois University at
6 Carbondale, and beginning on July 1, 2018, shall award
7 appropriate degrees in the name of Southern Illinois University
8 at Carbondale.

9 (110 ILCS 520/1.10 new)

10 Sec. 1.10. Southern Illinois University at Edwardsville;
11 creation of board.

12 (a) There is hereby created a body politic and corporate
13 that shall be styled the Board of Trustees of Southern Illinois
14 University at Edwardsville to operate, manage, control, and
15 maintain Southern Illinois University at Edwardsville.

16 (b) That part of the Southern Illinois University
17 associated with the Edwardsville campus and the School of
18 Medicine, School of Dental Medicine, School of Pharmacy, School
19 of Nursing, and the East St. Louis Center before July 1, 2018
20 shall hereafter be known as Southern Illinois University at
21 Edwardsville, shall be under the governance and control of the
22 Board of Trustees of Southern Illinois University at
23 Edwardsville, and beginning on July 1, 2018, shall award
24 appropriate degrees in the name of Southern Illinois University
25 at Edwardsville.

1 (110 ILCS 520/2) (from Ch. 144, par. 652)

2 Sec. 2. The Board shall consist of 7 voting members
3 appointed by the Governor, by and with the advice and consent
4 of the Senate, ~~the Superintendent of Public Instruction, or his~~
5 ~~chief assistant for liaison with higher education when~~
6 ~~designated to serve in his place, ex officio, and one voting~~
7 ~~student member designated by the Governor from one campus of~~
8 ~~the University~~ and one voting nonvoting student member who is a
9 student at ~~from the campus of the University not represented by~~
10 ~~the voting student member. The Governor shall designate one of~~
11 ~~the student members serving on the Board to serve as the voting~~
12 ~~student member. Each student member shall be chosen by the~~
13 ~~respective campuses of Southern Illinois University at~~
14 ~~Carbondale and Edwardsville.~~ The method of choosing the ~~these~~
15 student member ~~members~~ shall be by campus-wide student
16 election, ~~and any student designated by the Governor to be a~~
17 ~~voting student member shall be one of the students chosen by~~
18 ~~this method.~~ The student member ~~members~~ shall serve a term
19 ~~terms~~ of one year beginning on July 1 of each year, except that
20 the student member ~~members~~ initially selected shall serve a
21 term beginning on the date of such selection and expiring on
22 the next succeeding June 30. To be eligible for selection as a
23 student member and to be eligible to remain as a ~~voting or~~
24 ~~nonvoting~~ student member of the Board, the ~~a~~ student member
25 must be a resident of this State, must have and maintain a

1 grade point average that is equivalent to at least 2.5 on a 4.0
2 scale, and must be a full time student enrolled at all times
3 during his or her term of office except for that part of the
4 term which follows the completion of the last full regular
5 semester of an academic year and precedes the first full
6 regular semester of the succeeding academic year at the
7 university (sometimes commonly referred to as the summer
8 session or summer school). If ~~the a voting or nonvoting~~ student
9 member ~~-serving on the Board~~ fails to continue to meet or
10 maintain the residency, minimum grade point average, or
11 enrollment requirement established by this Section, his or her
12 membership on the Board shall be deemed to have terminated by
13 operation of law. No more than 4 of the members appointed by
14 the Governor shall be affiliated with the same political party.
15 Each member appointed by the Governor must be a resident of
16 this State. A failure to meet or maintain this residency
17 requirement constitutes a resignation from and creates a
18 vacancy in the Board. Of the members first appointed by the
19 Governor, 4 shall be appointed for terms to expire on the third
20 Monday in January, 2022 and 3 shall be appointed for terms to
21 expire on the third Monday in January, 2024. If the Senate is
22 not in session on July 1, 2018 or if a vacancy in an appointive
23 membership occurs at a time when the Senate is not in session,
24 the Governor shall make temporary appointments until the next
25 meeting of the Senate when he or she shall nominate persons to
26 fill such memberships for the remainder of their respective

1 terms. Upon the expiration of the terms of members appointed by
2 the Governor, their respective successors shall be appointed
3 for terms of 6 years from the third Monday in January of each
4 odd-numbered year and until their respective successors are
5 appointed for like terms. ~~If the Senate is not in session~~
6 ~~appointments shall be made as in the case of vacancies.~~

7 (Source: P.A. 91-778, eff. 1-1-01; 91-798, eff. 7-9-00; 92-16,
8 eff. 6-28-01.)

9 (110 ILCS 520/3.5 new)

10 Sec. 3.5. Southern Illinois University at Carbondale;
11 transfer of authority. All of the rights, powers, and duties
12 vested by law in the Board of Trustees of Southern Illinois
13 University before July 1, 2018 and relating to the operation,
14 management, control, and maintenance of Southern Illinois
15 University at Carbondale prior to its change of name and status
16 are hereby transferred to and vested in the Board of Trustees
17 of Southern Illinois University at Carbondale.

18 All books, records, papers, documents, and pending
19 business in any way pertaining to Southern Illinois University
20 at Carbondale prior to its change of name and status and held
21 by the Board of Trustees of Southern Illinois University before
22 July 1, 2018 are hereby transferred from the Board of Trustees
23 of Southern Illinois University to the Board of Trustees of
24 Southern Illinois University at Carbondale.

25 On July 1, 2018, the rules and regulations previously

1 promulgated by the Board of Trustees of Southern Illinois
2 University and applicable to Southern Illinois University at
3 Carbondale prior to its change of name and status shall be the
4 rules and regulations applicable to Southern Illinois
5 University at Carbondale, provided that, beginning on July 1,
6 2018, any or all of the rules and regulations may be changed or
7 rescinded by the Board of Trustees of Southern Illinois
8 University at Carbondale.

9 The right of custody, possession, and control over all
10 items of income, funds, or deposits in any way pertaining to
11 Southern Illinois University at Carbondale prior to its change
12 of name and status that before July 1, 2018 were held or
13 retained by or under the jurisdiction of the Board of Trustees
14 of Southern Illinois University under the authority of the
15 State Finance Act, as that Act existed before July 1, 2018, is
16 hereby transferred to and vested in the Board of Trustees of
17 Southern Illinois University at Carbondale to be retained by
18 Southern Illinois University at Carbondale in its own treasury,
19 or deposited with a bank or savings and loan association, all
20 in accordance with the provisions of the State Finance Act.

21 There is hereby transferred from the Board of Trustees of
22 Southern Illinois University to the Board of Trustees of
23 Southern Illinois University at Carbondale the power of order
24 and direction over the disbursement of those funds in any way
25 pertaining to Southern Illinois University at Carbondale prior
26 to its change of name and status that immediately prior to the

1 effective date of this amendatory Act of the 100th General
2 Assembly were retained by Southern Illinois University in its
3 own treasury under the authority of the State Finance Act as
4 that Act existed prior to July 1, 2018, provided that such
5 funds shall be disbursed from time to time pursuant to the
6 order and direction of the Board of Trustees of Southern
7 Illinois University at Carbondale in accordance with any
8 contracts, pledges, trusts, or agreements heretofore made with
9 respect to the use or application of such funds by the Board of
10 Trustees of Southern Illinois University.

11 The Board of Trustees of Southern Illinois University at
12 Carbondale shall succeed to, assume, and exercise all rights,
13 powers, duties, and responsibilities formerly exercised by the
14 Board of Trustees of Southern Illinois University on behalf of
15 Southern Illinois University at Carbondale before its change of
16 name and status. All contracts and agreements entered into by
17 the Board of Trustees of Southern Illinois University on behalf
18 of Southern Illinois University at Carbondale before its change
19 of name and status shall subsist notwithstanding the transfer
20 of the functions of the Board of Trustees of Southern Illinois
21 University, with respect to Southern Illinois University at
22 Carbondale prior to its change of name and status, to the Board
23 of Trustees of Southern Illinois University at Carbondale. All
24 bonds, notes, and other evidences of indebtedness outstanding
25 on July 1, 2018 issued by the Board of Trustees of Southern
26 Illinois University on behalf of Southern Illinois University

1 at Carbondale before its change of name and status shall become
2 the bonds, notes, or other evidences of indebtedness of
3 Southern Illinois University at Carbondale and shall be
4 otherwise unaffected by the transfer of functions to the Board
5 of Trustees of Southern Illinois University at Carbondale. Any
6 action with respect to Southern Illinois University at
7 Carbondale prior to its change of name and status, including
8 without limitation approvals of applications for bonds and
9 resolutions constituting official action under the Internal
10 Revenue Code, by the Board of Trustees of Southern Illinois
11 University before July 1, 2018 shall remain effective to the
12 same extent as if that action had been taken by the Board of
13 Trustees of Southern Illinois University at Carbondale and
14 shall be deemed to be action taken by the Board of Trustees of
15 Southern Illinois University at Carbondale for Southern
16 Illinois University at Carbondale.

17 The title to all other property, whether real, personal or
18 mixed, and all accounts receivable belonging to or under the
19 jurisdiction of the Board of Trustees of Southern Illinois
20 University for Southern Illinois University at Carbondale
21 prior to its change of name and status is hereby transferred to
22 and vested in the Board of Trustees of Southern Illinois
23 University at Carbondale to be held for the People of the State
24 of Illinois.

25 The employment of all academic and nonacademic personnel of
26 Southern Illinois University at Carbondale prior to its change

1 of name and status is hereby transferred from the Board of
2 Trustees of Southern Illinois University to the Board of
3 Trustees of Southern Illinois University at Carbondale, but the
4 locus of employment shall not be transferred. The transfer
5 shall not affect the status and rights of any person under the
6 State Universities Retirement System or the State Universities
7 Civil Service System. On July 1, 2018, the individuals whose
8 employment is so transferred shall be credited with earned
9 vacation days and sick leave days accrued before the transfer.

10 On July 1, 2018, individuals who were students of Southern
11 Illinois University at Carbondale prior to its change of name
12 and status shall be students of Southern Illinois University at
13 Carbondale.

14 (110 ILCS 520/3.10 new)

15 Sec. 3.10. Southern Illinois University at Edwardsville;
16 transfer of authority. All of the rights, powers, and duties
17 vested by law in the Board of Trustees of Southern Illinois
18 University before July 1, 2018 and relating to the operation,
19 management, control, and maintenance of Southern Illinois
20 University at Edwardsville prior to its change of name and
21 status are hereby transferred to and vested in the Board of
22 Trustees of Southern Illinois University at Edwardsville.

23 All books, records, papers, documents, and pending
24 business in any way pertaining to Southern Illinois University
25 at Edwardsville prior to its change of name and status and held

1 by the Board of Trustees of Southern Illinois University before
2 July 1, 2018 are hereby transferred from the Board of Trustees
3 of Southern Illinois University to the Board of Trustees of
4 Southern Illinois University at Edwardsville.

5 On July 1, 2018, the rules and regulations previously
6 promulgated by the Board of Trustees of Southern Illinois
7 University and applicable to Southern Illinois University at
8 Edwardsville prior to its change of name and status shall be
9 the rules and regulations applicable to Southern Illinois
10 University at Edwardsville, provided that, beginning on July 1,
11 2018, any or all of the rules and regulations may be changed or
12 rescinded by the Board of Trustees of Southern Illinois
13 University at Edwardsville.

14 The right of custody, possession, and control over all
15 items of income, funds, or deposits in any way pertaining to
16 Southern Illinois University at Edwardsville prior to its
17 change of name and status that before July 1, 2018 were held or
18 retained by or under the jurisdiction of the Board of Trustees
19 of Southern Illinois University under the authority of the
20 State Finance Act as that Act existed before July 1, 2018, is
21 hereby transferred to and vested in the Board of Trustees of
22 Southern Illinois University at Edwardsville to be retained by
23 Southern Illinois University at Edwardsville in its own
24 treasury, or deposited with a bank or savings and loan
25 association, all in accordance with the provisions of the State
26 Finance Act.

1 There is hereby transferred from the Board of Trustees of
2 Southern Illinois University to the Board of Trustees of
3 Southern Illinois University at Edwardsville the power of order
4 and direction over the disbursement of those funds in any way
5 pertaining to Southern Illinois University at Edwardsville
6 prior to its change of name and status that immediately prior
7 to the effective date of this amendatory Act of the 100th
8 General Assembly were retained by Southern Illinois University
9 in its own treasury under the authority of the State Finance
10 Act as that Act existed prior to July 1, 2018, provided that
11 such funds shall be disbursed from time to time pursuant to the
12 order and direction of the Board of Trustees of Southern
13 Illinois University at Edwardsville in accordance with any
14 contracts, pledges, trusts, or agreements heretofore made with
15 respect to the use or application of such funds by the Board of
16 Trustees of Southern Illinois University.

17 The Board of Trustees of Southern Illinois University at
18 Edwardsville shall succeed to, assume, and exercise all rights,
19 powers, duties, and responsibilities formerly exercised by the
20 Board of Trustees of Southern Illinois University on behalf of
21 Southern Illinois University at Edwardsville before its change
22 of name and status. All contracts and agreements entered into
23 by the Board of Trustees of Southern Illinois University on
24 behalf of Southern Illinois University at Edwardsville before
25 its change of name and status shall subsist notwithstanding the
26 transfer of the functions of the Board of Trustees of Southern

1 Illinois University, with respect to Southern Illinois
2 University at Edwardsville prior to its change of name and
3 status, to the Board of Trustees of Southern Illinois
4 University at Edwardsville. All bonds, notes, and other
5 evidences of indebtedness outstanding on July 1, 2018 issued by
6 the Board of Trustees of Southern Illinois University on behalf
7 of Southern Illinois University at Edwardsville before its
8 change of name and status shall become the bonds, notes, or
9 other evidences of indebtedness of Southern Illinois
10 University at Edwardsville and shall be otherwise unaffected by
11 the transfer of functions to the Board of Trustees of Southern
12 Illinois University at Edwardsville. Any action with respect to
13 Southern Illinois University at Edwardsville prior to its
14 change of name and status, including without limitation
15 approvals of applications for bonds and resolutions
16 constituting official action under the Internal Revenue Code,
17 by the Board of Trustees of Southern Illinois University before
18 July 1, 2018 shall remain effective to the same extent as if
19 that action had been taken by the Board of Trustees of Southern
20 Illinois University at Edwardsville and shall be deemed to be
21 action taken by the Board of Trustees of Southern Illinois
22 University at Edwardsville for Southern Illinois University at
23 Edwardsville.

24 The title to all other property, whether real, personal or
25 mixed, and all accounts receivable belonging to or under the
26 jurisdiction of the Board of Trustees of Southern Illinois

1 University for Southern Illinois University at Edwardsville
2 prior to its change of name and status is hereby transferred to
3 and vested in the Board of Trustees of Southern Illinois
4 University at Edwardsville to be held for the People of the
5 State of Illinois.

6 The employment of all academic and nonacademic personnel of
7 Southern Illinois University at Edwardsville prior to its
8 change of name and status is hereby transferred from the Board
9 of Trustees of Southern Illinois University to the Board of
10 Trustees of Southern Illinois University at Edwardsville, but
11 the locus of employment shall not be transferred. The transfer
12 shall not affect the status and rights of any person under the
13 State Universities Retirement System or the State Universities
14 Civil Service System. On July 1, 2018, the individuals whose
15 employment is so transferred shall be credited with earned
16 vacation days and sick leave days accrued before the transfer.

17 On July 1, 2018, individuals who were students of Southern
18 Illinois University at Edwardsville prior to its change of name
19 and status shall be students of Southern Illinois University at
20 Edwardsville.

21 (110 ILCS 520/3.15 new)

22 Sec. 3.15. Inability to transfer. Anything under Section
23 3.5 or 3.10 of this Act that cannot be transferred to the Board
24 of Trustees of Southern Illinois University at Carbondale or
25 the Board of Trustees of Southern Illinois University at

1 Edwardsville because it was not related to either Southern
2 Illinois University at Carbondale prior to its change of name
3 and status or Southern Illinois University at Edwardsville
4 prior to its change of name and status shall be divided
5 equally, if possible, or shared between the 2 universities.

6 (110 ILCS 520/4) (from Ch. 144, par. 654)

7 Sec. 4. Members of the Board shall serve without
8 compensation but shall be entitled to reasonable amounts for
9 expenses necessarily incurred in the performance of their
10 duties. Such expenses incurred by the ~~any non-voting~~ student
11 member may, at the discretion of the Chairperson ~~Chairman~~ of
12 the Board, be provided for by advance payment to the student
13 ~~such~~ member, who shall account therefor to the Board
14 immediately after each meeting.

15 No member of the Board shall hold or be employed in or
16 appointed to any office or place under the authority of the
17 Board, nor shall any member of the Board be directly or
18 indirectly interested in any contract made by the Board, nor
19 shall he or she be an employee of the State government
20 ~~Government~~. This Section ~~section~~ does not prohibit the student
21 member ~~members~~ of the Board from maintaining normal and
22 official status as an enrolled student ~~students~~ or normal
23 student employment at the ~~Southern Illinois~~ University.

24 (Source: P.A. 93-1096, eff. 1-1-06.)

1 (110 ILCS 520/5) (from Ch. 144, par. 655)

2 Sec. 5. Members of the Board shall elect annually by secret
3 ballot from their own number a chairperson ~~chairman~~ who shall
4 preside over meetings of the Board and a secretary.

5 Meetings of the Board shall be held at least once each
6 quarter on the ~~a~~ campus of the ~~Southern Illinois~~ University. At
7 all regular meetings of the Board, a majority of its voting
8 members shall constitute a quorum. The student member ~~members~~
9 shall have all of the privileges of membership, including the
10 right to make and second motions and to attend executive
11 sessions, other than the right to vote, but the ~~except that the~~
12 ~~student member designated by the Governor as the voting student~~
13 ~~member shall have the right to vote on all Board matters except~~
14 ~~those involving faculty tenure, faculty promotion or any issue~~
15 ~~on which the student member has a direct conflict of interest.~~
16 ~~For the purposes of this Section, a student member shall not be~~
17 ~~deemed to have a direct conflict of interest in and may vote on~~
18 ~~any item involving the employment or compensation of the~~
19 ~~Chancellor at any campus or the President of the University or~~
20 ~~the election of officers. A student member who is not entitled~~
21 ~~to vote on a measure at a meeting of the Board or any of its~~
22 ~~committees~~ shall not be considered a member for the purpose of
23 determining whether a quorum is present at any meeting of the
24 Board or any of its committees ~~the time that measure is voted~~
25 ~~upon~~. No action of the Board shall be invalidated by reason of
26 any vacancies on the Board, or by reason of any failure to

1 select a student member.

2 Special meetings of the Board may be called by the
3 chairperson ~~chairman~~ of the Board or by any 3 members of the
4 Board.

5 At each regular and special meeting that is open to the
6 public, members of the public and employees of the University
7 shall be afforded time, subject to reasonable constraints, to
8 make comments to or ask questions of the Board.

9 (Source: P.A. 99-734, eff. 8-5-16.)

10 (110 ILCS 520/6.6)

11 Sec. 6.6. The Illinois Ethanol Research Advisory Board.

12 (a) There is established the Illinois Ethanol Research
13 Advisory Board (the "Advisory Board").

14 (b) The Advisory Board shall be composed of 13 members
15 including: the President of Southern Illinois University at
16 Edwardsville who shall be Chairperson ~~Chairman~~; the Director of
17 Commerce and Economic Opportunity; the Director of
18 Agriculture; the President of the Illinois Corn Growers
19 Association; the President of the National Corn Growers
20 Association; the President of the Renewable Fuels Association;
21 the Dean of the College of Agricultural, Consumer, and
22 Environmental Science, University of Illinois at
23 Champaign-Urbana; and 6 at-large members appointed by the
24 Governor representing the ethanol industry, growers,
25 suppliers, and universities.

1 (c) The 6 at-large members shall serve a term of 4 years.
2 The Advisory Board shall meet at least annually or at the call
3 of the Chairperson ~~Chairman~~. At any time a majority of the
4 Advisory Board may petition the Chairperson ~~Chairman~~ for a
5 meeting of the Board. Seven members of the Advisory Board shall
6 constitute a quorum.

7 (d) The Advisory Board shall:

8 (1) Review the annual operating plans and budget of the
9 National Corn-to-Ethanol Research Pilot Plant.

10 (2) Advise on research and development priorities and
11 projects to be carried out at the Corn-to-Ethanol Research
12 Pilot Plant.

13 (3) Advise on policies and procedures regarding the
14 management and operation of the ethanol research pilot
15 plant. This may include contracts, project selection, and
16 personnel issues.

17 (4) Develop bylaws.

18 (5) Submit a final report to the Governor and General
19 Assembly outlining the progress and accomplishments made
20 during the year along with a financial report for the year.

21 (6) Establish and operate, subject to specific
22 appropriation for the purpose of providing facility
23 operating funds, the National Corn-to-Ethanol Research
24 Center at Southern Illinois University at Edwardsville as a
25 State Biorefining Center of Excellence with the following
26 purposes and goals:

1 (A) To utilize interdisciplinary,
2 interinstitutional, and industrial collaborations to
3 conduct research.

4 (B) To provide training and services to the ethanol
5 fuel industry to make projects and training to advance
6 the biofuels industry in the State more affordable for
7 the institutional and industrial bodies, including,
8 but not limited to, Illinois farmer-owned ethanol
9 cooperatives.

10 (C) To coordinate near-term industry research
11 needs and laboratory services by identifying needs and
12 pursuing federal and other funding sources.

13 (D) To develop and provide hands-on training to
14 prepare students for the biofuels workforce and train
15 workforce reentrants.

16 (E) To serve as an independent, third-party source
17 for review, testing, validation standardization, and
18 definition in areas of industry need.

19 (F) To provide seminars, tours, and informational
20 sessions advocating renewable energy.

21 (G) To provide consultation services and
22 information for those interested in renewable energy.

23 (H) To develop demonstration projects by pursuing
24 federal and other funding sources.

25 (e) The Advisory Board established by this Section is a
26 continuation, as changed by the Section, of the Board

1 established under Section 8a of the Energy Conservation and
2 Coal Act and repealed by this amendatory Act of the 92nd
3 General Assembly.

4 (Source: P.A. 94-793, eff. 5-19-06; 95-99, eff. 1-1-08.)

5 (110 ILCS 520/8) (from Ch. 144, par. 658)

6 Sec. 8. Powers and duties of the Board. The Board shall
7 have power and it shall be its duty:

8 1. To make rules, regulations and by-laws, not
9 inconsistent with law, for the government and management of
10 the ~~Southern Illinois~~ University and its branches.

11 2. To employ, and, for good cause, to remove a
12 president of the ~~Southern Illinois~~ University, and all
13 necessary deans, professors, associate professors,
14 assistant professors, instructors, and other educational
15 and administrative assistants, and all other necessary
16 employees, and contract with them upon matters relating to
17 tenure, salaries and retirement benefits in accordance
18 with the State Universities Civil Service Act; the Board
19 shall, upon the written request of an employee of the
20 ~~Southern Illinois~~ University, withhold from the
21 compensation of that employee any dues, payments or
22 contributions payable by such employee to any labor
23 organization as defined in the Illinois Educational Labor
24 Relations Act. Under such arrangement, an amount shall be
25 withheld from each regular payroll period which is equal to

1 the pro rata share of the annual dues plus any payments or
2 contributions, and the Board shall transmit such
3 withholdings to the specified labor organization within 10
4 working days from the time of the withholding. Whenever the
5 Board establishes a search committee to fill the position
6 of president of the ~~Southern Illinois~~ University, there
7 shall be minority representation, including women, on that
8 search committee.

9 3. To prescribe the course of study to be followed, and
10 textbooks and apparatus to be used at the ~~Southern Illinois~~
11 University.

12 4. To issue upon the recommendation of the faculty,
13 diplomas to such persons as have satisfactorily completed
14 the required studies of the ~~Southern Illinois~~ University,
15 and confer such professional and literary degrees as are
16 usually conferred by other institutions of like character
17 for similar or equivalent courses of study, or such as the
18 Board may deem appropriate.

19 5. To examine into the conditions, management, and
20 administration of the ~~Southern Illinois~~ University, to
21 provide the requisite buildings, apparatus, equipment and
22 auxiliary enterprises, and to fix and collect
23 matriculation fees; tuition fees; fees for student
24 activities; fees for student facilities such as student
25 union buildings or field houses or stadium or other
26 recreational facilities; student welfare fees; laboratory

1 fees and similar fees for supplies and material.

2 6. To succeed to and to administer all trusts, trust
3 property, and gifts now or hereafter belonging or
4 pertaining to the ~~Southern Illinois~~ University.

5 7. To accept endowments of professorships or
6 departments in the University from any person who may
7 proffer them and, at regular meetings, to prescribe rules
8 and regulations in relation to endowments and declare on
9 what general principles they may be accepted.

10 8. To enter into contracts with the Federal government
11 for providing courses of instruction and other services at
12 the ~~Southern Illinois~~ University for persons serving in or
13 with the military or naval forces of the United States, and
14 to provide such courses of instruction and other services.

15 9. To provide for the receipt and expenditures of
16 Federal funds, paid to the ~~Southern Illinois~~ University by
17 the Federal government for instruction and other services
18 for persons serving in or with the military or naval forces
19 of the United States and to provide for audits of such
20 funds.

21 10. To appoint, subject to the applicable civil service
22 law, persons to be members of the ~~Southern Illinois~~
23 University Police Department. Members of the Police
24 Department shall be conservators of the peace and as such
25 have all powers possessed by policemen in cities, and
26 sheriffs, including the power to make arrests on view or

1 warrants of violations of state statutes, university rules
2 and regulations and city or county ordinances, except that
3 they may exercise such powers only within counties wherein
4 the university and any of its branches or properties are
5 located when such is required for the protection of
6 university properties and interests, and its students and
7 personnel, and otherwise, within such counties, when
8 requested by appropriate State or local law enforcement
9 officials. However, such officers shall have no power to
10 serve and execute civil processes.

11 The Board must authorize to each member of the ~~Southern~~
12 ~~Illinois~~ University Police Department and to any other
13 employee of the ~~Southern Illinois~~ University exercising
14 the powers of a peace officer a distinct badge that, on its
15 face, (i) clearly states that the badge is authorized by
16 the ~~Southern Illinois~~ University and (ii) contains a unique
17 identifying number. No other badge shall be authorized by
18 the ~~Southern Illinois~~ University.

19 10.5. To conduct health care programs in furtherance of
20 its teaching, research, and public service functions,
21 which shall include without limitation patient and
22 ancillary facilities, institutes, clinics, or offices
23 owned, leased, or purchased through an equity interest by
24 the Board or its appointed designee to carry out such
25 activities in the course of or in support of the Board's
26 academic, clinical, and public service responsibilities.

1 10.10. With respect to the Board of Trustees of
2 Southern Illinois University at Edwardsville, to
3 administer the School of Medicine, School of Dental
4 Medicine, School of Pharmacy, School of Nursing, and the
5 East St. Louis Center.

6 11. With respect to the Board of Trustees of Southern
7 Illinois University at Edwardsville, to ~~to~~ administer a
8 plan or plans established by the clinical faculty of the
9 School of Medicine or the School of Dental Medicine for the
10 billing, collection and disbursement of charges for
11 services performed in the course of or in support of the
12 faculty's academic responsibilities, provided that such
13 plan has been first approved by Board action. All such
14 collections shall be deposited into a special fund or funds
15 administered by the Board from which disbursements may be
16 made according to the provisions of said plan. The
17 reasonable costs incurred, by the University,
18 administering the billing, collection and disbursement
19 provisions of a plan shall have first priority for payment
20 before distribution or disbursement for any other purpose.
21 Audited financial statements of the plan or plans must be
22 provided to the Legislative Audit Commission annually.

23 The Board of Trustees may own, operate, or govern, by
24 or through the School of Medicine, a managed care community
25 network established under subsection (b) of Section 5-11 of
26 the Illinois Public Aid Code.

1 12. The Board of Trustees may, directly or in
2 cooperation with other institutions of higher education,
3 acquire by purchase or lease or otherwise, and construct,
4 enlarge, improve, equip, complete, operate, control and
5 manage medical research and high technology parks,
6 together with the necessary lands, buildings, facilities,
7 equipment, and personal property therefor, to encourage
8 and facilitate (a) the location and development of business
9 and industry in the State of Illinois, and (b) the
10 increased application and development of technology and
11 (c) the improvement and development of the State's economy.
12 The Board of Trustees may lease to nonprofit corporations
13 all or any part of the land, buildings, facilities,
14 equipment or other property included in a medical research
15 and high technology park upon such terms and conditions as
16 the Board of Trustees may deem advisable and enter into any
17 contract or agreement with such nonprofit corporations as
18 may be necessary or suitable for the construction,
19 financing, operation and maintenance and management of any
20 such park; and may lease to any person, firm, partnership
21 or corporation, either public or private, any part or all
22 of the land, building, facilities, equipment or other
23 property of such park for such purposes and upon such
24 rentals, terms and conditions as the Board of Trustees may
25 deem advisable; and may finance all or part of the cost of
26 any such park, including the purchase, lease,

1 construction, reconstruction, improvement, remodeling,
2 addition to, and extension and maintenance of all or part
3 of such high technology park, and all equipment and
4 furnishings, by legislative appropriations, government
5 grants, contracts, private gifts, loans, receipts from the
6 operation of such high technology park, rentals and similar
7 receipts; and may make its other facilities and services
8 available to tenants or other occupants of any such park at
9 rates which are reasonable and appropriate.

10 13. To borrow money, as necessary, from time to time in
11 anticipation of receiving tuition, payments from the State
12 of Illinois, or other revenues or receipts of the
13 University, also known as anticipated moneys. The
14 borrowing limit shall be capped at 100% of the total amount
15 of payroll and other expense vouchers submitted and payable
16 to the University for fiscal year 2010 expenses, but unpaid
17 by the State Comptroller's office. Prior to borrowing any
18 funds, the University shall request from the Comptroller's
19 office a verification of the borrowing limit and shall
20 include the estimated date on which such borrowing shall
21 occur. The borrowing limit cap shall be verified by the
22 State Comptroller's office not prior to 45 days before any
23 estimated date for executing any promissory note or line of
24 credit established under this item 13. The principal amount
25 borrowed under a promissory note or line of credit shall
26 not exceed 75% of the borrowing limit. Within 15 days after

1 borrowing funds under any promissory note or line of credit
2 established under this item 13, the University shall submit
3 to the Governor's Office of Management and Budget, the
4 Speaker of the House of Representatives, the Minority
5 Leader of the House of Representatives, the President of
6 the Senate, and the Minority Leader of the Senate an
7 Emergency Short Term Cash Management Plan. The Emergency
8 Short Term Cash Management Plan shall outline the amount
9 borrowed, the terms for repayment, the amount of
10 outstanding State vouchers as verified by the State
11 Comptroller's office, and the University's plan for
12 expenditure of any borrowed funds, including, but not
13 limited to, a detailed plan to meet payroll obligations to
14 include collective bargaining employees, civil service
15 employees, and academic, research, and health care
16 personnel. The establishment of any promissory note or line
17 of credit established under this item 13 must be finalized
18 within 90 days after the effective date of this amendatory
19 Act of the 96th General Assembly. The borrowed moneys shall
20 be applied to the purposes of paying salaries and other
21 expenses lawfully authorized in the University's State
22 appropriation and unpaid by the State Comptroller. Any line
23 of credit established under this item 13 shall be paid in
24 full one year after creation or within 10 days after the
25 date the University receives reimbursement from the State
26 for all submitted fiscal year 2010 vouchers, whichever is

1 earlier. Any promissory note established under this item 13
2 shall be repaid within one year after issuance of the note.
3 The Chairman, Comptroller, or Treasurer of the Board shall
4 execute a promissory note or similar debt instrument to
5 evidence the indebtedness incurred by the borrowing. In
6 connection with a borrowing, the Board may establish a line
7 of credit with a financial institution, investment bank, or
8 broker/dealer. The obligation to make the payments due
9 under any promissory note or line of credit established
10 under this item 13 shall be a lawful obligation of the
11 University payable from the anticipated moneys. Any
12 borrowing under this item 13 shall not constitute a debt,
13 legal or moral, of the State and shall not be enforceable
14 against the State. The promissory note or line of credit
15 shall be authorized by a resolution passed by the Board and
16 shall be valid whether or not a budgeted item with respect
17 to that resolution is included in any annual or
18 supplemental budget adopted by the Board. The resolution
19 shall set forth facts demonstrating the need for the
20 borrowing, state an amount that the amount to be borrowed
21 will not exceed, and establish a maximum interest rate
22 limit not to exceed the maximum rate authorized by the Bond
23 Authorization Act or 9%, whichever is less. The resolution
24 may direct the Comptroller or Treasurer of the Board to
25 make arrangements to set apart and hold the portion of the
26 anticipated moneys, as received, that shall be used to

1 repay the borrowing, subject to any prior pledges or
2 restrictions with respect to the anticipated moneys. The
3 resolution may also authorize the Treasurer of the Board to
4 make partial repayments of the borrowing as the anticipated
5 moneys become available and may contain any other terms,
6 restrictions, or limitations not inconsistent with the
7 powers of the Board.

8 For the purposes of this item 13, "financial
9 institution" means any bank subject to the Illinois Banking
10 Act, any savings and loan association subject to the
11 Illinois Savings and Loan Act of 1985, and any federally
12 chartered commercial bank or savings and loan association
13 or government-sponsored enterprise organized and operated
14 in this State pursuant to the laws of the United States.

15 The powers of the Board as herein designated are subject to
16 the Board of Higher Education Act.

17 (Source: P.A. 100-400, eff. 8-25-17.)

18 (110 ILCS 520/8a) (from Ch. 144, par. 658a)

19 Sec. 8a. (1) The Board shall provide each member of the
20 ~~Southern Illinois~~ University Police Department without cost to
21 him public liability insurance covering him for any liability
22 which arises out of his employment to the extent of the
23 insurance policy limits which shall be not less than \$50,000.

24 (2) The Board shall have power to insure the Board, the
25 University and its branches ~~universities~~ under Board

1 jurisdiction, Board members, paid and unpaid employees of the
2 Board, and any students, volunteer workers, visiting faculty
3 and professionals who are agents of the Board in the
4 performance or delivery of its programs or services against
5 claims, damages, losses, expenses and civil suits arising out
6 of statements, acts or omissions in the discharge of their
7 duties, which statements, acts or omissions do not involve
8 intentional or willful and wanton misconduct on the part of
9 such persons; and to insure against losses to real and personal
10 property owned by the Board or in the actual or constructive
11 custody of the Board and for loss of income from such real and
12 personal property. The Board shall have power to defend, hold
13 harmless and indemnify, in whole or in part, all persons as to
14 whom any such insurance is provided. Pursuant to its power to
15 insure, the Board may establish and accumulate reserves for
16 payment of such claims, damages, losses, expenses and civil
17 suit awards or obtain insurance affording coverage for such
18 matters. Reserves established by the Board for the foregoing
19 purpose shall be subject to the following conditions:

20 (a) The amount of such reserves shall not exceed the amount
21 necessary and proper, based on past experience or independent
22 actuarial determinations;

23 (b) All earnings derived from such reserves shall be
24 considered part of the reserves and may be used only for the
25 same purposes for which the reserves may be used;

26 (c) Reserves may be used only for the purposes of making

1 payments for civil suits, claims, damages, losses and expenses,
2 including attorneys fees, claims investigation costs and
3 actuarial studies associated with liabilities arising out of
4 statements, acts or omissions of individuals in the discharge
5 of their duties, which statements, acts or omissions do not
6 involve intentional or willful and wanton misconduct on the
7 part of such individuals, for payment of insurance premiums,
8 and for the purposes of making payments for losses resulting
9 from any insured peril;

10 (d) All funds collected for the purposes specified in
11 paragraph (c) or earmarked for such purposes must be placed in
12 the reserves;

13 (e) Whenever the reserves have a balance in excess of what
14 is necessary and proper, then contributions, charges,
15 assessments or other forms of funding for the reserves shall be
16 appropriately decreased.

17 (3) As to all claims, damages, losses, expenses and civil
18 suits covered by insurance provided by the Board or as to which
19 the Board has not provided insurance, to the extent permitted
20 by law, sovereign immunity shall apply and recourse shall be
21 limited to the Court of Claims.

22 (4) When permitted by law to enter into an agreement with
23 any unit of government, institution of higher education,
24 person, or corporation for the use of property or the
25 performance of any function, service or act, the Board may
26 agree to the sharing or allocation of liabilities and damages

1 resulting from such use of property or performance of any
2 function, service or act. Such agreement may provide for
3 contribution or indemnification by any or all of the parties to
4 the agreement upon any liability arising out of the performance
5 of the agreement.

6 (Source: P.A. 84-1126.)

7 (110 ILCS 520/8b) (from Ch. 144, par. 658b)

8 Sec. 8b. (a) If the Board has provided access to any of the
9 campuses under its jurisdiction to persons or groups whose
10 purpose is to make students aware of educational or
11 occupational options, the board shall provide, on an equal
12 basis, access to the official recruiting representatives of the
13 armed forces of Illinois and the United States for the purpose
14 of informing students of educational and career opportunities
15 available to them in the military. The board is not required to
16 give greater notice regarding the right of access to recruiting
17 representatives than is given to other persons and groups.

18 (b) The Board shall not bar or exclude from the curriculum,
19 campus, or school facilities of the ~~Southern Illinois~~
20 University any armed forces training program or organization
21 operated under the authority of the United States government
22 because the program or organization complies with rules,
23 regulations, or policies of the United States government or any
24 agency, branch, or department thereof.

25 (Source: P.A. 87-788.)

1 (110 ILCS 520/8c) (from Ch. 144, par. 658c)

2 Sec. 8c. The Board of Trustees ~~of Southern Illinois~~
3 ~~University~~ shall establish a program to assess the oral English
4 language proficiency of all persons providing classroom
5 instruction to students at each campus under the jurisdiction,
6 governance or supervision of the Board, and shall ensure that
7 each person who is not orally proficient in the English
8 language attain such proficiency prior to providing any
9 classroom instruction to students. The program required by this
10 Section shall be fully implemented to ensure the oral English
11 language proficiency of all classroom instructors at each
12 campus under the jurisdiction, governance or supervision of the
13 Board ~~by the beginning of the 1987-88 academic year~~. Any other
14 provisions of this Section to the contrary notwithstanding,
15 nothing in this Section shall be deemed or construed to apply
16 to, or to require such oral English language proficiency of any
17 person who provides classroom instruction to students in
18 foreign language courses only.

19 (Source: P.A. 84-1434.)

20 (110 ILCS 520/8e) (from Ch. 144, par. 658e)

21 Sec. 8e. Admissions.

22 (a) ~~No Commencing in the fall of 1993, no~~ new student shall
23 ~~then or thereafter~~ be admitted to instruction in any of the
24 departments or colleges of the University unless such student

1 also has satisfactorily completed:

2 (1) at least 15 units of high school coursework from
3 the following 5 categories:

4 (A) 4 years of English (emphasizing written and
5 oral communications and literature), of which up to 2
6 years may be collegiate level instruction;

7 (B) 3 years of social studies (emphasizing history
8 and government);

9 (C) 3 years of mathematics (introductory through
10 advanced algebra, geometry, trigonometry, or
11 fundamentals of computer programming);

12 (D) 3 years of science (laboratory sciences); and

13 (E) 2 years of electives in foreign language (which
14 may be deemed to include American Sign Language),
15 music, vocational education or art;

16 (2) except that institutions may admit individual
17 applicants if the institution determines through
18 assessment or through evaluation based on learning
19 outcomes of the coursework taken, including vocational
20 education courses and courses taken in a charter school
21 established under Article 27A of the School Code, that the
22 applicant demonstrates knowledge and skills substantially
23 equivalent to the knowledge and skills expected to be
24 acquired in the high school courses required for admission.
25 The Board of Trustees ~~of Southern Illinois University~~ shall
26 not discriminate in the University's admissions process

1 against an applicant for admission because of the
2 applicant's enrollment in a charter school established
3 under Article 27A of the School Code. Institutions may also
4 admit 1) applicants who did not have an opportunity to
5 complete the minimum college preparatory curriculum in
6 high school, and 2) educationally disadvantaged applicants
7 who are admitted to the formal organized special assistance
8 programs that are tailored to the needs of such students,
9 providing that in either case, the institution
10 incorporates in the applicant's baccalaureate curriculum
11 courses or other academic activities that compensate for
12 course deficiencies; and

13 (3) except that up to 3 of 15 units of coursework
14 required by paragraph (1) of this subsection may be
15 distributed by deducting no more than one unit each from
16 the categories of social studies, mathematics, sciences
17 and electives and completing those 3 units in any of the 5
18 categories of coursework described in paragraph (1).

19 (b) When allocating funds, local boards of education shall
20 recognize their obligation to their students to offer the
21 coursework required by subsection (a).

22 (c) A student who has graduated from high school and has
23 scored within the University's accepted range on the ACT or SAT
24 shall not be required to take a high school equivalency test as
25 a prerequisite to admission.

26 (d) The Board shall establish an admissions process in

1 which honorably discharged veterans are permitted to submit an
2 application for admission to the University as a freshman
3 student enrolling in the spring semester if the veteran was on
4 active duty during the fall semester. The University may
5 request that the Department of Veterans' Affairs confirm the
6 status of an applicant as an honorably discharged veteran who
7 was on active duty during the fall semester.

8 (Source: P.A. 98-718, eff. 1-1-15; 99-806, eff. 8-15-16.)

9 (110 ILCS 520/8f) (from Ch. 144, par. 658f)

10 Sec. 8f. Partial tuition waivers.

11 (a) As used in this Section, "Illinois college or
12 university" means any of the following: the University of
13 Illinois, Southern Illinois University at Carbondale, Southern
14 Illinois University at Edwardsville, Chicago State University,
15 Eastern Illinois University, Governors State University,
16 Illinois State University, Northeastern Illinois University,
17 Northern Illinois University, and Western Illinois University.

18 (b) Each year the Board of Trustees ~~of Southern Illinois~~
19 ~~University~~ shall offer 50% tuition waivers for undergraduate
20 education at any campus under its governance or supervision to
21 the children of employees of an Illinois college or university
22 who have been employed by any one or by more than one Illinois
23 college or university for an aggregate period of at least 7
24 years. To be eligible to receive a partial tuition waiver, the
25 child of an employee of an Illinois college or university (i)

1 must be under the age of 25 at the commencement of the academic
2 year during which the partial tuition waiver is to be
3 effective, and (ii) must qualify for admission to the ~~Southern~~
4 ~~Illinois~~ University under the same admissions requirements,
5 standards and policies which the ~~Southern Illinois~~ University
6 applies to applicants for admission generally to its respective
7 undergraduate colleges and programs.

8 (c) Subject to the provisions and limitations of subsection
9 (b), an eligible applicant who has continued to maintain
10 satisfactory academic progress toward graduation may have his
11 or her partial tuition waiver renewed until the time as he or
12 she has expended 4 years of undergraduate partial tuition
13 waiver benefits under this Section.

14 (d) No partial tuition waiver offered or allocated to any
15 eligible applicant in accordance with the provisions of this
16 Section shall be charged against any tuition waiver limitation
17 established by the Illinois Board of Higher Education.

18 (e) The Board of Trustees shall prescribe rules and
19 regulations as are necessary to implement and administer the
20 provisions of this Section.

21 (Source: P.A. 90-282, eff. 1-1-98.)

22 Section 235. The Southern Illinois University Revenue Bond
23 Act is amended by changing the title and Section 2 as follows:

24 (110 ILCS 525/Act title)

1 An Act to authorize the Board of Trustees of Southern
2 Illinois University at Carbondale and the Board of Trustees of
3 Southern Illinois University at Edwardsville to acquire, own,
4 operate and maintain projects as herein defined, to issue its
5 bonds therefor, to refund its bonds heretofore and hereafter
6 issued, and to provide for the payment and security of all
7 bonds issued hereunder; and to define the powers and duties of
8 said Boards ~~Board~~ in reference thereto.

9 (110 ILCS 525/2) (from Ch. 144, par. 672)

10 Sec. 2. Definitions.

11 In this Act, unless the context otherwise requires:

12 1. "Board" means both the Board of Trustees of Southern
13 Illinois University at Carbondale and the Board of Trustees of
14 Southern Illinois University at Edwardsville, or their
15 successors ~~its successor~~.

16 2. "University" means both Southern Illinois University~~7~~
17 ~~located~~ at Carbondale and Southern Illinois University at
18 Edwardsville, Illinois, and their ~~its~~ branches.

19 3. "Federal Agency" means the United States of America, the
20 President of the United States of America, the Housing and Home
21 Finance Agency, or such other agency or agencies of the United
22 States of America as may be designated or created to make loans
23 or grants or both.

24 4. "Acquire" includes to purchase, erect, build,
25 construct, reconstruct, complete, repair, replace, alter,

1 extend, better, equip, develop, and improve a project,
2 including the acquisition and clearing of a site or sites
3 therefor.

4 5. "Project" means and includes student residence halls;
5 apartments; staff housing facilities; dormitories; health,
6 hospital or medical facilities; dining halls; student union
7 buildings; field houses; stadiums; physical education
8 installations and facilities; auditoriums; facilities for
9 student or staff services; any facility or building leased to
10 the United States of America; heretofore, or as may be
11 hereafter, acquired, and any other revenue producing building
12 or buildings of such type and character for which the Board
13 shall hereafter from time to time find a necessity exists and
14 as may be required for the good and benefit of the University,
15 with all equipment and appurtenant facilities, including
16 off-street parking facilities; or any one or more than one, or
17 all, of the foregoing, or any combination thereof, for the
18 University.

19 (Source: Laws 1965, p. 2913.)

20 Section 240. The Sewage and Water System Training Institute
21 Act is amended by changing Sections 1 and 2 as follows:

22 (110 ILCS 530/1) (from Ch. 144, par. 691)

23 Sec. 1. The Board of Trustees of the Southern Illinois
24 University at Carbondale shall establish a Sewage Treatment

1 Plant Operators Training Institute and a Public Water Supply
2 Operators Training Institute and shall designate the location
3 within this State for and the number of times each year the
4 programs provided for in this Act shall be offered.

5 (Source: Laws 1967, p. 3465.)

6 (110 ILCS 530/2) (from Ch. 144, par. 692)

7 Sec. 2. There is created the Sewage Treatment Operators
8 Training Institute Committee composed of 3 sewage treatment
9 operators designated by the Governor and 3 representatives of
10 Southern Illinois University at Carbondale designated by the
11 Board of Trustees thereof and a Public Water Supply Operators
12 Training Institute Committee composed of 3 public water supply
13 operators designated by the Governor and 3 representatives of
14 Southern Illinois University at Carbondale designated by the
15 Board of Trustees thereof. However, if in the discretion of the
16 Board of Trustees of Southern Illinois University at Carbondale
17 the purposes of this Act can best be served by one committee,
18 such committee shall be composed of 6 members designated by the
19 Governor, 3 of whom are sewage treatment operators and 3 of
20 whom are public water supply operators, and 3 representatives
21 of Southern Illinois University at Carbondale designated by the
22 Board of Trustees thereof. Members of the Committee shall serve
23 without compensation but shall be reimbursed for their actual
24 expenses incurred in the performance of their duties. Members
25 shall serve at the pleasure of the appointing authority

1 designating them to Committee membership.

2 (Source: P.A. 84-1308.)

3 Section 245. The Chicago State University Law is amended by
4 changing Section 5-90 as follows:

5 (110 ILCS 660/5-90)

6 Sec. 5-90. Partial tuition waivers.

7 (a) As used in this Section, "Illinois college or
8 university" means any of the following: the University of
9 Illinois, Southern Illinois University at Carbondale, Southern
10 Illinois University at Edwardsville, Chicago State University,
11 Eastern Illinois University, Governors State University,
12 Illinois State University, Northeastern Illinois University,
13 Northern Illinois University, and Western Illinois University.

14 (b) Each year the Board of Chicago State University shall
15 offer 50% tuition waivers for undergraduate education at any
16 campus under its governance to the children of employees of an
17 Illinois college or university who have been employed by any
18 one or by more than one Illinois college or university for an
19 aggregate period of at least 7 years. To be eligible to receive
20 a partial tuition waiver, the child of an employee of an
21 Illinois college or university (i) must be under the age of 25
22 at the commencement of the academic year during which the
23 partial tuition waiver is to be effective, and (ii) must
24 qualify for admission to Chicago State University under the

1 same admissions requirements, standards and policies which
2 Chicago State University applies to applicants for admission
3 generally to its respective undergraduate colleges and
4 programs.

5 (c) Subject to the provisions and limitations of subsection
6 (b), an eligible applicant who has continued to maintain
7 satisfactory academic progress toward graduation may have his
8 or her partial tuition waiver renewed until the time as he or
9 she has expended 4 years of undergraduate partial tuition
10 waiver benefits under this Section.

11 (d) No partial tuition waiver offered or allocated to any
12 eligible applicant in accordance with the provisions of this
13 Section shall be charged against any tuition waiver limitation
14 established by the Illinois Board of Higher Education.

15 (e) The Board shall prescribe rules and regulations as are
16 necessary to implement and administer the provisions of this
17 Section.

18 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

19 Section 250. The Eastern Illinois University Law is amended
20 by changing Section 10-90 as follows:

21 (110 ILCS 665/10-90)

22 Sec. 10-90. Partial tuition waivers.

23 (a) As used in this Section, "Illinois college or
24 university" means any of the following: the University of

1 Illinois, Southern Illinois University at Carbondale, Southern
2 Illinois University at Edwardsville, Chicago State University,
3 Eastern Illinois University, Governors State University,
4 Illinois State University, Northeastern Illinois University,
5 Northern Illinois University, and Western Illinois University.

6 (b) Each year the Board of Eastern Illinois University
7 shall offer 50% tuition waivers for undergraduate education at
8 any campus under its governance to the children of employees of
9 an Illinois college or university who have been employed by any
10 one or by more than one Illinois college or university for an
11 aggregate period of at least 7 years. To be eligible to receive
12 a partial tuition waiver, the child of an employee of an
13 Illinois college or university (i) must be under the age of 25
14 at the commencement of the academic year during which the
15 partial tuition waiver is to be effective, and (ii) must
16 qualify for admission to Eastern Illinois University under the
17 same admissions requirements, standards and policies which
18 Eastern Illinois University applies to applicants for
19 admission generally to its respective undergraduate colleges
20 and programs.

21 (c) Subject to the provisions and limitations of subsection
22 (b), an eligible applicant who has continued to maintain
23 satisfactory academic progress toward graduation may have his
24 or her partial tuition waiver renewed until the time as he or
25 she has expended 4 years of undergraduate partial tuition
26 waiver benefits under this Section.

1 (d) No partial tuition waiver offered or allocated to any
2 eligible applicant in accordance with the provisions of this
3 Section shall be charged against any tuition waiver limitation
4 established by the Illinois Board of Higher Education.

5 (e) The Board shall prescribe rules and regulations as are
6 necessary to implement and administer the provisions of this
7 Section.

8 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

9 Section 255. The Governors State University Law is amended
10 by changing Section 15-90 as follows:

11 (110 ILCS 670/15-90)

12 Sec. 15-90. Partial tuition waivers.

13 (a) As used in this Section, "Illinois college or
14 university" means any of the following: the University of
15 Illinois, Southern Illinois University at Carbondale, Southern
16 Illinois University at Edwardsville, Chicago State University,
17 Eastern Illinois University, Governors State University,
18 Illinois State University, Northeastern Illinois University,
19 Northern Illinois University, and Western Illinois University.

20 (b) Each year the Board of Governors State University shall
21 offer 50% tuition waivers for undergraduate education at any
22 campus under its governance to the children of employees of an
23 Illinois college or university who have been employed by any
24 one or by more than one Illinois college or university for an

1 aggregate period of at least 7 years. To be eligible to receive
2 a partial tuition waiver, the child of an employee of an
3 Illinois college or university (i) must be under the age of 25
4 at the commencement of the academic year during which the
5 partial tuition waiver is to be effective, and (ii) must
6 qualify for admission to Governors State University under the
7 same admissions requirements, standards and policies which
8 Governors State University applies to applicants for admission
9 generally to its respective undergraduate colleges and
10 programs.

11 (c) Subject to the provisions and limitations of subsection
12 (b), an eligible applicant who has continued to maintain
13 satisfactory academic progress toward graduation may have his
14 or her partial tuition waiver renewed until the time as he or
15 she has expended 4 years of undergraduate partial tuition
16 waiver benefits under this Section.

17 (d) No partial tuition waiver offered or allocated to any
18 eligible applicant in accordance with the provisions of this
19 Section shall be charged against any tuition waiver limitation
20 established by the Illinois Board of Higher Education.

21 (e) The Board shall prescribe rules and regulations as are
22 necessary to implement and administer the provisions of this
23 Section.

24 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

25 Section 260. The Illinois State University Law is amended

1 by changing Section 20-90 as follows:

2 (110 ILCS 675/20-90)

3 Sec. 20-90. Partial tuition waivers.

4 (a) As used in this Section, "Illinois college or
5 university" means any of the following: the University of
6 Illinois, Southern Illinois University at Carbondale, Southern
7 Illinois University at Edwardsville, Chicago State University,
8 Eastern Illinois University, Governors State University,
9 Illinois State University, Northeastern Illinois University,
10 Northern Illinois University, and Western Illinois University.

11 (b) Each year the Board of Illinois State University shall
12 offer 50% tuition waivers for undergraduate education at any
13 campus under its governance to the children of employees of an
14 Illinois college or university who have been employed by any
15 one or by more than one Illinois college or university for an
16 aggregate period of at least 7 years. To be eligible to receive
17 a partial tuition waiver, the child of an employee of an
18 Illinois college or university (i) must be under the age of 25
19 at the commencement of the academic year during which the
20 partial tuition waiver is to be effective, and (ii) must
21 qualify for admission to Illinois State University under the
22 same admissions requirements, standards and policies which
23 Illinois State University applies to applicants for admission
24 generally to its respective undergraduate colleges and
25 programs.

1 (c) Subject to the provisions and limitations of subsection
2 (b), an eligible applicant who has continued to maintain
3 satisfactory academic progress toward graduation may have his
4 or her partial tuition waiver renewed until the time as he or
5 she has expended 4 years of undergraduate partial tuition
6 waiver benefits under this Section.

7 (d) No partial tuition waiver offered or allocated to any
8 eligible applicant in accordance with the provisions of this
9 Section shall be charged against any tuition waiver limitation
10 established by the Illinois Board of Higher Education.

11 (e) The Board shall prescribe rules and regulations as are
12 necessary to implement and administer the provisions of this
13 Section.

14 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

15 Section 265. The Northeastern Illinois University Law is
16 amended by changing Section 25-90 as follows:

17 (110 ILCS 680/25-90)

18 Sec. 25-90. Partial tuition waivers.

19 (a) As used in this Section, "Illinois college or
20 university" means any of the following: the University of
21 Illinois, Southern Illinois University at Carbondale, Southern
22 Illinois University at Edwardsville, Chicago State University,
23 Eastern Illinois University, Governors State University,
24 Illinois State University, Northeastern Illinois University,

1 Northern Illinois University, and Western Illinois University.

2 (b) Each year the Board of Northeastern Illinois University
3 shall offer 50% tuition waivers for undergraduate education at
4 any campus under its governance to the children of employees of
5 an Illinois college or university who have been employed by any
6 one or by more than one Illinois college or university for an
7 aggregate period of at least 7 years. To be eligible to receive
8 a partial tuition waiver, the child of an employee of an
9 Illinois college or university (i) must be under the age of 25
10 at the commencement of the academic year during which the
11 partial tuition waiver is to be effective, and (ii) must
12 qualify for admission to Northeastern Illinois University
13 under the same admissions requirements, standards and policies
14 which Northeastern Illinois University applies to applicants
15 for admission generally to its respective undergraduate
16 colleges and programs.

17 (c) Subject to the provisions and limitations of subsection
18 (b), an eligible applicant who has continued to maintain
19 satisfactory academic progress toward graduation may have his
20 or her partial tuition waiver renewed until the time as he or
21 she has expended 4 years of undergraduate partial tuition
22 waiver benefits under this Section.

23 (d) No partial tuition waiver offered or allocated to any
24 eligible applicant in accordance with the provisions of this
25 Section shall be charged against any tuition waiver limitation
26 established by the Illinois Board of Higher Education.

1 (e) The Board shall prescribe rules and regulations as are
2 necessary to implement and administer the provisions of this
3 Section.

4 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

5 Section 270. The Northern Illinois University Law is
6 amended by changing Section 30-90 as follows:

7 (110 ILCS 685/30-90)

8 Sec. 30-90. Partial tuition waivers.

9 (a) As used in this Section, "Illinois college or
10 university" means any of the following: the University of
11 Illinois, Southern Illinois University at Carbondale, Southern
12 Illinois University at Edwardsville, Chicago State University,
13 Eastern Illinois University, Governors State University,
14 Illinois State University, Northeastern Illinois University,
15 Northern Illinois University, and Western Illinois University.

16 (b) Each year the Board of Northern Illinois University
17 shall offer 50% tuition waivers for undergraduate education at
18 any campus under its governance to the children of employees of
19 an Illinois college or university who have been employed by any
20 one or by more than one Illinois college or university for an
21 aggregate period of at least 7 years. To be eligible to receive
22 a partial tuition waiver, the child of an employee of an
23 Illinois college or university (i) must be under the age of 25
24 at the commencement of the academic year during which the

1 partial tuition waiver is to be effective, and (ii) must
2 qualify for admission to Northern Illinois University under the
3 same admissions requirements, standards and policies which
4 Northern Illinois University applies to applicants for
5 admission generally to its respective undergraduate colleges
6 and programs.

7 (c) Subject to the provisions and limitations of subsection
8 (b), an eligible applicant who has continued to maintain
9 satisfactory academic progress toward graduation may have his
10 or her partial tuition waiver renewed until the time as he or
11 she has expended 4 years of undergraduate partial tuition
12 waiver benefits under this Section.

13 (d) No partial tuition waiver offered or allocated to any
14 eligible applicant in accordance with the provisions of this
15 Section shall be charged against any tuition waiver limitation
16 established by the Illinois Board of Higher Education.

17 (e) The Board shall prescribe rules and regulations as are
18 necessary to implement and administer the provisions of this
19 Section.

20 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

21 Section 275. The Western Illinois University Law is amended
22 by changing Section 35-90 as follows:

23 (110 ILCS 690/35-90)

24 Sec. 35-90. Partial tuition waivers.

1 (a) As used in this Section, "Illinois college or
2 university" means any of the following: the University of
3 Illinois, Southern Illinois University at Carbondale, Southern
4 Illinois University at Edwardsville, Chicago State University,
5 Eastern Illinois University, Governors State University,
6 Illinois State University, Northeastern Illinois University,
7 Northern Illinois University, and Western Illinois University.

8 (b) Each year the Board of Western Illinois University
9 shall offer 50% tuition waivers for undergraduate education at
10 any campus under its governance to the children of employees of
11 an Illinois college or university who have been employed by any
12 one or by more than one Illinois college or university for an
13 aggregate period of at least 7 years. To be eligible to receive
14 a partial tuition waiver, the child of an employee of an
15 Illinois college or university (i) must be under the age of 25
16 at the commencement of the academic year during which the
17 partial tuition waiver is to be effective, and (ii) must
18 qualify for admission to Western Illinois University under the
19 same admissions requirements, standards and policies which
20 Western Illinois University applies to applicants for
21 admission generally to its respective undergraduate colleges
22 and programs.

23 (c) Subject to the provisions and limitations of subsection
24 (b), an eligible applicant who has continued to maintain
25 satisfactory academic progress toward graduation may have his
26 or her partial tuition waiver renewed until the time as he or

1 she has expended 4 years of undergraduate partial tuition
2 waiver benefits under this Section.

3 (d) No partial tuition waiver offered or allocated to any
4 eligible applicant in accordance with the provisions of this
5 Section shall be charged against any tuition waiver limitation
6 established by the Illinois Board of Higher Education.

7 (e) The Board shall prescribe rules and regulations as are
8 necessary to implement and administer the provisions of this
9 Section.

10 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

11 Section 280. The Baccalaureate Savings Act is amended by
12 changing Section 3 as follows:

13 (110 ILCS 920/3) (from Ch. 144, par. 2403)

14 Sec. 3. Definitions. The following terms shall have the
15 meanings ascribed to them in this Section unless the context
16 clearly indicates otherwise:

17 (a) "College Savings Bonds" mean general obligation bonds
18 of the State issued under the General Obligation Bond Act in
19 accordance with this Act and designated as General Obligation
20 College Savings Bonds.

21 (b) "Institution of Higher Education" includes: The
22 University of Illinois; Southern Illinois University at
23 Carbondale; Southern Illinois University at Edwardsville;
24 Chicago State University; Eastern Illinois University;

1 Governors State University; Illinois State University;
2 Northeastern Illinois University; Northern Illinois
3 University; Western Illinois University; the public community
4 colleges of the State; any public universities, colleges and
5 community colleges now or hereafter established or authorized
6 by the General Assembly; any nonpublicly supported
7 postsecondary educational organization located and authorized
8 to operate in this State which operates privately,
9 not-for-profit. "Institution of higher education" does not
10 include any educational organization used for sectarian
11 instruction, as a place of religious teaching or worship or for
12 any religious denomination or the training of ministers,
13 priests, rabbis or other professional persons in the field of
14 religion.

15 (Source: P.A. 89-4, eff. 1-1-96; 90-372, eff. 7-1-98.)

16 Section 285. The Higher Education Student Assistance Act is
17 amended by changing Sections 45, 65, 65.20, 65.25, 65.30, and
18 65.40 as follows:

19 (110 ILCS 947/45)

20 Sec. 45. Illinois National Guard and Naval Militia grant
21 program.

22 (a) As used in this Section:

23 "State controlled university or community college" means
24 those institutions under the administration of the Chicago

1 State University Board of Trustees, the Eastern Illinois
2 University Board of Trustees, the Governors State University
3 Board of Trustees, the Illinois State University Board of
4 Trustees, the Northeastern Illinois University Board of
5 Trustees, the Northern Illinois University Board of Trustees,
6 the Western Illinois University Board of Trustees, Southern
7 Illinois University at Carbondale Board of Trustees,
8 University of Illinois Board of Trustees, Southern Illinois
9 University at Edwardsville Board of Trustees or the Illinois
10 Community College Board.

11 "Tuition and fees" shall not include expenses for any
12 sectarian or denominational instruction, the construction or
13 maintenance of sectarian or denominational facilities, or any
14 other sectarian or denominational purposes or activity.

15 "Fees" means matriculation, graduation, activity, term, or
16 incidental fees. Exemption shall not be granted from any other
17 fees, including book rental, service, laboratory, supply, and
18 union building fees, hospital and medical insurance fees, and
19 any fees established for the operation and maintenance of
20 buildings, the income of which is pledged to the payment of
21 interest and principal on bonds issued by the governing board
22 of any university or community college.

23 (b) Any person who has served at least one year in the
24 Illinois National Guard or the Illinois Naval Militia and who
25 possesses all necessary entrance requirements shall, upon
26 application and proper proof, be awarded a grant to the

1 State-controlled university or community college of his or her
2 choice, consisting of exemption from tuition and fees for not
3 more than the equivalent of 4 years of full-time enrollment,
4 including summer terms, in relation to his or her course of
5 study at that State controlled university or community college
6 while he or she is a member of the Illinois National Guard or
7 the Illinois Naval Militia. Beginning with the 2013-2014
8 academic year, any person who has served over 10 years in the
9 Illinois National Guard shall be awarded an additional grant to
10 the State-controlled university or community college of his or
11 her choice, consisting of an exemption from tuition and fees
12 for not more than the equivalent of an additional 2 years of
13 full-time enrollment, including summer terms. Except as
14 otherwise provided in this Section, if the recipient of any
15 grant awarded under this Section ceases to be a member of the
16 Illinois National Guard or the Illinois Naval Militia while
17 enrolled in a course of study under that grant, the grant shall
18 be terminated as of the date membership in the Illinois
19 National Guard or the Illinois Naval Militia ended, and the
20 recipient shall be permitted to complete the school term in
21 which he or she is then enrolled only upon payment of tuition
22 and other fees allocable to the part of the term then
23 remaining. If the recipient of a grant awarded under this
24 Section ceases to be a member of the Illinois National Guard or
25 the Illinois Naval Militia while enrolled in a course of study
26 under that grant but (i) has served in the Illinois National

1 Guard or the Illinois Naval Militia for at least 5 years and
2 (ii) has served a cumulative total of at least 6 months of
3 active duty, then that recipient shall continue to be eligible
4 for a grant for one year after membership in the Illinois
5 National Guard or the Illinois Naval Militia ended, provided
6 that the recipient has not already received the exemption from
7 tuition and fees for the equivalent of 4 years of full-time
8 enrollment, including summer terms, under this Section. If the
9 recipient of the grant fails to complete his or her military
10 service obligations or requirements for satisfactory
11 participation, the Department of Military Affairs shall
12 require the recipient to repay the amount of the grant
13 received, prorated according to the fraction of the service
14 obligation not completed, and, if applicable, reasonable
15 collection fees. The Department of Military Affairs may adopt
16 rules relating to its collection activities for repayment of
17 the grant under this Section. Unsatisfactory participation
18 shall be defined by rules adopted by the Department of Military
19 Affairs. Repayments shall be deposited in the National Guard
20 and Naval Militia Grant Fund. The National Guard and Naval
21 Militia Grant Fund is created as a special fund in the State
22 treasury. All money in the National Guard and Naval Militia
23 Grant Fund shall be used, subject to appropriation, by the
24 Illinois Student Assistance Commission for the purposes of this
25 Section.

26 A grant awarded under this Section shall be considered an

1 entitlement which the State-controlled university or community
2 college in which the holder is enrolled shall honor without any
3 condition other than the holder's maintenance of minimum grade
4 levels and a satisfactory student loan repayment record
5 pursuant to subsection (c) of Section 20 of this Act.

6 (c) Subject to a separate appropriation for such purposes,
7 the Commission may reimburse the State-controlled university
8 or community college for grants authorized by this Section.

9 (Source: P.A. 98-314, eff. 8-12-13.)

10 (110 ILCS 947/65)

11 Sec. 65. Student to student grant program.

12 (a) As used in this Section:

13 "Voluntary contribution" includes fees collected from
14 students by college or university officials when the fee is
15 optional or refundable to students and has been approved by
16 a majority of those voting in a campus-wide referendum of
17 students.

18 "College or university" means any of the
19 State-supported institutions of higher learning
20 administered by the Board of Trustees of the University of
21 Illinois, the Board of Trustees of Southern Illinois
22 University at Carbondale, the Board of Trustees of Southern
23 Illinois University at Edwardsville, the Board of Trustees
24 of Chicago State University, the Board of Trustees of
25 Eastern Illinois University, the Board of Trustees of

1 Governors State University, the Board of Trustees of
2 Illinois State University, the Board of Trustees of
3 Northeastern Illinois University, the Board of Trustees of
4 Northern Illinois University, the Board of Trustees of
5 Western Illinois University, or the boards of trustees of
6 public community college districts as established and
7 defined by the Public Community College Act.

8 (b) Subject to a separate appropriation for such purposes,
9 the Commission shall make matching grants to each college or
10 university for a program of student grant assistance. Such
11 grants shall match equally the amount raised by college or
12 university students for the grant program. Contributions from
13 individuals who are not then enrolled as college or university
14 students or from private or eleemosynary groups and
15 associations made directly to the student fund or through a
16 college or university student shall not be included in the
17 total amount that the State shall match. If the sum
18 appropriated is insufficient to match equally the amount raised
19 by students, the amount payable to each college or university
20 shall be proportionately reduced.

21 (c) Grant programs under this Section shall be administered
22 by each college or university, and grants under those programs
23 shall be awarded to individuals on a need basis as prescribed
24 by the Commission.

25 (d) No grant to any student from funds raised through
26 voluntary contributions and matched from the State

1 appropriation under this Section may exceed \$1,000 per year.

2 (e) Each college or university shall submit to the
3 Commission an annual report of the activities, operation and
4 results of its grant program under this Section.

5 (Source: P.A. 89-4, eff. 1-1-96.)

6 (110 ILCS 947/65.20)

7 Sec. 65.20. Science-mathematics teacher scholarships.

8 (a) The Commission may annually award a number of
9 scholarships, not to exceed 200, to persons holding valid
10 teaching certificates issued under Article 21 of the School
11 Code. Such scholarships shall be issued to teachers who make
12 application to the Commission and who agree to take courses at
13 qualified institutions of higher learning that will prepare
14 them to teach science or mathematics at the secondary school
15 level.

16 (b) Scholarships awarded under this Section shall be issued
17 pursuant to regulations promulgated by the Commission;
18 provided that no rule or regulation promulgated by the State
19 Board of Education prior to the effective date of this
20 amendatory Act of 1993 pursuant to the exercise of any right,
21 power, duty, responsibility or matter of pending business
22 transferred from the State Board of Education to the Commission
23 under this Section shall be affected thereby, and all such
24 rules and regulations shall become the rules and regulations of
25 the Commission until modified or changed by the Commission in

1 accordance with law. In awarding scholarships, the Commission
2 shall give priority to those teachers with the greatest amount
3 of seniority within school districts.

4 (c) Each scholarship shall be utilized by its holder for
5 the payment of tuition at any qualified institution of higher
6 learning. Such tuition shall be available only for courses that
7 will enable the teacher to be certified to teach science or
8 mathematics at the secondary school level. The Commission, in
9 consultation with the State Teacher Certification Board, shall
10 determine which courses are eligible for tuition payments under
11 this Section.

12 (d) The Commission shall make tuition payments directly to
13 the qualified institution of higher learning which the teacher
14 attends for the courses prescribed or may make payments to the
15 teacher. Any teacher who receives payments and who fails to
16 enroll in the courses prescribed shall refund the payments to
17 the Commission.

18 (e) Following the completion of the program of study, the
19 teacher must accept employment within 2 years in a secondary
20 school in Illinois within 60 miles of the teacher's residence
21 to teach science or mathematics; provided, however, that the
22 teacher instead may elect to accept employment within such 2
23 year period to teach science or mathematics in a secondary
24 school in Illinois which is more than 60 miles from the
25 teacher's residence. Teachers who fail to comply with this
26 provision shall refund all of the scholarship awarded to the

1 Commission, whether payments were made directly to the
2 institutions of higher learning or to the teachers, and this
3 condition shall be agreed to in writing by all scholarship
4 recipients at the time the scholarship is awarded. No teacher
5 shall be required to refund tuition payments if his or her
6 failure to obtain employment as a mathematics or science
7 teacher in a secondary school is the result of financial
8 conditions within school districts. The rules and regulations
9 promulgated as provided in this Section shall include
10 provisions regarding the waiving and deferral of such payments.

11 (f) The Commission, with the cooperation of the State Board
12 of Education, shall assist teachers who have participated in
13 the scholarship program established by this Section in finding
14 employment to teach science or mathematics at the secondary
15 level.

16 (g) This Section is substantially the same as Section 30-4b
17 of the School Code, which Section is repealed by this
18 amendatory Act of 1993, and shall be construed as a
19 continuation of the science-mathematics teacher scholarship
20 program established by that prior law, and not as a new or
21 different science-mathematics teacher scholarship program. The
22 State Board of Education shall transfer to the Commission, as
23 the successor to the State Board of Education for all purposes
24 of administering and implementing the provisions of this
25 Section, all books, accounts, records, papers, documents,
26 contracts, agreements, and pending business in any way relating

1 to the science-mathematics teacher scholarship program
2 continued under this Section; and all scholarships at any time
3 awarded under that program by, and all applications for any
4 such scholarships at any time made to, the State Board of
5 Education shall be unaffected by the transfer to the Commission
6 of all responsibility for the administration and
7 implementation of the science-mathematics teacher scholarship
8 program continued under this Section. The State Board of
9 Education shall furnish to the Commission such other
10 information as the Commission may request to assist it in
11 administering this Section.

12 (h) Appropriations for the scholarships outlined in this
13 Section shall be made to the Commission from funds appropriated
14 by the General Assembly.

15 (i) For the purposes of this Section:

16 "Qualified institution of higher learning" means the
17 University of Illinois, Southern Illinois University at
18 Carbondale, Southern Illinois University at Edwardsville,
19 Chicago State University, Eastern Illinois University,
20 Governors State University, Illinois State University,
21 Northeastern Illinois University, Northern Illinois
22 University, Western Illinois University, and the public
23 community colleges subject to the Public Community College Act.

24 "Secondary school level" means grades 9 through 12 or a
25 portion of such grades.

26 (Source: P.A. 88-228; 88-670, eff. 12-2-94; 89-4, eff. 1-1-96.)

1 (110 ILCS 947/65.25)

2 Sec. 65.25. Teacher shortage scholarships.

3 (a) The Commission may annually award a number of
4 scholarships to persons preparing to teach in areas of
5 identified staff shortages. Such scholarships shall be issued
6 to individuals who make application to the Commission and who
7 agree to take courses at qualified institutions of higher
8 learning which will prepare them to teach in areas of
9 identified staff shortages.

10 (b) Scholarships awarded under this Section shall be issued
11 pursuant to regulations promulgated by the Commission;
12 provided that no rule or regulation promulgated by the State
13 Board of Education prior to the effective date of this
14 amendatory Act of 1993 pursuant to the exercise of any right,
15 power, duty, responsibility or matter of pending business
16 transferred from the State Board of Education to the Commission
17 under this Section shall be affected thereby, and all such
18 rules and regulations shall become the rules and regulations of
19 the Commission until modified or changed by the Commission in
20 accordance with law. The Commission shall allocate the
21 scholarships awarded between persons initially preparing to
22 teach, persons holding valid teaching certificates issued
23 under Articles 21 and 34 of the School Code, and persons
24 holding a bachelor's degree from any accredited college or
25 university who have been employed for a minimum of 10 years in

1 a field other than teaching.

2 (c) Each scholarship shall be utilized by its holder for
3 the payment of tuition and non-revenue bond fees at any
4 qualified institution of higher learning. Such tuition and fees
5 shall be available only for courses that will enable the
6 individual to be certified to teach in areas of identified
7 staff shortages. The Commission shall determine which courses
8 are eligible for tuition payments under this Section.

9 (d) The Commission may make tuition payments directly to
10 the qualified institution of higher learning which the
11 individual attends for the courses prescribed or may make
12 payments to the teacher. Any teacher who received payments and
13 who fails to enroll in the courses prescribed shall refund the
14 payments to the Commission.

15 (e) Following the completion of the program of study,
16 persons who held valid teaching certificates and persons
17 holding a bachelor's degree from any accredited college or
18 university who have been employed for a minimum of 10 years in
19 a field other than teaching prior to receiving a teacher
20 shortage scholarship must accept employment within 2 years in a
21 school in Illinois within 60 miles of the person's residence to
22 teach in an area of identified staff shortage for a period of
23 at least 3 years; provided, however that any such person
24 instead may elect to accept employment within such 2 year
25 period to teach in an area of identified staff shortage for a
26 period of at least 3 years in a school in Illinois which is

1 more than 60 miles from such person's residence. Persons
2 initially preparing to teach prior to receiving a teacher
3 shortage scholarship must accept employment within 2 years in a
4 school in Illinois to teach in an area of identified staff
5 shortage for a period of at least 3 years. Individuals who fail
6 to comply with this provision shall refund all of the
7 scholarships awarded to the Commission, whether payments were
8 made directly to the institutions of higher learning or to the
9 individuals, and this condition shall be agreed to in writing
10 by all scholarship recipients at the time the scholarship is
11 awarded. No individual shall be required to refund tuition
12 payments if his or her failure to obtain employment as a
13 teacher in a school is the result of financial conditions
14 within school districts. The rules and regulations promulgated
15 as provided in this Section shall contain provisions regarding
16 the waiving and deferral of such payments.

17 (f) The Commission, with the cooperation of the State Board
18 of Education, shall assist individuals who have participated in
19 the scholarship program established by this Section in finding
20 employment in areas of identified staff shortages.

21 (g) Beginning in September, 1994 and annually thereafter,
22 the Commission, using data annually supplied by the State Board
23 of Education under procedures developed by it to measure the
24 level of shortage of qualified bilingual personnel serving
25 students with disabilities, shall annually publish (i) the
26 level of shortage of qualified bilingual personnel serving

1 students with disabilities, and (ii) allocations of
2 scholarships for personnel preparation training programs in
3 the areas of bilingual special education teacher training and
4 bilingual school service personnel.

5 (h) Appropriations for the scholarships outlined in this
6 Section shall be made to the Commission from funds appropriated
7 by the General Assembly.

8 (i) This Section is substantially the same as Section 30-4c
9 of the School Code, which Section is repealed by this
10 amendatory Act of 1993, and shall be construed as a
11 continuation of the teacher shortage scholarship program
12 established under that prior law, and not as a new or different
13 teacher shortage scholarship program. The State Board of
14 Education shall transfer to the Commission, as the successor to
15 the State Board of Education for all purposes of administering
16 and implementing the provisions of this Section, all books,
17 accounts, records, papers, documents, contracts, agreements,
18 and pending business in any way relating to the teacher
19 shortage scholarship program continued under this Section; and
20 all scholarships at any time awarded under that program by, and
21 all applications for any such scholarships at any time made to,
22 the State Board of Education shall be unaffected by the
23 transfer to the Commission of all responsibility for the
24 administration and implementation of the teacher shortage
25 scholarship program continued under this Section. The State
26 Board of Education shall furnish to the Commission such other

1 information as the Commission may request to assist it in
2 administering this Section.

3 (j) For the purposes of this Section:

4 "Qualified institution of higher learning" means the
5 University of Illinois, Southern Illinois University at
6 Carbondale, Southern Illinois University at Edwardsville,
7 Chicago State University, Eastern Illinois University,
8 Governors State University, Illinois State University,
9 Northeastern Illinois University, Northern Illinois
10 University, Western Illinois University, the public community
11 colleges subject to the Public Community College Act and any
12 Illinois privately operated college, community college or
13 university offering degrees and instructional programs above
14 the high school level either in residence or by correspondence.
15 The Board of Higher Education and the Commission, in
16 consultation with the State Board of Education, shall identify
17 qualified institutions to supply the demand for bilingual
18 special education teachers and bilingual school service
19 personnel.

20 "Areas of identified staff shortages" means courses of
21 study, including, but not limited to, agricultural education,
22 in which the number of teachers is insufficient to meet student
23 or school district demand for such instruction as determined by
24 the State Board of Education.

25 (Source: P.A. 99-826, eff. 1-1-17.)

1 (110 ILCS 947/65.30)

2 Sec. 65.30. Equal opportunity scholarships.

3 (a) The Commission may annually award a number of
4 scholarships to students who are interested in pursuing studies
5 in educational administration. Such scholarships shall be
6 issued to students who make application to the Commission and
7 who agree to take courses at qualified institutions of higher
8 learning that will allow them to complete a degree in
9 educational administration.

10 (b) Scholarships awarded under this Section shall be issued
11 pursuant to regulations promulgated by the Commission;
12 provided that no rule or regulation promulgated by the State
13 Board of Education prior to the effective date of this
14 amendatory Act of 1993 pursuant to the exercise of any right,
15 power, duty, responsibility or matter of pending business
16 transferred from the State Board of Education to the Commission
17 under this Section shall be affected thereby, and all such
18 rules and regulations shall become the rules and regulations of
19 the Commission until modified or changed by the Commission in
20 accordance with law.

21 (c) Such scholarships shall be utilized for the payment of
22 tuition and non-revenue bond fees at any qualified institution
23 of higher learning. Such tuition and fees shall only be
24 available for courses that will enable the student to complete
25 training in educational administration. The Commission shall
26 determine which courses are eligible for tuition payments under

1 this Section.

2 (d) The Commission may make tuition payments directly to
3 the qualified institution of higher learning which the student
4 attends for the courses prescribed or may make payments to the
5 student. Any student who receives payments and who fails to
6 enroll in the courses prescribed shall refund the payments to
7 the Commission.

8 (e) The Commission, with the cooperation of the State Board
9 of Education, shall assist students who have participated in
10 the scholarship program established by this Section in finding
11 employment in positions relating to educational
12 administration.

13 (f) Appropriations for the scholarships outlined in this
14 Section shall be made to the Commission from funds appropriated
15 by the General Assembly.

16 (g) This Section is substantially the same as Section 30-4d
17 of the School Code, which Section is repealed by this
18 amendatory Act of 1993, and shall be construed as a
19 continuation of the equal opportunity scholarship program
20 established under that prior law, and not as a new or different
21 equal opportunity scholarship program. The State Board of
22 Education shall transfer to the Commission, as the successor to
23 the State Board of Education for all purposes of administering
24 and implementing the provisions of this Section, all books,
25 accounts, records, papers, documents, contracts, agreements,
26 and pending business in any way relating to the equal

1 opportunity scholarship program continued under this Section;
2 and all scholarships at any time awarded under that program by,
3 and all applications for any such scholarship at any time made
4 to, the State Board of Education shall be unaffected by the
5 transfer to the Commission of all responsibility for the
6 administration and implementation of the equal opportunity
7 scholarship program continued under this Section. The State
8 Board of Education shall furnish to the Commission such other
9 information as the Commission may request to assist it in
10 administering this Section.

11 (h) For purposes of this Section:

12 (1) "Qualified institution of higher learning" means
13 the University of Illinois; Southern Illinois University
14 at Carbondale; Southern Illinois University at
15 Edwardsville; Chicago State University; Eastern Illinois
16 University; Governors State University; Illinois State
17 University; Northeastern Illinois University; Northern
18 Illinois University; Western Illinois University; the
19 public community colleges of the State; any other public
20 universities, colleges and community colleges now or
21 hereafter established or authorized by the General
22 Assembly; and any Illinois privately operated, not for
23 profit institution located in this State which provides at
24 least an organized 2-year program of collegiate grade in
25 liberal arts or sciences, or both, directly applicable
26 toward the attainment of a baccalaureate or graduate

1 degree.

2 (2) "Racial minority" means a person who is any of the
3 following:

4 (1) American Indian or Alaska Native (a person
5 having origins in any of the original peoples of North
6 and South America, including Central America, and who
7 maintains tribal affiliation or community attachment).

8 (2) Asian (a person having origins in any of the
9 original peoples of the Far East, Southeast Asia, or
10 the Indian subcontinent, including, but not limited
11 to, Cambodia, China, India, Japan, Korea, Malaysia,
12 Pakistan, the Philippine Islands, Thailand, and
13 Vietnam).

14 (3) Black or African American (a person having
15 origins in any of the black racial groups of Africa).
16 Terms such as "Haitian" or "Negro" can be used in
17 addition to "Black or African American".

18 (4) Hispanic or Latino (a person of Cuban, Mexican,
19 Puerto Rican, South or Central American, or other
20 Spanish culture or origin, regardless of race).

21 (5) Native Hawaiian or Other Pacific Islander (a
22 person having origins in any of the original peoples of
23 Hawaii, Guam, Samoa, or other Pacific Islands).

24 (3) "Student" means a woman or racial minority.

25 (Source: P.A. 97-396, eff. 1-1-12.)

1 (110 ILCS 947/65.40)

2 Sec. 65.40. General provisions; leaves of absence.

3 (a) The scholarships issued under Section 65.15 may be used
4 at the University of Illinois, Southern Illinois University at
5 Carbondale, Southern Illinois University at Edwardsville,
6 Chicago State University, Eastern Illinois University,
7 Governors State University, Illinois State University,
8 Northeastern Illinois University, Northern Illinois
9 University, and Western Illinois University. Unless otherwise
10 indicated, the scholarships shall exempt the holder from the
11 payment of tuition and other necessary fees as defined in
12 Section 35 of this Act.

13 Any student who has been or shall be awarded a scholarship
14 shall be reimbursed by the appropriate university or community
15 college for any charges which he or she has paid and for which
16 exemption is granted under this Section, if application for
17 such reimbursement is made within 2 months following the school
18 term for which the charges were paid.

19 The holder of a scholarship shall be subject to all
20 examinations, rules and requirements of the university or
21 community college in which he or she is enrolled except as
22 herein directed.

23 This Section does not prohibit the Board of Trustees of the
24 University of Illinois, the Board of Trustees of Southern
25 Illinois University at Carbondale, the Board of Trustees of
26 Southern Illinois University at Edwardsville, the Board of

1 Trustees of Chicago State University, the Board of Trustees of
2 Eastern Illinois University, the Board of Trustees of Governors
3 State University, the Board of Trustees of Illinois State
4 University, the Board of Trustees of Northeastern Illinois
5 University, the Board of Trustees of Northern Illinois
6 University, and the Board of Trustees of Western Illinois
7 University for the institutions under their respective
8 jurisdictions from granting other scholarships.

9 (b) Any student enrolled in a university to which he or she
10 is holding a scholarship issued under Section 65.15 who
11 satisfies the president of the university or someone designated
12 by the president that the student requires leave of absence for
13 the purpose of earning funds to defray his or her expenses
14 while in attendance or on account of illness or military
15 service may be granted such leave and allowed a period of not
16 to exceed 6 years in which to complete his or her course at the
17 university. Time spent in the armed forces shall not be part of
18 the 6 years.

19 (Source: P.A. 91-496, eff. 8-13-99.)

20 Section 290. The Illinois Prepaid Tuition Act is amended by
21 changing Section 10 as follows:

22 (110 ILCS 979/10)

23 Sec. 10. Definitions. In this Act:

24 "Illinois public university" means the University of

1 Illinois, Illinois State University, Chicago State University,
2 Governors State University, Southern Illinois University at
3 Carbondale, Southern Illinois University at Edwardsville,
4 Northern Illinois University, Eastern Illinois University,
5 Western Illinois University, or Northeastern Illinois
6 University.

7 "Illinois community college" means a public community
8 college as defined in Section 1-2 of the Public Community
9 College Act.

10 "Eligible institution" means an eligible educational
11 institution as defined in Section 529 of the federal Internal
12 Revenue Code of 1986 and any regulations thereunder.

13 "Illinois prepaid tuition contract" or "contract" means a
14 contract entered into between the State and a Purchaser under
15 Section 45 to provide for the higher education of a qualified
16 beneficiary.

17 "Illinois prepaid tuition program" or "program" means the
18 program created in Section 15.

19 "Purchaser" means a person who makes or has contracted to
20 make payments under an Illinois prepaid tuition contract.

21 "Public institution of higher education" means an Illinois
22 public university or Illinois community college.

23 "Nonpublic institution of higher education" means any
24 eligible institution, other than a public institution of higher
25 education.

26 "Qualified beneficiary" means (i) anyone who has been a

1 resident of this State for at least 12 months prior to the date
2 of the contract, or (ii) a nonresident, so long as the
3 purchaser has been a resident of the State for at least 12
4 months prior to the date of the contract, or (iii) any person
5 less than one year of age whose parent or legal guardian has
6 been a resident of this State for at least 12 months prior to
7 the date of the contract.

8 "Tuition" means the quarter or semester charges imposed on
9 a qualified beneficiary to attend an eligible institution.

10 "Mandatory Fees" means those quarter or semester fees
11 imposed upon all students enrolled at an eligible institution.

12 "Registration Fees" means the charges derived by combining
13 tuition and mandatory fees.

14 "Contract Unit" means 15 credit hours of instruction at an
15 eligible institution.

16 "Panel" means the investment advisory panel created under
17 Section 20.

18 "Commission" means the Illinois Student Assistance
19 Commission.

20 (Source: P.A. 99-842, eff. 8-19-16.)

21 Section 295. The Senior Citizen Courses Act is amended by
22 changing Section 1 as follows:

23 (110 ILCS 990/1) (from Ch. 144, par. 1801)

24 Sec. 1. Definitions. For the purposes of this Act:

1 (a) "Public institutions of higher education" means the
2 University of Illinois, Southern Illinois University at
3 Carbondale, Southern Illinois University at Edwardsville,
4 Chicago State University, Eastern Illinois University,
5 Governors State University, Illinois State University,
6 Northeastern Illinois University, Northern Illinois
7 University, Western Illinois University, and the public
8 community colleges subject to the "Public Community College
9 Act".

10 (b) "Credit Course" means any program of study for which
11 public institutions of higher education award credit hours.

12 (c) "Senior citizen" means any person 65 years or older
13 whose annual household income is less than the threshold amount
14 provided in Section 4 of the "Senior Citizens and Persons with
15 Disabilities Property Tax Relief Act", approved July 17, 1972,
16 as amended.

17 (Source: P.A. 99-143, eff. 7-27-15.)

18 Section 300. The Public Utilities Act is amended by
19 changing Sections 16-111.1 and 16-111.2 as follows:

20 (220 ILCS 5/16-111.1)

21 Sec. 16-111.1. Illinois Clean Energy Community Trust.

22 (a) An electric utility which has sold or transferred
23 generating facilities in a transaction to which subsection (k)
24 of Section 16-111 applies is authorized to establish an

1 Illinois clean energy community trust or foundation for the
2 purposes of providing financial support and assistance to
3 entities, public or private, within the State of Illinois
4 including, but not limited to, units of State and local
5 government, educational institutions, corporations, and
6 charitable, educational, environmental and community
7 organizations, for programs and projects that benefit the
8 public by improving energy efficiency, developing renewable
9 energy resources, supporting other energy related projects
10 that improve the State's environmental quality, and supporting
11 projects and programs intended to preserve or enhance the
12 natural habitats and wildlife areas of the State. Provided,
13 however, that the trust or foundation funds shall not be used
14 for the remediation of environmentally impaired property. The
15 trust or foundation may also assist in identifying other energy
16 and environmental grant opportunities.

17 (b) Such trust or foundation shall be governed by a
18 declaration of trust or articles of incorporation and bylaws
19 which shall, at a minimum, provide that:

20 (1) There shall be 6 voting trustees of the trust or
21 foundation, one of whom shall be appointed by the Governor,
22 one of whom shall be appointed by the President of the
23 Illinois Senate, one of whom shall be appointed by the
24 Minority Leader of the Illinois Senate, one of whom shall
25 be appointed by the Speaker of the Illinois House of
26 Representatives, one of whom shall be appointed by the

1 Minority Leader of the Illinois House of Representatives,
2 and one of whom shall be appointed by the electric utility
3 establishing the trust or foundation, provided that the
4 voting trustee appointed by the utility shall be a
5 representative of a recognized environmental action group
6 selected by the utility. The Governor shall designate one
7 of the 6 voting trustees to serve as chairman of the trust
8 or foundation, who shall serve as chairman of the trust or
9 foundation at the pleasure of the Governor. In addition,
10 there shall be 5 non-voting trustees, one of whom shall be
11 appointed by the Director of Commerce and Economic
12 Opportunity, one of whom shall be appointed by the Director
13 of the Illinois Environmental Protection Agency, one of
14 whom shall be appointed by the Director of Natural
15 Resources, and 2 of whom shall be appointed by the electric
16 utility establishing the trust or foundation, provided
17 that the non-voting trustee appointed by the utility shall
18 bring financial expertise to the trust or foundation and
19 shall have appropriate credentials therefor.

20 (2) All voting trustees and the non-voting trustee with
21 financial expertise shall be entitled to compensation for
22 their services as trustees, provided, however, that no
23 member of the General Assembly and no employee of the
24 electric utility establishing the trust or foundation
25 serving as a voting trustee shall receive any compensation
26 for his or her services as a trustee, and provided further

1 that the compensation to the chairman of the trust shall
2 not exceed \$25,000 annually and the compensation to any
3 other trustee shall not exceed \$20,000 annually. All
4 trustees shall be entitled to reimbursement for reasonable
5 expenses incurred on behalf of the trust in the performance
6 of their duties as trustees. All such compensation and
7 reimbursements shall be paid out of the trust.

8 (3) Trustees shall be appointed within 30 days after
9 the creation of the trust or foundation and shall serve for
10 a term of 5 years commencing upon the date of their
11 respective appointments, until their respective successors
12 are appointed and qualified.

13 (4) A vacancy in the office of trustee shall be filled
14 by the person holding the office responsible for appointing
15 the trustee whose death or resignation creates the vacancy,
16 and a trustee appointed to fill a vacancy shall serve the
17 remainder of the term of the trustee whose resignation or
18 death created the vacancy.

19 (5) The trust or foundation shall have an indefinite
20 term, and shall terminate at such time as no trust assets
21 remain.

22 (6) The trust or foundation shall be funded in the
23 minimum amount of \$250,000,000, with the allocation and
24 disbursement of funds for the various purposes for which
25 the trust or foundation is established to be determined by
26 the trustees in accordance with the declaration of trust or

1 the articles of incorporation and bylaws; provided,
2 however, that this amount may be reduced by up to
3 \$25,000,000 if, at the time the trust or foundation is
4 funded, a corresponding amount is contributed by the
5 electric utility establishing the trust or foundation to
6 the Board of Trustees of Southern Illinois University at
7 Carbondale for the purpose of funding programs or projects
8 related to clean coal and provided further that \$25,000,000
9 of the amount contributed to the trust or foundation shall
10 be available to fund programs or projects related to clean
11 coal.

12 (7) The trust or foundation shall be authorized to
13 employ an executive director and other employees, to enter
14 into leases, contracts and other obligations on behalf of
15 the trust or foundation, and to incur expenses that the
16 trustees deem necessary or appropriate for the fulfillment
17 of the purposes for which the trust or foundation is
18 established, provided, however, that salaries and
19 administrative expenses incurred on behalf of the trust or
20 foundation shall not exceed \$500,000 in the first fiscal
21 year after the trust or foundation is established and shall
22 not exceed \$1,000,000 in each subsequent fiscal year.

23 (8) The trustees may create and appoint advisory boards
24 or committees to assist them with the administration of the
25 trust or foundation, and to advise and make recommendations
26 to them regarding the contribution and disbursement of the

1 trust or foundation funds.

2 (c) (1) In addition to the allocation and disbursement of
3 funds for the purposes set forth in subsection (a) of this
4 Section, the trustees of the trust or foundation shall
5 annually contribute funds in amounts set forth in
6 subparagraph (2) of this subsection to the Citizens Utility
7 Board created by the Citizens Utility Board Act; provided,
8 however, that any such funds shall be used solely for the
9 representation of the interests of utility consumers
10 before the Illinois Commerce Commission, the Federal
11 Energy Regulatory Commission, and the Federal
12 Communications Commission and for the provision of
13 consumer education on utility service and prices and on
14 benefits and methods of energy conservation. Provided,
15 however, that no part of such funds shall be used to
16 support (i) any lobbying activity, (ii) activities related
17 to fundraising, (iii) advertising or other marketing
18 efforts regarding a particular utility, or (iv)
19 solicitation of support for, or advocacy of, a particular
20 position regarding any specific utility or a utility's
21 docketed proceeding.

22 (2) In the calendar year in which the trust or
23 foundation is first funded, the trustees shall contribute
24 \$1,000,000 to the Citizens Utility Board within 60 days
25 after such trust or foundation is established; provided,
26 however, that such contribution shall be made after

1 December 31, 1999. In each of the 6 calendar years
2 subsequent to the first contribution, if the trust or
3 foundation is in existence, the trustees shall contribute
4 to the Citizens Utility Board an amount equal to the total
5 expenditures by such organization in the prior calendar
6 year, as set forth in the report filed by the Citizens
7 Utility Board with the chairman of such trust or foundation
8 as required by subparagraph (3) of this subsection. Such
9 subsequent contributions shall be made within 30 days of
10 submission by the Citizens Utility Board of such report to
11 the Chairman of the trust or foundation, but in no event
12 shall any annual contribution by the trustees to the
13 Citizens Utility Board exceed \$1,000,000. Following such
14 7-year period, an Illinois statutory consumer protection
15 agency may petition the trust or foundation for
16 contributions to fund expenditures of the type identified
17 in paragraph (1), but in no event shall annual
18 contributions by the trust or foundation for such
19 expenditures exceed \$1,000,000.

20 (3) The Citizens Utility Board shall file a report with
21 the chairman of such trust or foundation for each year in
22 which it expends any funds received from the trust or
23 foundation setting forth the amount of any expenditures
24 (regardless of the source of funds for such expenditures)
25 for: (i) the representation of the interests of utility
26 consumers before the Illinois Commerce Commission, the

1 Federal Energy Regulatory Commission, and the Federal
2 Communications Commission, and (ii) the provision of
3 consumer education on utility service and prices and on
4 benefits and methods of energy conservation. Such report
5 shall separately state the total amount of expenditures for
6 the purposes or activities identified by items (i) and (ii)
7 of this paragraph, the name and address of the external
8 recipient of any such expenditure, if applicable, and the
9 specific purposes or activities (including internal
10 purposes or activities) for which each expenditure was
11 made. Any report required by this subsection shall be filed
12 with the chairman of such trust or foundation no later than
13 March 31 of the year immediately following the year for
14 which the report is required.

15 (d) In addition to any other allocation and disbursement of
16 funds in this Section, the trustees of the trust or foundation
17 shall contribute an amount up to \$125,000,000 (1) for deposit
18 into the General Obligation Bond Retirement and Interest Fund
19 held in the State treasury to assist in the repayment on
20 general obligation bonds issued under subsection (d) of Section
21 7 of the General Obligation Bond Act, and (2) for deposit into
22 funds administered by agencies with responsibility for
23 environmental activities to assist in payment for
24 environmental programs. The amount required to be contributed
25 shall be provided to the trustees in a certification letter
26 from the Director of the Bureau of the Budget that shall be

1 provided no later than August 1, 2003. The payment from the
2 trustees shall be paid to the State no later than December 31st
3 following the receipt of the letter.

4 (Source: P.A. 99-906, eff. 6-1-17.)

5 (220 ILCS 5/16-111.2)

6 Sec. 16-111.2. Provisions related to proposed utility
7 transactions.

8 (a) The General Assembly finds:

9 (1) A transaction as described in paragraph (3) of this
10 subsection (a) will contribute to improved reliability of
11 the electric supply system in Illinois which is one of the
12 key purposes of the Illinois Electric Service Customer
13 Choice and Rate Relief Law of 1997.

14 (2) A transaction as described in paragraph (3) of this
15 subsection (a) is likely to promote additional investment
16 in the existing generating assets and in the development of
17 additional generation capacity in Illinois, and such
18 change in ownership is in the public interest, consistent
19 with the intent of the Illinois Electric Service Customer
20 Choice and Rate Relief Law of 1997 and beneficial for the
21 citizens of this State.

22 (3) As of the date on which this amendatory Act of 1999
23 becomes law, an electric utility providing service to more
24 than 1,000,000 customers in this State has proposed to sell
25 or transfer to a single buyer 5 or more generating plants

1 with a total net dependable capacity of 5000 megawatts or
2 more pursuant to subsection (g) of Section 16-111.

3 (4) Such electric utility anticipates receiving a sale
4 price or consideration as a result of such transaction
5 exceeding 200% of the book value of these plants.

6 (5) Such electric utility has presented to the Governor
7 and the leaders of the General Assembly a written
8 commitment in which such electric utility agrees to expend
9 \$2,000,000,000 outside the corporate limits of any
10 municipality with 1,000,000 or more inhabitants within
11 such electric utility's service area, over a 6-year period
12 beginning with this calendar year on projects, programs and
13 improvements within its service area relating to
14 transmission and distribution including, without
15 limitation, infrastructure expansion, repair and
16 replacement, capital investments, operations and
17 maintenance, and vegetation management.

18 (6) Such electric utility has committed that, if the
19 sale or transfer contemplated by paragraph (3) of this
20 subsection is consummated on or before December 31, 1999,
21 the electric utility shall make contributions totaling
22 \$250,000,000 to entities within this State for, among other
23 purposes, environmental and clean coal initiatives
24 pursuant to Section 16-111.1, which commitment includes a
25 contribution of \$25,000,000 to the Board of Trustees of
26 Southern Illinois University at Carbondale for the purpose

1 of funding programs or projects related to clean coal.

2 (b) That, in light of the findings in paragraphs (1) and
3 (2) of subsection (a) and, in this instance, the circumstances
4 described in paragraphs (3) through (6) of subsection (a) and
5 otherwise, the General Assembly hereby finds that allowing the
6 generating facilities being acquired to be eligible facilities
7 under the provisions of the National Energy Policy Act of 1992
8 that apply to exempt wholesale generators (A) will benefit
9 consumers; (B) is in the public interest; and (C) does not
10 violate the law of this State.

11 (c) Nothing in this Section shall have any effect on the
12 authority of the Commission under subsection (g) of Section
13 16-111 of this Act.

14 (Source: P.A. 91-50, eff. 6-30-99.)

15 Section 305. The Solicitation for Charity Act is amended by
16 changing Section 3 as follows:

17 (225 ILCS 460/3) (from Ch. 23, par. 5103)

18 Sec. 3. Exemptions.

19 (a) Upon initial filing of a registration statement
20 pursuant to Section 2 of this Act and notification by the
21 Attorney General of his determination that the organizational
22 purposes or circumstances specified in this paragraph for
23 exemption are actual and genuine, the following entities shall
24 be exempt from all the report filing provisions of this Act,

1 except for the requirements set forth in Section 2 of this Act:

2 1. A corporation sole or other religious corporation,
3 trust or organization incorporated or established for
4 religious purposes, nor to any agency or organization
5 incorporated or established for charitable, hospital or
6 educational purposes and engaged in effectuating one or
7 more of such purposes, that is affiliated with, operated
8 by, or supervised or controlled by a corporation sole or
9 other religious corporation, trust or organization
10 incorporated or established for religious purposes, nor to
11 other religious agencies or organizations which serve
12 religion by the preservation of religious rights and
13 freedom from persecution or prejudice or by fostering
14 religion, including the moral and ethical aspects of a
15 particular religious faith.

16 2. Any charitable organization which does not intend to
17 solicit and receive and does not actually receive
18 contributions in excess of \$15,000 during any 12 month
19 period ending December 31 of any year. However, if the
20 gross contributions received by such charitable
21 organization during any 12 month period ending December 31
22 of any year shall be in excess of \$15,000, it shall file
23 reports as required under this Act and the provisions of
24 this Act shall apply.

25 (b) The following persons shall not be required to register
26 with the Attorney General:

1 1. The University of Illinois, Southern Illinois
2 University at Carbondale, Southern Illinois University at
3 Edwardsville, Eastern Illinois University, Illinois State
4 Normal University, Northern Illinois University, Western
5 Illinois University, all educational institutions that are
6 recognized by the State Board of Education or that are
7 accredited by a regional accrediting association or by an
8 organization affiliated with the National Commission on
9 Accrediting, any foundation having an established identity
10 with any of the aforementioned educational institutions,
11 any other educational institution confining its
12 solicitation of contributions to its student body, alumni,
13 faculty and trustees, and their families, or a library
14 established under the laws of this State, provided that the
15 annual financial report of such institution or library
16 shall be filed with the State Board of Education, Governor,
17 Illinois State Library, County Library Board or County
18 Board, as provided by law.

19 2. Fraternal, patriotic, social, educational, alumni
20 organizations and historical societies when solicitation
21 of contributions is confined to their membership. This
22 exemption shall be extended to any subsidiary of a parent
23 or superior organization exempted by Sub-paragraph 2 of
24 Paragraph (b) of Section 3 of this Act where such
25 solicitation is confined to the membership of the
26 subsidiary, parent or superior organization.

1 3. Persons requesting any contributions for the relief
2 or benefit of any individual, specified by name at the time
3 of the solicitation, if the contributions collected are
4 turned over to the named beneficiary, first deducting
5 reasonable expenses for costs of banquets, or social
6 gatherings, if any, provided all fund raising functions are
7 carried on by persons who are unpaid, directly or
8 indirectly, for such services.

9 4. Any bona fide union, bona fide political
10 organization or bona fide political action committee,
11 which does not solicit funds for a charitable purpose.

12 5. Any charitable organization receiving an allocation
13 from an incorporated community chest or united fund,
14 provided such chest or fund is complying with the
15 provisions of this Act relating to registration and filing
16 of annual reports with the Attorney General, and provided
17 such organization does not actually receive, in addition to
18 such allocation, contributions in excess of \$4,000 during
19 any 12 month period ending June 30th of any year, and
20 provided further that all the fund raising functions of
21 such organization are carried on by persons who are unpaid
22 for such services. However, if the gross contributions
23 other than such allocation received by such charitable
24 organization during any 12 month period ending June 30th of
25 any year shall be in excess of \$4,000, it shall within 30
26 days after the date it shall have received such

1 contributions in excess of \$4,000 register with the
2 Attorney General as required by Section 2.

3 6. A bona fide organization of volunteer firemen, or a
4 bona fide auxiliary or affiliate of such organization,
5 provided all its fund raising activities are carried on by
6 members of such an organization or an affiliate thereof and
7 such members receive no compensation, directly or
8 indirectly, therefor.

9 7. Any charitable organization operating a nursery for
10 infants awaiting adoption providing that all its fund
11 raising activities are carried on by members of such an
12 organization or an affiliate thereof and such members
13 receive no compensation, directly or indirectly therefor.

14 8. Any corporation established by the Federal Congress
15 that is required by federal law to submit annual reports of
16 its activities to Congress containing itemized accounts of
17 all receipts and expenditures after being duly audited.

18 9. Any boys' club which is affiliated with the Boys'
19 Club of America, a corporation chartered by Congress;
20 provided, however, that such an affiliate properly files
21 the reports required by the Boys' Club of America and that
22 the Boys' Club of America files with the Government of the
23 United States the reports required by its federal charter.

24 10. Any veterans organization chartered or
25 incorporated under federal law and any veterans
26 organization which is affiliated with, and recognized in

1 the bylaws of, a congressionally chartered or incorporated
2 veterans organization; provided, however, that the
3 affiliate properly files the reports required by the
4 congressionally chartered or incorporated veterans
5 organization, that the congressionally chartered or
6 incorporated veterans organization files with the
7 government of the United States the reports required by its
8 federal charter, and that copies of such federally required
9 reports are filed with the Attorney General.

10 11. Any parent-teacher organization that is controlled
11 by teachers and parents of children attending a particular
12 public or private school for which the organization is
13 named and solicits contributions for the benefit of that
14 particular school; provided that:

15 (i) the school is specified by name at the time the
16 solicitation is made;

17 (ii) all of the contributions are turned over to
18 the school, after first deducting reasonable expenses
19 for fundraising and parent-teacher activities;

20 (iii) all fundraising functions are carried on by
21 persons who are not paid, either directly or
22 indirectly, for their fundraising services;

23 (iv) the total contributions, less reasonable
24 fundraising expenses, do not exceed \$50,000 in any
25 calendar year;

26 (v) the organization provides the school at least

1 annually with a complete accounting of all
2 contributions received; and

3 (vi) the governing board of the school certifies to
4 the Attorney General, if the Attorney General makes a
5 request for certification, that the parent-teacher
6 organization has provided the school with a full
7 accounting and that the organization has provided
8 benefits and contributions to the school.

9 (Source: P.A. 90-469, eff. 8-17-97; 91-444, eff. 8-6-99.)

10 Section 310. The Liquor Control Act of 1934 is amended by
11 changing Section 12-1 as follows:

12 (235 ILCS 5/12-1)

13 Sec. 12-1. Grape and Wine Resources Council.

14 (a) There is hereby created the Grape and Wine Resources
15 Council, which shall have the powers and duties specified in
16 this Article and all other powers necessary and proper to
17 execute the provisions of this Article.

18 (b) The Council shall consist of 17 members including:

19 (1) The Director of Agriculture, ex officio, or the
20 Director's designee.

21 (2) The Dean of the Southern Illinois University at
22 Carbondale ~~SIU~~ College of Agriculture, or the Dean's
23 designee.

24 (3) The Dean of the University of Illinois College of

1 Agriculture, or the Dean's designee.

2 (4) An expert in enology or food science and nutrition
3 to be named by the Director of Agriculture from nominations
4 submitted jointly by the Deans of the Colleges of
5 Agriculture at Southern Illinois University at Carbondale
6 and the University of Illinois.

7 (5) An expert in marketing to be named by the Director
8 of Agriculture from nominations submitted jointly by the
9 Deans of the Colleges of Agriculture at Southern Illinois
10 University at Carbondale and the University of Illinois.

11 (6) An expert in viticulture to be named by the
12 Director of Agriculture from nominations submitted jointly
13 by the Deans of the Colleges of Agriculture at Southern
14 Illinois University at Carbondale and the University of
15 Illinois.

16 (7) A representative from the Illinois Division of
17 Tourism, to be named by the Director of Commerce and
18 Economic Opportunity.

19 (8) Six persons to be named by the Director of
20 Agriculture from nominations from the President of the
21 Illinois Grape Growers and Vintners Association, of whom 3
22 shall be grape growers and 3 shall be vintners.

23 (9) Four persons, one of whom shall be named by the
24 Speaker of the House of Representatives, one of whom shall
25 be named by the Minority Leader of the House of
26 Representatives, one of whom shall be named by the

1 President of the Senate, and one of whom shall be named by
2 the Minority Leader of the Senate.

3 Members of the Council shall receive no compensation, but shall
4 be reimbursed for necessary expenses incurred in the
5 performance of their duties. The Council's Chair shall be the
6 Dean of the College of Agriculture at the University where the
7 Council is housed.

8 (c) The Council shall be housed at Southern Illinois
9 University at Carbondale, which shall maintain a collaborative
10 relationship with the University of Illinois at Champaign.

11 (Source: P.A. 94-793, eff. 5-19-06.)

12 Section 315. The Illinois Rural/Downstate Health Act is
13 amended by changing Sections 3, 3.1, and 5.5 as follows:

14 (410 ILCS 65/3) (from Ch. 111 1/2, par. 8053)

15 Sec. 3. The Illinois Department of Public Health shall
16 establish a downstate health care program as a component of
17 primary care development. The Department shall create a Center
18 for Rural Health to coordinate programs and activities within
19 the agency relating to access to health care in rural areas and
20 designated shortage areas. The Center may work with
21 universities, private foundations, health care providers or
22 other interested organizations, private foundations, health
23 care providers or other interested organizations on innovative
24 strategies to respond to the health care needs of residents of

1 these areas.

2 The Center shall cooperate with ~~Southern Illinois~~
3 ~~University~~ programs and services of Southern Illinois
4 University at Carbondale and Southern Illinois University at
5 Edwardsville that respond to the health care needs of residents
6 of downstate areas, including but not limited to the
7 development of primary care centers, the development of
8 obstetrical care centers through affiliation with hospitals
9 and clinics, and the conduct of health research and evaluation.

10 The Center shall cooperate with University of Illinois
11 programs and services that respond to the health care needs of
12 residents of downstate areas, including but not limited to:
13 developing innovative educational strategies designed to
14 graduate primary care physicians, especially family
15 physicians, for all Illinois, particularly the rural
16 underserved areas; developing primary care centers with
17 comprehensive care, including emergency and obstetric care
18 through affiliation with hospitals and clinics; and conducting
19 health research and evaluation.

20 (Source: P.A. 86-965; 86-1187; 87-1162.)

21 (410 ILCS 65/3.1) (from Ch. 111 1/2, par. 8053.1)

22 Sec. 3.1. Southern Illinois University at Carbondale and
23 Southern Illinois University at Edwardsville shall expand
24 their ~~its~~ focus on rural health care as a component of health
25 professions education programs on their ~~its~~ several campuses,

1 including, but not limited to, ~~its~~ programs in medicine,
2 nursing, dentistry, and technical careers, and through
3 research and technical assistance programs. Southern Illinois
4 ~~The University at Edwardsville~~ shall further encourage the
5 regional outreach mission of its School of Medicine through the
6 establishment of a dedicated administrative entity within the
7 School with responsibility for rural health care planning and
8 programming. Southern Illinois ~~The University at Carbondale~~
9 and Southern Illinois University at Edwardsville may work with
10 communities, state agencies, other colleges and universities,
11 private foundations, health care providers, and other
12 interested organizations on innovative strategies to respond
13 to the health care needs of residents of rural areas.

14 Southern Illinois ~~The University at Carbondale and~~
15 Southern Illinois University at Edwardsville shall have the
16 authority:

17 (a) To establish such clinical centers as may be necessary
18 to carry out the intent of this Act according to the following
19 priorities:

20 (1) Preference for programs which are designed to
21 facilitate the education of health professions students.

22 (2) Preference for programs established in locations
23 which exhibit potential for locating physicians in health
24 manpower shortage areas.

25 (3) Preference for programs which are located away from
26 communities in which medical school and residency programs

1 are located.

2 (4) Preference for programs which are geographically
3 distributed throughout downstate Illinois.

4 (b) To receive and disburse funds in accordance with the
5 purpose stated in Section 2 of this Act.

6 (c) To enter into contracts or agreements with any agency
7 or department of the State of Illinois or the United States to
8 carry out the provisions of this Act.

9 (Source: P.A. 86-1187.)

10 (410 ILCS 65/5.5)

11 Sec. 5.5. Rural/Downstate Health Access Fund.

12 (a) The Rural/Downstate Health Access Fund is created as a
13 special fund in the State treasury. Moneys from fees and gifts,
14 grants, or donations made to the Center for Rural Health shall
15 be deposited into the Fund. Subject to appropriation and except
16 as provided in subsection (b) of this Section, moneys in the
17 Fund shall be used in the following manner for rural health
18 programs or for programs for the medically underserved
19 authorized under this Act: 60.2% shall be distributed to the
20 Department of Public Health, 26.3% shall be distributed to the
21 Board of Trustees of Southern Illinois University at Carbondale
22 and the Board of Trustees of Southern Illinois University at
23 Edwardsville, and 13.5% shall be distributed to the Board of
24 Trustees of the University of Illinois.

25 (b) The Center for Rural Health at the Department of Public

1 Health may require that a J-1 Visa Waiver Program application
2 fee be collected from international medical graduates for the
3 purpose of administering the Program. J-1 Visa Waiver Program
4 application fees shall be deposited into the Rural/Downstate
5 Health Access Fund, shall be dedicated to the administration of
6 the J-1 Visa Waiver Program in Illinois, and may not be subject
7 to the distribution formula referenced in subsection (a) of
8 this Section.

9 (c) The Center for Rural Health shall administer the Fund.

10 (d) The Department shall adopt rules necessary to implement
11 the provisions of this Section.

12 (Source: P.A. 98-1006, eff. 1-1-15.)

13 Section 320. The Illinois Solid Waste Management Act is
14 amended by changing Section 3.1 as follows:

15 (415 ILCS 20/3.1) (from Ch. 111 1/2, par. 7053.1)

16 Sec. 3.1. Institutions of higher learning.

17 (a) For purposes of this Section "State-supported
18 institutions of higher learning" or "institutions" means the
19 University of Illinois, Southern Illinois University at
20 Carbondale, Southern Illinois University at Edwardsville, the
21 colleges and universities under the jurisdiction of the Board
22 of Governors of State Colleges and Universities, the colleges
23 and universities under the jurisdiction of the Board of Regents
24 of Regency Universities, and the public community colleges

1 subject to the Public Community College Act.

2 (b) Each State-supported institution of higher learning
3 shall develop a comprehensive waste reduction plan covering a
4 period of 10 years which addresses the management of solid
5 waste generated by academic, administrative, student housing
6 and other institutional functions. The waste reduction plan
7 shall be developed by January 1, 1995. The initial plan
8 required under this Section shall be updated by the institution
9 every 5 years, and any proposed amendments to the plan shall be
10 submitted for review in accordance with subsection (f).

11 (c) Each waste reduction plan shall address, at a minimum,
12 the following topics: existing waste generation by volume,
13 waste composition, existing waste reduction and recycling
14 activities, waste collection and disposal costs, future waste
15 management methods, and specific goals to reduce the amount of
16 waste generated that is subject to landfill disposal.

17 (d) Each waste reduction plan shall provide for recycling
18 of marketable materials currently present in the institution's
19 waste stream, including but not limited to landscape waste,
20 corrugated cardboard, computer paper, and white office paper,
21 and shall provide for the investigation of potential markets
22 for other recyclable materials present in the institution's
23 waste stream. The recycling provisions of the waste reduction
24 plan shall be designed to achieve, by January 1, 2000, at least
25 a 40% reduction (referenced to a base year of 1987) in the
26 amount of solid waste that is generated by the institution and

1 identified in the waste reduction plan as being subject to
2 landfill disposal.

3 (e) Each waste reduction plan shall evaluate the
4 institution's procurement policies and practices to eliminate
5 procedures which discriminate against items with recycled
6 content, and to identify products or items which are procured
7 by the institution on a frequent or repetitive basis for which
8 products with recycled content may be substituted. Each waste
9 reduction plan shall prescribe that it will be the policy of
10 the institution to purchase products with recycled content
11 whenever such products have met specifications and standards of
12 equivalent products which do not contain recycled content.

13 (f) Each waste reduction plan developed in accordance with
14 this Section shall be submitted to the Department of Commerce
15 and Economic Opportunity for review and approval. The
16 Department's review shall be conducted in cooperation with the
17 Board of Higher Education and the Illinois Community College
18 Board.

19 (g) The Department of Commerce and Economic Opportunity
20 shall provide technical assistance, technical materials,
21 workshops and other information necessary to assist in the
22 development and implementation of the waste reduction plans.
23 The Department shall develop guidelines and funding criteria
24 for providing grant assistance to institutions for the
25 implementation of approved waste reduction plans.

26 (Source: P.A. 94-793, eff. 5-19-06.)

1 Section 325. The Illinois Groundwater Protection Act is
2 amended by changing Section 7 as follows:

3 (415 ILCS 55/7) (from Ch. 111 1/2, par. 7457)

4 Sec. 7. (a) The Department, with the advice of the
5 Committee and the Council, shall develop a coordinated
6 groundwater data collection and automation program. The
7 collected and automated data shall include but need not be
8 limited to groundwater monitoring results, well logs,
9 pollution source permits and water quality assessments. The
10 Department shall act as the repository for such data and shall
11 automate this data in a manner that is accessible and usable by
12 all State agencies.

13 (b) The Department, in consultation with the Agency, the
14 Committee and the Council, shall develop and administer an
15 ongoing program of basic and applied research relating to
16 groundwater. Information generated from this program will be
17 made available to local governments seeking technical
18 assistance from the Department. The research program shall
19 include but need not be limited to:

20 (1) Long-term statewide groundwater quality
21 monitoring. A statewide monitoring well network shall be
22 composed of public water supply wells sampled by the
23 Agency, non-community wells sampled by the Department of
24 Public Health, and a representative sampling of other

1 existing private wells and newly constructed, dedicated
2 monitoring wells. The monitoring program shall be operated
3 for the following purposes: to evaluate, over time, the
4 appropriateness and effectiveness of groundwater quality
5 protection measures; to determine regional trends in
6 groundwater quality which may affect public health and
7 welfare; and to help identify the need for corrective
8 action. The Department shall periodically publish the
9 results of groundwater quality monitoring activities.

10 (2) Statewide groundwater assessment. The Department
11 shall conduct assessments to enhance the State's data base
12 concerning groundwater resources. The assessments shall
13 include location of groundwater resources, mapping of
14 aquifers, identification of appropriate recharge areas,
15 and evaluation of baseline groundwater quality. The
16 Department shall complete the statewide mapping of
17 appropriate recharge areas within 18 months after the
18 enactment of this Act at a level of detail suitable for
19 guiding the Agency in establishing priority groundwater
20 protection planning regions.

21 (3) Evaluation of pesticide impacts upon groundwater.
22 Such evaluation shall include the general location and
23 extent of any contamination of groundwaters resulting from
24 pesticide use, determination of any practices which may
25 contribute to contamination of groundwaters, and
26 recommendations regarding measures which may help prevent

1 degradation of groundwater quality by pesticides. Priority
2 shall be given to those areas of the State where pesticides
3 are utilized most intensively. The Department shall
4 prepare an initial report by January 1, 1990.

5 (4) Other basic and applied research. The Department
6 may conduct research in at least the following areas:
7 groundwater hydrology and hydraulics, movement of
8 contaminants through geologic materials, aquifer
9 restoration, and remediation technologies.

10 (c) The Department is authorized to accept and expend,
11 subject to appropriation by the General Assembly, any and all
12 grants, matching funds, appropriations from whatever source,
13 or other items of value from the federal or state governments
14 or from any institution, person, partnership, joint venture, or
15 corporation, public or private, for the purposes of fulfilling
16 its obligations under this Act.

17 (d) Southern Illinois University at Carbondale is
18 authorized to conduct basic and applied research relating to
19 chemical contamination of groundwater. It may assist the
20 Department in conducting research on any of the subjects
21 included in subsection (b) of this Section, and may accept and
22 expend grants and other support from the Department or other
23 sources for that purpose.

24 (Source: P.A. 87-479.)

25 Section 330. The Court of Claims Act is amended by changing

1 Sections 8, 22-1, and 22-2 as follows:

2 (705 ILCS 505/8) (from Ch. 37, par. 439.8)

3 Sec. 8. Court of Claims jurisdiction; deliberation
4 periods. The court shall have exclusive jurisdiction to hear
5 and determine the following matters:

6 (a) All claims against the State founded upon any law of
7 the State of Illinois or upon any regulation adopted thereunder
8 by an executive or administrative officer or agency; provided,
9 however, the court shall not have jurisdiction (i) to hear or
10 determine claims arising under the Workers' Compensation Act or
11 the Workers' Occupational Diseases Act, or claims for expenses
12 in civil litigation, or (ii) to review administrative decisions
13 for which a statute provides that review shall be in the
14 circuit or appellate court.

15 (b) All claims against the State founded upon any contract
16 entered into with the State of Illinois.

17 (c) All claims against the State for time unjustly served
18 in prisons of this State when the person imprisoned received a
19 pardon from the governor stating that such pardon is issued on
20 the ground of innocence of the crime for which he or she was
21 imprisoned or he or she received a certificate of innocence
22 from the Circuit Court as provided in Section 2-702 of the Code
23 of Civil Procedure; provided, the amount of the award is at the
24 discretion of the court; and provided, the court shall make no
25 award in excess of the following amounts: for imprisonment of 5

1 years or less, not more than \$85,350; for imprisonment of 14
2 years or less but over 5 years, not more than \$170,000; for
3 imprisonment of over 14 years, not more than \$199,150; and
4 provided further, the court shall fix attorney's fees not to
5 exceed 25% of the award granted. On or after the effective date
6 of this amendatory Act of the 95th General Assembly, the court
7 shall annually adjust the maximum awards authorized by this
8 subsection (c) to reflect the increase, if any, in the Consumer
9 Price Index For All Urban Consumers for the previous calendar
10 year, as determined by the United States Department of Labor,
11 except that no annual increment may exceed 5%. For the annual
12 adjustments, if the Consumer Price Index decreases during a
13 calendar year, there shall be no adjustment for that calendar
14 year. The transmission by the Prisoner Review Board or the
15 clerk of the circuit court of the information described in
16 Section 11(b) to the clerk of the Court of Claims is conclusive
17 evidence of the validity of the claim. The changes made by this
18 amendatory Act of the 95th General Assembly apply to all claims
19 pending on or filed on or after the effective date.

20 (d) All claims against the State for damages in cases
21 sounding in tort, if a like cause of action would lie against a
22 private person or corporation in a civil suit, and all like
23 claims sounding in tort against the Medical Center Commission,
24 the Board of Trustees of the University of Illinois, the Board
25 of Trustees of Southern Illinois University at Carbondale, the
26 Board of Trustees of Southern Illinois University at

1 Edwardsville, the Board of Trustees of Chicago State
2 University, the Board of Trustees of Eastern Illinois
3 University, the Board of Trustees of Governors State
4 University, the Board of Trustees of Illinois State University,
5 the Board of Trustees of Northeastern Illinois University, the
6 Board of Trustees of Northern Illinois University, the Board of
7 Trustees of Western Illinois University, or the Board of
8 Trustees of the Illinois Mathematics and Science Academy;
9 provided, that an award for damages in a case sounding in tort,
10 other than certain cases involving the operation of a State
11 vehicle described in this paragraph, shall not exceed the sum
12 of \$100,000 to or for the benefit of any claimant. The \$100,000
13 limit prescribed by this Section does not apply to an award of
14 damages in any case sounding in tort arising out of the
15 operation by a State employee of a vehicle owned, leased or
16 controlled by the State. The defense that the State or the
17 Medical Center Commission or the Board of Trustees of the
18 University of Illinois, the Board of Trustees of Southern
19 Illinois University at Carbondale, the Board of Trustees of
20 Southern Illinois University at Edwardsville, the Board of
21 Trustees of Chicago State University, the Board of Trustees of
22 Eastern Illinois University, the Board of Trustees of Governors
23 State University, the Board of Trustees of Illinois State
24 University, the Board of Trustees of Northeastern Illinois
25 University, the Board of Trustees of Northern Illinois
26 University, the Board of Trustees of Western Illinois

1 University, or the Board of Trustees of the Illinois
2 Mathematics and Science Academy is not liable for the
3 negligence of its officers, agents, and employees in the course
4 of their employment is not applicable to the hearing and
5 determination of such claims.

6 (e) All claims for recoupment made by the State of Illinois
7 against any claimant.

8 (f) All claims pursuant to the Line of Duty Compensation
9 Act. A claim under that Act must be heard and determined within
10 one year after the application for that claim is filed with the
11 Court as provided in that Act.

12 (g) All claims filed pursuant to the Crime Victims
13 Compensation Act.

14 (h) All claims pursuant to the Illinois National
15 Guardsman's Compensation Act. A claim under that Act must be
16 heard and determined within one year after the application for
17 that claim is filed with the Court as provided in that Act.

18 (i) All claims authorized by subsection (a) of Section
19 10-55 of the Illinois Administrative Procedure Act for the
20 expenses incurred by a party in a contested case on the
21 administrative level.

22 (Source: P.A. 95-970, eff. 9-22-08; 96-80, eff. 7-27-09.)

23 (705 ILCS 505/22-1) (from Ch. 37, par. 439.22-1)

24 Sec. 22-1. Within one ± year from the date that such an
25 injury was received or such a cause of action accrued, any

1 person who is about to commence any action in the Court of
2 Claims against the State of Illinois, the Medical Center
3 Commission, the Board of Trustees of the University of
4 Illinois, the Board of Trustees of Southern Illinois University
5 at Carbondale, the Board of Trustees of Southern Illinois
6 University at Edwardsville, the Board of Trustees of Chicago
7 State University, the Board of Trustees of Eastern Illinois
8 University, the Board of Trustees of Governors State
9 University, the Board of Trustees of Illinois State University,
10 the Board of Trustees of Northeastern Illinois University, the
11 Board of Trustees of Northern Illinois University, the Board of
12 Trustees of Western Illinois University, or the Board of
13 Trustees of the Illinois Mathematics and Science Academy, for
14 damages on account of any injury to his person shall file in
15 the office of the Attorney General and also in the office of
16 the Clerk of the Court of Claims, either by himself, his agent,
17 or attorney, giving the name of the person to whom the cause of
18 action has accrued, the name and residence of the person
19 injured, the date and about the hour of the accident, the place
20 or location where the accident occurred, a brief description of
21 how the accident occurred, and the name and address of the
22 attending physician, if any, except as otherwise provided by
23 the Crime Victims Compensation Act.

24 In actions for death by wrongful act, neglect or default,
25 the executor of the estate, or in the event there is no will,
26 the administrator or other personal representative of the

1 decedent, shall file within 1 year of the date of death or the
2 date that the executor or administrator is qualified, whichever
3 occurs later, in the office of the Attorney General and also in
4 the office of the Clerk of the Court of Claims, giving the name
5 of the person to whom the cause of action has accrued, the name
6 and last residence of the decedent, the date of the accident
7 causing death, the date of the decedent's demise, the place or
8 location where the accident causing the death occurred, the
9 date and about the hour of the accident, a brief description of
10 how the accident occurred, and the names and addresses of the
11 attending physician and treating hospital if any, except as
12 otherwise provided by the Crime Victims Compensation Act.

13 A claimant is not required to file the notice required by
14 this Section if he or she files his or her claim within one
15 year of its accrual.

16 (Source: P.A. 89-4, eff. 1-1-96; 90-492, eff. 8-17-97.)

17 (705 ILCS 505/22-2) (from Ch. 37, par. 439.22-2)

18 Sec. 22-2. If the notice provided for by Section 22-1 is
19 not filed as provided in that Section, any such action
20 commenced against the State of Illinois, the Medical Center
21 Commission, the Board of Trustees of the University of
22 Illinois, the Board of Trustees of Southern Illinois University
23 at Carbondale, the Board of Trustees of Southern Illinois
24 University at Edwardsville, the Board of Trustees of Chicago
25 State University, the Board of Trustees of Eastern Illinois

1 University, the Board of Trustees of Governors State
2 University, the Board of Trustees of Illinois State University,
3 the Board of Trustees of Northeastern Illinois University, the
4 Board of Trustees of Northern Illinois University, the Board of
5 Trustees of Western Illinois University, or the Board of
6 Trustees of the Illinois Mathematics and Science Academy, shall
7 be dismissed and the person to whom any such cause of action
8 accrued for any personal injury shall be forever barred from
9 further action in the Court of Claims for such personal injury,
10 except as otherwise provided by the Crime Victims Compensation
11 Act.

12 (Source: P.A. 89-4, eff. 1-1-96.)

13 Section 335. The Eminent Domain Act is amended by changing
14 Section 15-5-20 as follows:

15 (735 ILCS 30/15-5-20)

16 Sec. 15-5-20. Eminent domain powers in ILCS Chapters 105
17 through 115. The following provisions of law may include
18 express grants of the power to acquire property by condemnation
19 or eminent domain:

20 (105 ILCS 5/10-22.35A); School Code; school boards; for school
21 buildings.

22 (105 ILCS 5/16-6); School Code; school boards; for adjacent
23 property to enlarge a school site.

1 (105 ILCS 5/22-16); School Code; school boards; for school
2 purposes.

3 (105 ILCS 5/32-4.13); School Code; special charter school
4 districts; for school purposes.

5 (105 ILCS 5/34-20); School Code; Chicago Board of Education;
6 for school purposes.

7 (110 ILCS 305/7); University of Illinois Act; Board of Trustees
8 of the University of Illinois; for general purposes,
9 including quick-take power.

10 (110 ILCS 325/2); University of Illinois at Chicago Land
11 Transfer Act; Board of Trustees of the University of
12 Illinois; for removal of limitations or restrictions on
13 property conveyed by the Chicago Park District.

14 (110 ILCS 335/3); Institution for Tuberculosis Research Act;
15 Board of Trustees of the University of Illinois; for the
16 Institution for Tuberculosis Research.

17 (110 ILCS 525/3); Southern Illinois University Revenue Bond
18 Act; Board of Trustees of Southern Illinois University at
19 Carbondale and Board of Trustees of Southern Illinois
20 University at Edwardsville; for general purposes.

21 (110 ILCS 615/3); State Colleges and Universities Revenue Bond
22 Act of 1967; Board of Governors of State Colleges and
23 Universities; for general purposes.

24 (110 ILCS 660/5-40); Chicago State University Law; Board of
25 Trustees of Chicago State University; for general
26 purposes.

1 (110 ILCS 661/6-10); Chicago State University Revenue Bond Law;
2 Board of Trustees of Chicago State University; for general
3 purposes.

4 (110 ILCS 665/10-40); Eastern Illinois University Law; Board of
5 Trustees of Eastern Illinois University; for general
6 purposes.

7 (110 ILCS 666/11-10); Eastern Illinois University Revenue Bond
8 Law; Board of Trustees of Eastern Illinois University; for
9 general purposes.

10 (110 ILCS 670/15-40); Governors State University Law; Board of
11 Trustees of Governors State University; for general
12 purposes.

13 (110 ILCS 671/16-10); Governors State University Revenue Bond
14 Law; Board of Trustees of Governors State University; for
15 general purposes.

16 (110 ILCS 675/20-40); Illinois State University Law; Board of
17 Trustees of Illinois State University; for general
18 purposes.

19 (110 ILCS 676/21-10); Illinois State University Revenue Bond
20 Law; Board of Trustees of Illinois State University; for
21 general purposes.

22 (110 ILCS 680/25-40); Northeastern Illinois University Law;
23 Board of Trustees of Northeastern Illinois University; for
24 general purposes.

25 (110 ILCS 681/26-10); Northeastern Illinois University Revenue
26 Bond Law; Board of Trustees of Northeastern Illinois

1 University; for general purposes.

2 (110 ILCS 685/30-40); Northern Illinois University Law; Board
3 of Trustees of Northern Illinois University; for general
4 purposes.

5 (110 ILCS 685/30-45); Northern Illinois University Law; Board
6 of Trustees of Northern Illinois University; for buildings
7 and facilities.

8 (110 ILCS 686/31-10); Northern Illinois University Revenue
9 Bond Law; Board of Trustees of Northern Illinois
10 University; for general purposes.

11 (110 ILCS 690/35-40); Western Illinois University Law; Board of
12 Trustees of Western Illinois University; for general
13 purposes.

14 (110 ILCS 691/36-10); Western Illinois University Revenue Bond
15 Law; Board of Trustees of Western Illinois University; for
16 general purposes.

17 (110 ILCS 710/3); Board of Regents Revenue Bond Act of 1967;
18 Board of Regents; for general purposes.

19 (110 ILCS 805/3-36); Public Community College Act; community
20 college district boards; for sites for college purposes.

21 (Source: P.A. 96-328, eff. 8-11-09.)

22 (110 ILCS 520/3 rep.)

23 Section 500. The Southern Illinois University Management
24 Act is amended by repealing Section 3.

1 Section 999. Effective date. This Act takes effect July 1,
2 2019.".