



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB1558

by Rep. Elizabeth Hernandez

SYNOPSIS AS INTRODUCED:

110 ILCS 310/1

from Ch. 144, par. 41

Amends the University of Illinois Trustees Act. Provides that in order to determine residency status of a potential or current student trustee, the student must provide evidence of the student's Illinois domicile for at least the previous 6 months, and either (i) evidence of the student's current, valid Illinois driver's license or Illinois Identification Card or (ii) evidence of the student's valid Illinois voter registration (instead of having evidence of the student's Illinois domicile, Illinois driver's license, and Illinois voter registration positively demonstrate residency). Effective January 1, 2020.

LRB101 06235 AXK 51261 b

1 AN ACT concerning education.

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

4 Section 5. The University of Illinois Trustees Act is
5 amended by changing Section 1 as follows:

6 (110 ILCS 310/1) (from Ch. 144, par. 41)

7 Sec. 1. The Board of Trustees of the University of Illinois
8 shall consist of the Governor and at least 12 trustees. Nine
9 trustees shall be appointed by the Governor, by and with the
10 advice and consent of the Senate. The other trustees shall be
11 students, of whom one student shall be selected from each
12 University campus.

13 Each student trustee shall serve a term of one year,
14 beginning on July 1 or on the date of his or her selection,
15 whichever is later, and expiring on the next succeeding June
16 30.

17 Each trustee shall have all of the privileges of
18 membership, except that only one student trustee shall have the
19 right to cast a legally binding vote. The Governor shall
20 designate which one of the student trustees shall possess, for
21 his or her entire term, the right to cast a legally binding
22 vote. Each student trustee who does not possess the right to
23 cast a legally binding vote shall have the right to cast an

1 advisory vote and the right to make and second motions and to
2 attend executive sessions.

3 Each trustee shall be governed by the same conflict of
4 interest standards. Pursuant to those standards, it shall not
5 be a conflict of interest for a student trustee to vote on
6 matters pertaining to students generally, such as tuition and
7 fees. However, it shall be a conflict of interest for a student
8 trustee to vote on faculty member tenure or promotion. For the
9 purposes of this Section, a student member shall not be deemed
10 to have a direct conflict of interest in and may vote on any
11 item involving the employment or compensation of the Chancellor
12 at any campus or the President of the University or the
13 election of officers. Student trustees shall be chosen by
14 campus-wide student election, and the student trustee
15 designated by the Governor to possess a legally binding vote
16 shall be one of the students selected by this method. A student
17 trustee who does not possess a legally binding vote on a
18 measure at a meeting of the Board or any of its committees
19 shall not be considered a trustee for the purpose of
20 determining whether a quorum is present at the time that
21 measure is voted upon. To be eligible for selection as a
22 student trustee and to be eligible to remain as a voting or
23 nonvoting student trustee, a student trustee must be a resident
24 of this State, must have and maintain a grade point average
25 that is equivalent to at least 2.5 on a 4.0 scale, and must be a
26 full time student enrolled at all times during his or her term

1 of office except for that part of the term which follows the
2 completion of the last full regular semester of an academic
3 year and precedes the first full regular semester of the
4 succeeding academic year at the University (sometimes commonly
5 referred to as the summer session or summer school). If a
6 voting or nonvoting student trustee fails to continue to meet
7 or maintain the residency, minimum grade point average, or
8 enrollment requirement established by this Section, his or her
9 membership on the Board shall be deemed to have terminated by
10 operation of law. The University may not use residency for
11 tuition purposes as a factor in making the determination that a
12 student is or is not a resident of this State. In order to
13 determine residency for a student trustee, the student must
14 provide evidence of the student's Illinois domicile for at
15 least the previous 6 months and at least one of the following:
16 ~~The following factors shall positively demonstrate residency~~
17 ~~in this State for the purposes of the residency requirement for~~
18 ~~student trustees and candidates for student trustee:~~

19 ~~(1) evidence of the student's Illinois domicile for at~~
20 ~~least the previous 6 months;~~

21 (1) ~~(2)~~ evidence of the student's current, valid
22 Illinois driver's license or Illinois Identification Card;
23 or and

24 (2) ~~(3)~~ evidence of the student's valid Illinois voter
25 registration.

26 Evidence ~~A positive demonstration~~ of residency in this State

1 for student trustees and candidates for student trustees under
2 this Section does not apply to residency requirements for
3 tuition purposes.

4 If a voting student trustee resigns or otherwise ceases to
5 serve on the Board, the Governor shall, within 30 days,
6 designate one of the remaining student trustees to possess the
7 right to cast a legally binding vote for the remainder of his
8 or her term. If a nonvoting student trustee resigns or
9 otherwise ceases to serve on the Board, the chief executive of
10 the student government from that campus shall, within 30 days,
11 select a new nonvoting student trustee to serve for the
12 remainder of the term.

13 No more than 5 of the 9 appointed trustees shall be
14 affiliated with the same political party. Each trustee
15 appointed by the Governor must be a resident of this State. A
16 failure to meet or maintain this residency requirement
17 constitutes a resignation from and creates a vacancy in the
18 Board. The term of office of each appointed trustee shall be 6
19 years from the third Monday in January of each odd numbered
20 year. The regular terms of office of the appointed trustees
21 shall be staggered so that 3 terms expire in each odd-numbered
22 year.

23 Vacancies for appointed trustees shall be filled for the
24 unexpired term in the same manner as original appointments. If
25 a vacancy in membership occurs at a time when the Senate is not
26 in session, the Governor shall make temporary appointments

1 until the next meeting of the Senate, when he shall appoint
2 persons to fill such memberships for the remainder of their
3 respective terms. If the Senate is not in session when
4 appointments for a full term are made, appointments shall be
5 made as in the case of vacancies.

6 No action of the board shall be invalidated by reason of
7 any vacancies on the board, or by reason of any failure to
8 select student trustees.

9 (Source: P.A. 98-778, eff. 7-21-14; 99-734, eff. 8-5-16.)

10 Section 99. Effective date. This Act takes effect January
11 1, 2020.