



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB1444

by Rep. Jay Hoffman

SYNOPSIS AS INTRODUCED:

110 ILCS 805/3-8	from Ch. 122, par. 103-8
110 ILCS 805/3-10	from Ch. 122, par. 103-10

Amends the Public Community College Act. Provides that the secretary of a community college district board of trustees may be a member of that board. Provides that if the secretary is not a member of the board, he or she may receive compensation that shall be fixed by the board prior to the election of the secretary. Effective immediately.

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FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Public Community College Act is amended by
5 changing Sections 3-8 and 3-10 as follows:

6 (110 ILCS 805/3-8) (from Ch. 122, par. 103-8)

7 Sec. 3-8. Board meetings; public comments and questions.

8 (a) In this Section, "reasonable emergency" means any
9 imminent need to maintain the operations or facilities of the
10 community college district and that such need is due to
11 circumstances beyond the control of the board.

12 (b) Following each election and canvass, the new board
13 shall hold its organizational meeting on or before the 28th day
14 after the election. If the election is the initial election
15 ordered by the regional superintendent, the organizational
16 meeting shall be convened by the regional superintendent, who
17 shall preside over the meeting until the election for chairman,
18 vice chairman, and secretary of board is completed. At all
19 other organizational meetings, the chairman of the board, or,
20 in his or her absence, the president of the community college
21 or acting chief executive officer of the college shall convene
22 the new board, and conduct the election for chairman, vice
23 chairman, and secretary. In either case, the secretary of the

1 board may be a member of the board. If the secretary is not a
2 member of the board, he or she may receive compensation that
3 shall be fixed by the board prior to the election of the
4 secretary. The board shall then proceed with its organization
5 under the newly elected board officers, and shall fix a time
6 and place for its regular meetings. It shall then enter upon
7 the discharge of its duties. Public notice of the schedule of
8 regular meetings for the next calendar year, as set at the
9 organizational meeting, must be given at the beginning of that
10 calendar year. The terms of board office shall be 2 years,
11 except that the board by resolution may establish a policy for
12 the terms of office to be one year, and provide for the
13 election of officers for the remaining one-year ~~one-year~~
14 period. Terms of members are subject to Section 2A-54 of the
15 Election Code.

16 (c) Beginning 45 days prior to the Tuesday following the
17 first Monday of April in odd-numbered years until the first
18 organizational meeting of the new board, no addendum to modify
19 or amend an employee agreement between a community college
20 district and the district's president, chancellor, or chief
21 executive officer may be agreed to or executed, nor may an
22 employment contract be made and entered into between the board
23 of an established community college district and a president,
24 chancellor, or chief executive officer. If the current board
25 must take such action at any time during the 45 days prior to
26 the Tuesday following the first Monday of April in odd-numbered

1 years until the first organizational meeting of the new board
2 due to a reasonable emergency, then that action shall be
3 terminated on the 60th day after the first organizational
4 meeting, unless the new board, by resolution, reaffirms the
5 agreed-upon addendum or new employment contract.

6 (d) Special meetings of the board may be called by the
7 chairman or by any 3 members of the board by giving notice
8 thereof in writing stating the time, place, and purpose of the
9 meeting. Such notice may be served by mail 48 hours before the
10 meeting or by personal service 24 hours before the meeting.

11 (e) At each regular and special meeting which is open to
12 the public, members of the public and employees of the
13 community college district shall be afforded time, subject to
14 reasonable constraints, to comment to or ask questions of the
15 board.

16 (Source: P.A. 99-693, eff. 1-1-17.)

17 (110 ILCS 805/3-10) (from Ch. 122, par. 103-10)

18 Sec. 3-10. Chairman, vice-chairman, and secretary of the
19 board.

20 (a) The chairman shall preside at all meetings and shall
21 perform such duties as are imposed upon him or her by law or by
22 action of the board. The vice-chairman shall perform the duties
23 of the chairman if there is a vacancy in the office of the
24 chairman or in case of the chairman's absence or inability to
25 act. If there is a vacancy in the office of the chairman and

1 vice-chairman or the chairman and vice-chairman are absent from
2 any meeting or refuse to perform their duties, a chairman pro
3 tempore shall be appointed by the board from among their
4 number.

5 (b) The secretary may be a member of the board and shall
6 perform the duties usually pertaining to his or her office. If
7 not a member of the board, the secretary may receive
8 compensation that shall be fixed by the board prior to the
9 election of the secretary. If the secretary ~~he~~ is absent from
10 any meeting or refuses to perform his or her duties, a member
11 of the board shall be appointed secretary pro tempore.

12 (Source: P.A. 100-273, eff. 8-22-17.)

13 Section 99. Effective date. This Act takes effect upon
14 becoming law.