



Sen. Laura Fine

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LRB103 05883 RJT 58033 a

1 AMENDMENT TO SENATE BILL 99

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 99 by replacing  
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the  
5 Removing Barriers to Higher Education Success Act.

6 Section 5. Definition. For purposes of this Act, "public  
7 institution of higher education" means the University of  
8 Illinois, Southern Illinois University, Chicago State  
9 University, Eastern Illinois University, Governors State  
10 University, Illinois State University, Northeastern Illinois  
11 University, Northern Illinois University, Western Illinois  
12 University, a public community college of this State, or any  
13 other public university, college, or community college now or  
14 hereafter established or authorized by the General Assembly.

15 Section 10. Students with disabilities policy and

1 documentation; dissemination of information.

2 (a) Each public institution of higher education shall  
3 adopt a policy that makes any of the documentation described  
4 in subsection (b) submitted by an enrolled or admitted student  
5 sufficient to establish that the student is an individual with  
6 a disability.

7 (b) The policy adopted under subsection (a) must provide  
8 that any of the following documentation submitted by an  
9 enrolled or admitted student is sufficient to establish that  
10 the student is an individual with a disability:

11 (1) Documentation that the individual has had an  
12 individualized education program (IEP) in accordance with  
13 Section 614(d) of the federal Individuals with  
14 Disabilities Education Act. The public institution of  
15 higher education may request additional documentation from  
16 an individual who has had an IEP if the IEP was not in  
17 effect immediately prior to the date when the individual  
18 exited high school.

19 (2) Documentation that the individual has received  
20 services or accommodations provided to the individual  
21 under a Section 504 plan provided to the individual  
22 pursuant to Section 504 of the federal Rehabilitation Act  
23 of 1973. The public institution of higher education may  
24 request additional documentation from an individual who  
25 has received services or accommodations provided to the  
26 individual under a Section 504 plan if the Section 504

1 plan was not in effect immediately prior to the date when  
2 the individual exited high school.

3 (3) Documentation of a plan or record of service for  
4 the individual from a private school, a local educational  
5 agency, a State educational agency, or an institution of  
6 higher education provided under a Section 504 plan  
7 pursuant to Section 504 of the federal Rehabilitation Act  
8 of 1973 or in accordance with the federal Americans with  
9 Disabilities Act of 1990.

10 (4) A record or evaluation from a relevant licensed  
11 professional finding that the individual has a disability.

12 (5) A plan or record of disability from another  
13 institution of higher education.

14 (6) Documentation of a disability due to military  
15 service in the uniformed services.

16 (c) The policy adopted under subsection (a) must be  
17 transparent and explicit regarding information about the  
18 process by which the public institution of higher education  
19 determines eligibility for accommodations for an individual  
20 with a disability. Each public institution of higher education  
21 shall disseminate such information to students, parents, and  
22 faculty in accessible formats, including during any student  
23 orientation, and make the information readily available on a  
24 public website of the institution.

25 (d) A public institution of higher education may establish  
26 less burdensome criteria than the criteria described in this

1 Section to establish whether an enrolled or admitted student  
2 is an individual with a disability.

3 Section 15. Establishment of reasonable accommodation. A  
4 public institution of higher education shall engage in an  
5 interactive process to establish a reasonable accommodation,  
6 including requesting additional documentation, if needed, for  
7 an individual pursuant to Section 504 of the federal  
8 Rehabilitation Act of 1973 and the federal Americans with  
9 Disabilities Act of 1990.

10 Section 90. Construction with federal law. Nothing in this  
11 Act shall be construed to conflict with the terms "reasonable  
12 accommodation" and "record of such an impairment" under the  
13 federal Americans with Disabilities Act of 1990 or the rights  
14 or remedies provided under the federal Americans with  
15 Disabilities Act of 1990."