



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB1907

Introduced 2/15/2019, by Sen. Cristina Castro

SYNOPSIS AS INTRODUCED:

110 ILCS 305/7e-5
110 ILCS 520/8d-5
110 ILCS 660/5-88
110 ILCS 665/10-88
110 ILCS 670/15-88
110 ILCS 675/20-88
110 ILCS 680/25-88
110 ILCS 685/30-88
110 ILCS 690/35-88
110 ILCS 805/6-4
110 ILCS 805/6-4a

from Ch. 122, par. 106-4

Amends various Acts relating to the governance of public universities and community colleges in Illinois. With regard to in-state tuition charges, provides that, beginning with the 2019-2020 academic year, per the federal requirements for maintaining approval for veterans' education benefits, if a person who is on active military duty or is receiving veterans' education benefits, then the board of trustees of each university or community college shall deem that person an Illinois resident for tuition purposes for any academic quarter, semester, or term, as applicable. Effective immediately.

LRB101 11069 AXK 56274 b

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 University of Illinois Act is amended by
5 changing Section 7e-5 as follows:

6 (110 ILCS 305/7e-5)

7 Sec. 7e-5. In-state tuition charge.

8 (a) Notwithstanding any other provision of law to the
9 contrary, for tuition purposes, the Board of Trustees shall
10 deem an individual an Illinois resident, until the individual
11 establishes a residence outside of this State, if all of the
12 following conditions are met:

13 (1) The individual resided with his or her parent or
14 guardian while attending a public or private high school in
15 this State.

16 (2) The individual graduated from a public or private
17 high school or received the equivalent of a high school
18 diploma in this State.

19 (3) The individual attended school in this State for at
20 least 3 years as of the date the individual graduated from
21 high school or received the equivalent of a high school
22 diploma.

23 (4) The individual registers as an entering student in

1 the University not earlier than the 2003 fall semester.

2 (5) In the case of an individual who is not a citizen
3 or a permanent resident of the United States, the
4 individual provides the University with an affidavit
5 stating that the individual will file an application to
6 become a permanent resident of the United States at the
7 earliest opportunity the individual is eligible to do so.

8 This subsection (a) applies only to tuition for a term or
9 semester that begins on or after May 20, 2003 (the effective
10 date of Public Act 93-7). Any revenue lost by the University in
11 implementing this subsection (a) shall be absorbed by the
12 University Income Fund.

13 (b) If a person is on active military duty and stationed in
14 Illinois, then the Board of Trustees shall deem that person and
15 any of his or her dependents Illinois residents for tuition
16 purposes. Beginning with the 2009-2010 academic year, if a
17 person is on active military duty and is stationed out of
18 State, but he or she was stationed in this State for at least 3
19 years immediately prior to being reassigned out of State, then
20 the Board of Trustees shall deem that person and any of his or
21 her dependents Illinois residents for tuition purposes, as long
22 as that person or his or her dependent (i) applies for
23 admission to the University within 18 months of the person on
24 active military duty being reassigned or (ii) remains
25 continuously enrolled at the University. Beginning with the
26 2013-2014 academic year, if a person is utilizing benefits

1 under the federal Post-9/11 Veterans Educational Assistance
2 Act of 2008 or any subsequent variation of that Act, then the
3 Board of Trustees shall deem that person an Illinois resident
4 for tuition purposes. Beginning with the 2015-2016 academic
5 year, if a person is utilizing benefits under the federal
6 All-Volunteer Force Educational Assistance Program, then the
7 Board of Trustees shall deem that person an Illinois resident
8 for tuition purposes. Beginning with the 2019-2020 academic
9 year, per the federal requirements for maintaining approval for
10 veterans' education benefits under 38 U.S.C. 3679(c), if a
11 person is on active military duty or is receiving veterans'
12 education benefits, then the Board of Trustees shall deem that
13 person an Illinois resident for tuition purposes for any
14 academic quarter, semester, or term, as applicable.

15 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

16 Section 10. The Southern Illinois University Management
17 Act is amended by changing Section 8d-5 as follows:

18 (110 ILCS 520/8d-5)

19 Sec. 8d-5. In-state tuition charge.

20 (a) Notwithstanding any other provision of law to the
21 contrary, for tuition purposes, the Board shall deem an
22 individual an Illinois resident, until the individual
23 establishes a residence outside of this State, if all of the
24 following conditions are met:

1 (1) The individual resided with his or her parent or
2 guardian while attending a public or private high school in
3 this State.

4 (2) The individual graduated from a public or private
5 high school or received the equivalent of a high school
6 diploma in this State.

7 (3) The individual attended school in this State for at
8 least 3 years as of the date the individual graduated from
9 high school or received the equivalent of a high school
10 diploma.

11 (4) The individual registers as an entering student in
12 the University not earlier than the 2003 fall semester.

13 (5) In the case of an individual who is not a citizen
14 or a permanent resident of the United States, the
15 individual provides the University with an affidavit
16 stating that the individual will file an application to
17 become a permanent resident of the United States at the
18 earliest opportunity the individual is eligible to do so.

19 This subsection (a) applies only to tuition for a term or
20 semester that begins on or after May 20, 2003 (the effective
21 date of Public Act 93-7). Any revenue lost by the University in
22 implementing this subsection (a) shall be absorbed by the
23 University Income Fund.

24 (b) If a person is on active military duty and stationed in
25 Illinois, then the Board shall deem that person and any of his
26 or her dependents Illinois residents for tuition purposes.

1 Beginning with the 2009-2010 academic year, if a person is on
2 active military duty and is stationed out of State, but he or
3 she was stationed in this State for at least 3 years
4 immediately prior to being reassigned out of State, then the
5 Board shall deem that person and any of his or her dependents
6 Illinois residents for tuition purposes, as long as that person
7 or his or her dependent (i) applies for admission to the
8 University within 18 months of the person on active military
9 duty being reassigned or (ii) remains continuously enrolled at
10 the University. Beginning with the 2013-2014 academic year, if
11 a person is utilizing benefits under the federal Post-9/11
12 Veterans Educational Assistance Act of 2008 or any subsequent
13 variation of that Act, then the Board shall deem that person an
14 Illinois resident for tuition purposes. Beginning with the
15 2015-2016 academic year, if a person is utilizing benefits
16 under the federal All-Volunteer Force Educational Assistance
17 Program, then the Board shall deem that person an Illinois
18 resident for tuition purposes. Beginning with the 2019-2020
19 academic year, per the federal requirements for maintaining
20 approval for veterans' education benefits under 38 U.S.C.
21 3679(c), if a person is on active military duty or is receiving
22 veterans' education benefits, then the Board of Trustees shall
23 deem that person an Illinois resident for tuition purposes for
24 any academic quarter, semester, or term, as applicable.

25 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

1 Section 15. The Chicago State University Law is amended by
2 changing Section 5-88 as follows:

3 (110 ILCS 660/5-88)

4 Sec. 5-88. In-state tuition charge.

5 (a) Notwithstanding any other provision of law to the
6 contrary, for tuition purposes, the Board shall deem an
7 individual an Illinois resident, until the individual
8 establishes a residence outside of this State, if all of the
9 following conditions are met:

10 (1) The individual resided with his or her parent or
11 guardian while attending a public or private high school in
12 this State.

13 (2) The individual graduated from a public or private
14 high school or received the equivalent of a high school
15 diploma in this State.

16 (3) The individual attended school in this State for at
17 least 3 years as of the date the individual graduated from
18 high school or received the equivalent of a high school
19 diploma.

20 (4) The individual registers as an entering student in
21 the University not earlier than the 2003 fall semester.

22 (5) In the case of an individual who is not a citizen
23 or a permanent resident of the United States, the
24 individual provides the University with an affidavit
25 stating that the individual will file an application to

1 become a permanent resident of the United States at the
2 earliest opportunity the individual is eligible to do so.

3 This subsection (a) applies only to tuition for a term or
4 semester that begins on or after May 20, 2003 (the effective
5 date of Public Act 93-7). Any revenue lost by the University in
6 implementing this subsection (a) shall be absorbed by the
7 University Income Fund.

8 (b) If a person is on active military duty and stationed in
9 Illinois, then the Board shall deem that person and any of his
10 or her dependents Illinois residents for tuition purposes.
11 Beginning with the 2009-2010 academic year, if a person is on
12 active military duty and is stationed out of State, but he or
13 she was stationed in this State for at least 3 years
14 immediately prior to being reassigned out of State, then the
15 Board shall deem that person and any of his or her dependents
16 Illinois residents for tuition purposes, as long as that person
17 or his or her dependent (i) applies for admission to the
18 University within 18 months of the person on active military
19 duty being reassigned or (ii) remains continuously enrolled at
20 the University. Beginning with the 2013-2014 academic year, if
21 a person is utilizing benefits under the federal Post-9/11
22 Veterans Educational Assistance Act of 2008 or any subsequent
23 variation of that Act, then the Board shall deem that person an
24 Illinois resident for tuition purposes. Beginning with the
25 2015-2016 academic year, if a person is utilizing benefits
26 under the federal All-Volunteer Force Educational Assistance

1 Program, then the Board shall deem that person an Illinois
2 resident for tuition purposes. Beginning with the 2019-2020
3 academic year, per the federal requirements for maintaining
4 approval for veterans' education benefits under 38 U.S.C.
5 3679(c), if a person is on active military duty or is receiving
6 veterans' education benefits, then the Board of Trustees shall
7 deem that person an Illinois resident for tuition purposes for
8 any academic quarter, semester, or term, as applicable.

9 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

10 Section 20. The Eastern Illinois University Law is amended
11 by changing Section 10-88 as follows:

12 (110 ILCS 665/10-88)

13 Sec. 10-88. In-state tuition charge.

14 (a) Notwithstanding any other provision of law to the
15 contrary, for tuition purposes, the Board shall deem an
16 individual an Illinois resident, until the individual
17 establishes a residence outside of this State, if all of the
18 following conditions are met:

19 (1) The individual resided with his or her parent or
20 guardian while attending a public or private high school in
21 this State.

22 (2) The individual graduated from a public or private
23 high school or received the equivalent of a high school
24 diploma in this State.

1 (3) The individual attended school in this State for at
2 least 3 years as of the date the individual graduated from
3 high school or received the equivalent of a high school
4 diploma.

5 (4) The individual registers as an entering student in
6 the University not earlier than the 2003 fall semester.

7 (5) In the case of an individual who is not a citizen
8 or a permanent resident of the United States, the
9 individual provides the University with an affidavit
10 stating that the individual will file an application to
11 become a permanent resident of the United States at the
12 earliest opportunity the individual is eligible to do so.

13 This subsection (a) applies only to tuition for a term or
14 semester that begins on or after May 20, 2003 (the effective
15 date of Public Act 93-7). Any revenue lost by the University in
16 implementing this subsection (a) shall be absorbed by the
17 University Income Fund.

18 (b) If a person is on active military duty and stationed in
19 Illinois, then the Board shall deem that person and any of his
20 or her dependents Illinois residents for tuition purposes.
21 Beginning with the 2009-2010 academic year, if a person is on
22 active military duty and is stationed out of State, but he or
23 she was stationed in this State for at least 3 years
24 immediately prior to being reassigned out of State, then the
25 Board shall deem that person and any of his or her dependents
26 Illinois residents for tuition purposes, as long as that person

1 or his or her dependent (i) applies for admission to the
2 University within 18 months of the person on active military
3 duty being reassigned or (ii) remains continuously enrolled at
4 the University. Beginning with the 2013-2014 academic year, if
5 a person is utilizing benefits under the federal Post-9/11
6 Veterans Educational Assistance Act of 2008 or any subsequent
7 variation of that Act, then the Board shall deem that person an
8 Illinois resident for tuition purposes. Beginning with the
9 2015-2016 academic year, if a person is utilizing benefits
10 under the federal All-Volunteer Force Educational Assistance
11 Program, then the Board shall deem that person an Illinois
12 resident for tuition purposes. Beginning with the 2019-2020
13 academic year, per the federal requirements for maintaining
14 approval for veterans' education benefits under 38 U.S.C.
15 3679(c), if a person is on active military duty or is receiving
16 veterans' education benefits, then the Board of Trustees shall
17 deem that person an Illinois resident for tuition purposes for
18 any academic quarter, semester, or term, as applicable.

19 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

20 Section 25. The Governors State University Law is amended
21 by changing Section 15-88 as follows:

22 (110 ILCS 670/15-88)

23 Sec. 15-88. In-state tuition charge.

24 (a) Notwithstanding any other provision of law to the

1 contrary, for tuition purposes, the Board shall deem an
2 individual an Illinois resident, until the individual
3 establishes a residence outside of this State, if all of the
4 following conditions are met:

5 (1) The individual resided with his or her parent or
6 guardian while attending a public or private high school in
7 this State.

8 (2) The individual graduated from a public or private
9 high school or received the equivalent of a high school
10 diploma in this State.

11 (3) The individual attended school in this State for at
12 least 3 years as of the date the individual graduated from
13 high school or received the equivalent of a high school
14 diploma.

15 (4) The individual registers as an entering student in
16 the University not earlier than the 2003 fall semester.

17 (5) In the case of an individual who is not a citizen
18 or a permanent resident of the United States, the
19 individual provides the University with an affidavit
20 stating that the individual will file an application to
21 become a permanent resident of the United States at the
22 earliest opportunity the individual is eligible to do so.

23 This subsection (a) applies only to tuition for a term or
24 semester that begins on or after May 20, 2003 (the effective
25 date of Public Act 93-7). Any revenue lost by the University in
26 implementing this subsection (a) shall be absorbed by the

1 University Income Fund.

2 (b) If a person is on active military duty and stationed in
3 Illinois, then the Board shall deem that person and any of his
4 or her dependents Illinois residents for tuition purposes.
5 Beginning with the 2009-2010 academic year, if a person is on
6 active military duty and is stationed out of State, but he or
7 she was stationed in this State for at least 3 years
8 immediately prior to being reassigned out of State, then the
9 Board shall deem that person and any of his or her dependents
10 Illinois residents for tuition purposes, as long as that person
11 or his or her dependent (i) applies for admission to the
12 University within 18 months of the person on active military
13 duty being reassigned or (ii) remains continuously enrolled at
14 the University. Beginning with the 2013-2014 academic year, if
15 a person is utilizing benefits under the federal Post-9/11
16 Veterans Educational Assistance Act of 2008 or any subsequent
17 variation of that Act, then the Board shall deem that person an
18 Illinois resident for tuition purposes. Beginning with the
19 2015-2016 academic year, if a person is utilizing benefits
20 under the federal All-Volunteer Force Educational Assistance
21 Program, then the Board shall deem that person an Illinois
22 resident for tuition purposes. Beginning with the 2019-2020
23 academic year, per the federal requirements for maintaining
24 approval for veterans' education benefits under 38 U.S.C.
25 3679(c), if a person is on active military duty or is receiving
26 veterans' education benefits, then the Board of Trustees shall

1 deem that person an Illinois resident for tuition purposes for
2 any academic quarter, semester, or term, as applicable.

3 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

4 Section 30. The Illinois State University Law is amended by
5 changing Section 20-88 as follows:

6 (110 ILCS 675/20-88)

7 Sec. 20-88. In-state tuition charge.

8 (a) Notwithstanding any other provision of law to the
9 contrary, for tuition purposes, the Board shall deem an
10 individual an Illinois resident, until the individual
11 establishes a residence outside of this State, if all of the
12 following conditions are met:

13 (1) The individual resided with his or her parent or
14 guardian while attending a public or private high school in
15 this State.

16 (2) The individual graduated from a public or private
17 high school or received the equivalent of a high school
18 diploma in this State.

19 (3) The individual attended school in this State for at
20 least 3 years as of the date the individual graduated from
21 high school or received the equivalent of a high school
22 diploma.

23 (4) The individual registers as an entering student in
24 the University not earlier than the 2003 fall semester.

1 (5) In the case of an individual who is not a citizen
2 or a permanent resident of the United States, the
3 individual provides the University with an affidavit
4 stating that the individual will file an application to
5 become a permanent resident of the United States at the
6 earliest opportunity the individual is eligible to do so.

7 This subsection (a) applies only to tuition for a term or
8 semester that begins on or after May 20, 2003 (the effective
9 date of Public Act 93-7). Any revenue lost by the University in
10 implementing this subsection (a) shall be absorbed by the
11 University Income Fund.

12 (b) If a person is on active military duty and stationed in
13 Illinois, then the Board shall deem that person and any of his
14 or her dependents Illinois residents for tuition purposes.
15 Beginning with the 2009-2010 academic year, if a person is on
16 active military duty and is stationed out of State, but he or
17 she was stationed in this State for at least 3 years
18 immediately prior to being reassigned out of State, then the
19 Board shall deem that person and any of his or her dependents
20 Illinois residents for tuition purposes, as long as that person
21 or his or her dependent (i) applies for admission to the
22 University within 18 months of the person on active military
23 duty being reassigned or (ii) remains continuously enrolled at
24 the University. Beginning with the 2013-2014 academic year, if
25 a person is utilizing benefits under the federal Post-9/11
26 Veterans Educational Assistance Act of 2008 or any subsequent

1 variation of that Act, then the Board shall deem that person an
2 Illinois resident for tuition purposes. Beginning with the
3 2015-2016 academic year, if a person is utilizing benefits
4 under the federal All-Volunteer Force Educational Assistance
5 Program, then the Board shall deem that person an Illinois
6 resident for tuition purposes. Beginning with the 2015-2016
7 academic year, if a person is utilizing benefits under the
8 federal All-Volunteer Force Educational Assistance Program,
9 then the Board of Trustees shall deem that person an Illinois
10 resident for tuition purposes. Beginning with the 2019-2020
11 academic year, per the federal requirements for maintaining
12 approval for veterans' education benefits under 38 U.S.C.
13 3679(c), if a person is on active military duty or is receiving
14 veterans' education benefits, then the Board of Trustees shall
15 deem that person an Illinois resident for tuition purposes for
16 any academic quarter, semester, or term, as applicable.

17 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

18 Section 35. The Northeastern Illinois University Law is
19 amended by changing Section 25-88 as follows:

20 (110 ILCS 680/25-88)

21 Sec. 25-88. In-state tuition charge.

22 (a) Notwithstanding any other provision of law to the
23 contrary, for tuition purposes, the Board shall deem an
24 individual an Illinois resident, until the individual

1 establishes a residence outside of this State, if all of the
2 following conditions are met:

3 (1) The individual resided with his or her parent or
4 guardian while attending a public or private high school in
5 this State.

6 (2) The individual graduated from a public or private
7 high school or received the equivalent of a high school
8 diploma in this State.

9 (3) The individual attended school in this State for at
10 least 3 years as of the date the individual graduated from
11 high school or received the equivalent of a high school
12 diploma.

13 (4) The individual registers as an entering student in
14 the University not earlier than the 2003 fall semester.

15 (5) In the case of an individual who is not a citizen
16 or a permanent resident of the United States, the
17 individual provides the University with an affidavit
18 stating that the individual will file an application to
19 become a permanent resident of the United States at the
20 earliest opportunity the individual is eligible to do so.

21 This subsection (a) applies only to tuition for a term or
22 semester that begins on or after May 20, 2003 (the effective
23 date of Public Act 93-7). Any revenue lost by the University in
24 implementing this subsection (a) shall be absorbed by the
25 University Income Fund.

26 (b) If a person is on active military duty and stationed in

1 Illinois, then the Board shall deem that person and any of his
2 or her dependents Illinois residents for tuition purposes.
3 Beginning with the 2009-2010 academic year, if a person is on
4 active military duty and is stationed out of State, but he or
5 she was stationed in this State for at least 3 years
6 immediately prior to being reassigned out of State, then the
7 Board shall deem that person and any of his or her dependents
8 Illinois residents for tuition purposes, as long as that person
9 or his or her dependent (i) applies for admission to the
10 University within 18 months of the person on active military
11 duty being reassigned or (ii) remains continuously enrolled at
12 the University. Beginning with the 2013-2014 academic year, if
13 a person is utilizing benefits under the federal Post-9/11
14 Veterans Educational Assistance Act of 2008 or any subsequent
15 variation of that Act, then the Board shall deem that person an
16 Illinois resident for tuition purposes. Beginning with the
17 2015-2016 academic year, if a person is utilizing benefits
18 under the federal All-Volunteer Force Educational Assistance
19 Program, then the Board shall deem that person an Illinois
20 resident for tuition purposes. Beginning with the 2019-2020
21 academic year, per the federal requirements for maintaining
22 approval for veterans' education benefits under 38 U.S.C.
23 3679(c), if a person is on active military duty or is receiving
24 veterans' education benefits, then the Board of Trustees shall
25 deem that person an Illinois resident for tuition purposes for
26 any academic quarter, semester, or term, as applicable.

1 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

2 Section 40. The Northern Illinois University Law is amended
3 by changing Section 30-88 as follows:

4 (110 ILCS 685/30-88)

5 Sec. 30-88. In-state tuition charge.

6 (a) Notwithstanding any other provision of law to the
7 contrary, for tuition purposes, the Board shall deem an
8 individual an Illinois resident, until the individual
9 establishes a residence outside of this State, if all of the
10 following conditions are met:

11 (1) The individual resided with his or her parent or
12 guardian while attending a public or private high school in
13 this State.

14 (2) The individual graduated from a public or private
15 high school or received the equivalent of a high school
16 diploma in this State.

17 (3) The individual attended school in this State for at
18 least 3 years as of the date the individual graduated from
19 high school or received the equivalent of a high school
20 diploma.

21 (4) The individual registers as an entering student in
22 the University not earlier than the 2003 fall semester.

23 (5) In the case of an individual who is not a citizen
24 or a permanent resident of the United States, the

1 individual provides the University with an affidavit
2 stating that the individual will file an application to
3 become a permanent resident of the United States at the
4 earliest opportunity the individual is eligible to do so.

5 This subsection (a) applies only to tuition for a term or
6 semester that begins on or after May 20, 2003 (the effective
7 date of Public Act 93-7). Any revenue lost by the University in
8 implementing this subsection (a) shall be absorbed by the
9 University Income Fund.

10 (b) If a person is on active military duty and stationed in
11 Illinois, then the Board shall deem that person and any of his
12 or her dependents Illinois residents for tuition purposes.
13 Beginning with the 2009-2010 academic year, if a person is on
14 active military duty and is stationed out of State, but he or
15 she was stationed in this State for at least 3 years
16 immediately prior to being reassigned out of State, then the
17 Board shall deem that person and any of his or her dependents
18 Illinois residents for tuition purposes, as long as that person
19 or his or her dependent (i) applies for admission to the
20 University within 18 months of the person on active military
21 duty being reassigned or (ii) remains continuously enrolled at
22 the University. Beginning with the 2013-2014 academic year, if
23 a person is utilizing benefits under the federal Post-9/11
24 Veterans Educational Assistance Act of 2008 or any subsequent
25 variation of that Act, then the Board shall deem that person an
26 Illinois resident for tuition purposes. Beginning with the

1 2015-2016 academic year, if a person is utilizing benefits
2 under the federal All-Volunteer Force Educational Assistance
3 Program, then the Board shall deem that person an Illinois
4 resident for tuition purposes. Beginning with the 2019-2020
5 academic year, per the federal requirements for maintaining
6 approval for veterans' education benefits under 38 U.S.C.
7 3679(c), if a person is on active military duty or is receiving
8 veterans' education benefits, then the Board of Trustees shall
9 deem that person an Illinois resident for tuition purposes for
10 any academic quarter, semester, or term, as applicable.

11 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

12 Section 45. The Western Illinois University Law is amended
13 by changing Section 35-88 as follows:

14 (110 ILCS 690/35-88)

15 Sec. 35-88. In-state tuition charge.

16 (a) Notwithstanding any other provision of law to the
17 contrary, for tuition purposes, the Board shall deem an
18 individual an Illinois resident, until the individual
19 establishes a residence outside of this State, if all of the
20 following conditions are met:

21 (1) The individual resided with his or her parent or
22 guardian while attending a public or private high school in
23 this State.

24 (2) The individual graduated from a public or private

1 high school or received the equivalent of a high school
2 diploma in this State.

3 (3) The individual attended school in this State for at
4 least 3 years as of the date the individual graduated from
5 high school or received the equivalent of a high school
6 diploma.

7 (4) The individual registers as an entering student in
8 the University not earlier than the 2003 fall semester.

9 (5) In the case of an individual who is not a citizen
10 or a permanent resident of the United States, the
11 individual provides the University with an affidavit
12 stating that the individual will file an application to
13 become a permanent resident of the United States at the
14 earliest opportunity the individual is eligible to do so.

15 This subsection (a) applies only to tuition for a term or
16 semester that begins on or after May 20, 2003 (the effective
17 date of Public Act 93-7). Any revenue lost by the University in
18 implementing this subsection (a) shall be absorbed by the
19 University Income Fund.

20 (b) If a person is on active military duty and stationed in
21 Illinois, then the Board shall deem that person and any of his
22 or her dependents Illinois residents for tuition purposes.
23 Beginning with the 2009-2010 academic year, if a person is on
24 active military duty and is stationed out of State, but he or
25 she was stationed in this State for at least 3 years
26 immediately prior to being reassigned out of State, then the

1 Board shall deem that person and any of his or her dependents
2 Illinois residents for tuition purposes, as long as that person
3 or his or her dependent (i) applies for admission to the
4 University within 18 months of the person on active military
5 duty being reassigned or (ii) remains continuously enrolled at
6 the University. Beginning with the 2013-2014 academic year, if
7 a person is utilizing benefits under the federal Post-9/11
8 Veterans Educational Assistance Act of 2008 or any subsequent
9 variation of that Act, then the Board shall deem that person an
10 Illinois resident for tuition purposes. Beginning with the
11 2015-2016 academic year, if a person is utilizing benefits
12 under the federal All-Volunteer Force Educational Assistance
13 Program, then the Board shall deem that person an Illinois
14 resident for tuition purposes. Beginning with the 2019-2020
15 academic year, per the federal requirements for maintaining
16 approval for veterans' education benefits under 38 U.S.C.
17 3679(c), if a person is on active military duty or is receiving
18 veterans' education benefits, then the Board of Trustees shall
19 deem that person an Illinois resident for tuition purposes for
20 any academic quarter, semester, or term, as applicable.

21 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

22 Section 50. The Public Community College Act is amended by
23 changing Sections 6-4 and 6-4a as follows:

24 (110 ILCS 805/6-4) (from Ch. 122, par. 106-4)

1 Sec. 6-4. Variable rates and fees. Any community college
2 district, by resolution of the board, may establish variable
3 tuition rates and fees for students attending its college in an
4 amount not to exceed 1/3 of the per capita cost as defined in
5 Section 6-2, provided that voluntary contributions, as defined
6 in Section 65 of the Higher Education Student Assistance Act,
7 shall not be included in any calculation of community college
8 tuition and fee rates for the purpose of this Section.
9 Beginning with the 2013-2014 academic year, if a person is
10 utilizing benefits under the federal Post-9/11 Veterans
11 Educational Assistance Act of 2008 or any subsequent variation
12 of that Act, then the board shall deem that person an
13 in-district resident for tuition purposes. Beginning with the
14 2015-2016 academic year, if a person is utilizing benefits
15 under the federal All-Volunteer Force Educational Assistance
16 Program, then the board shall deem that person an in-district
17 resident for tuition purposes. Beginning with the 2019-2020
18 academic year, per the federal requirements for maintaining
19 approval for veterans' education benefits under 38 U.S.C.
20 3679(c), if a person is on active military duty or is receiving
21 veterans' education benefits, then the board shall deem that
22 person an Illinois resident for tuition purposes for any
23 academic quarter, semester, or term, as applicable.

24 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

1 Sec. 6-4a. In-state tuition charge.

2 (a) Notwithstanding any other provision of law to the
3 contrary, for tuition purposes, a board shall deem an
4 individual an Illinois resident, until the individual
5 establishes a residence outside of this State, if all of the
6 following conditions are met:

7 (1) The individual resided with his or her parent or
8 guardian while attending a public or private high school in
9 this State.

10 (2) The individual graduated from a public or private
11 high school or received the equivalent of a high school
12 diploma in this State.

13 (3) The individual attended school in this State for at
14 least 3 years as of the date the individual graduated from
15 high school or received the equivalent of a high school
16 diploma.

17 (4) The individual registers as an entering student in
18 the community college not earlier than the 2003 fall
19 semester.

20 (5) In the case of an individual who is not a citizen
21 or a permanent resident of the United States, the
22 individual provides the community college with an
23 affidavit stating that the individual will file an
24 application to become a permanent resident of the United
25 States at the earliest opportunity the individual is
26 eligible to do so.

1 (b) This Section applies only to tuition for a term or
2 semester that begins on or after the effective date of this
3 amendatory Act of the 93rd General Assembly.

4 (c) Beginning with the 2013-2014 academic year, if a person
5 is utilizing benefits under the federal Post-9/11 Veterans
6 Educational Assistance Act of 2008 or any subsequent variation
7 of that Act, then the board shall deem that person an Illinois
8 resident for tuition purposes.

9 (d) Beginning with the 2015-2016 academic year, if a person
10 is utilizing benefits under the federal All-Volunteer Force
11 Educational Assistance Program, then the board shall deem that
12 person an Illinois resident for tuition purposes.

13 (e) Beginning with the 2019-2020 academic year, per the
14 federal requirements for maintaining approval for veterans'
15 education benefits under 38 U.S.C. 3679(c), if a person is on
16 active military duty or is receiving veterans' education
17 benefits, then the board shall deem that person an Illinois
18 resident for tuition purposes for any academic quarter,
19 semester, or term, as applicable.

20 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

21 Section 99. Effective date. This Act takes effect upon
22 becoming law.