



## 93RD GENERAL ASSEMBLY

### State of Illinois

### 2003 and 2004

Introduced 02/09/04, by Richard P. Myers

#### SYNOPSIS AS INTRODUCED:

110 ILCS 690/35-45

Amends the Western Illinois University Law. Makes a technical change in a Section concerning the powers and duties of the Board of Trustees.

LRB093 18891 NHT 44626 b

1 AN ACT relating to higher education.

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

4 Section 5. The Western Illinois University Law is amended  
5 by changing Section 35-45 as follows:

6 (110 ILCS 690/35-45)

7 Sec. 35-45. Powers and duties. The Board also shall have  
8 the power and it shall be its duty:

9 (1) To make rules, regulations and bylaws, not inconsistent  
10 with law, for the government and management of Western Illinois  
11 University and its branches;

12 (2) To employ, and, for good cause, to remove a President  
13 of Western Illinois University, and all necessary deans,  
14 professors, associate professors, assistant professors,  
15 instructors, other educational and administrative assistants,  
16 and all other necessary employees, and to prescribe their  
17 duties and contract with them upon matters relating to tenure,  
18 salaries and retirement benefits in accordance with the State  
19 Universities Civil Service Act. Whenever the Board establishes  
20 a search committee to fill the position of President of Western  
21 Illinois University, there shall be minority representation,  
22 including women, on that search committee. The Board shall,  
23 upon the written request of an employee of Western Illinois  
24 University, withhold from the compensation of that employee any  
25 dues, payments or contributions payable by such employee to any  
26 labor organization as defined in the Illinois Educational Labor  
27 Relations Act. Under such arrangement, an amount shall be  
28 withheld from each regular payroll period which is equal to the  
29 pro rata share of the annual dues plus any payments or  
30 contributions, and the Board shall transmit such withholdings  
31 to the specified labor organization within 10 working days from  
32 the time of the withholding;

1           (3) To prescribe the courses of study to be followed, and  
2 textbooks and apparatus to be used at Western Illinois  
3 University;

4           (4) To issue upon the recommendation of the faculty,  
5 diplomas to such persons as have satisfactorily completed the  
6 required studies of Western Illinois University, and confer  
7 such professional and literary degrees as are usually conferred  
8 by other institutions of like character for similar or  
9 equivalent courses of study, or such as the Board may deem  
10 appropriate;

11           (5) To examine into the conditions, management, and  
12 administration of Western Illinois University, to provide the  
13 requisite buildings, apparatus, equipment and auxiliary  
14 enterprises, and to fix and collect matriculation fees; tuition  
15 fees; fees for student activities; fees for student facilities  
16 such as student union buildings or field houses or stadia or  
17 other recreational facilities; student welfare fees;  
18 laboratory fees; and similar fees for supplies and materials.  
19 The expense of the building, improving, repairing and supplying  
20 fuel and furniture and the necessary appliances and apparatus  
21 for conducting Western Illinois University, the reimbursed  
22 expenses of members of the Board, and the salaries or  
23 compensation of the President, assistants, agents and other  
24 employees of Western Illinois University, shall be a charge  
25 upon the State Treasury. All other expenses shall be chargeable  
26 against students, and the Board shall regulate the charges  
27 accordingly;

28           (6) To succeed to and to administer all trusts, trust  
29 property, and gifts now or hereafter belonging or pertaining to  
30 Western Illinois University;

31           (7) To accept endowments of professorships or departments  
32 in Western Illinois University from any person who may proffer  
33 them and, at regular meetings, to prescribe rules and  
34 regulations in relation to endowments and declare on what  
35 general principles they may be accepted;

36           (8) To enter into contracts with the Federal government for

1 providing courses of instruction and other services at Western  
2 Illinois University for persons serving in or with the military  
3 or naval forces of the United States, and to provide such  
4 courses of instruction and other services;

5 (9) To contract with respect to the Cooperative Computer  
6 Center to obtain services related to electronic data  
7 processing;

8 (10) To provide for the receipt and expenditures of Federal  
9 funds paid to Western Illinois University by the Federal  
10 government for instruction and other services for persons  
11 serving in or with the military or naval forces of the United  
12 States, and to provide for audits of such funds;

13 (11) To appoint, subject to the applicable civil service  
14 law, persons to be members of the Western Illinois University  
15 Police Department. Members of the Police Department shall be  
16 conservators of the peace and as such have all powers possessed  
17 by policemen in cities, and sheriffs, including the power to  
18 make arrests on view or warrants of violations of State  
19 statutes, University rules and regulations and city or county  
20 ordinances, except that they may exercise such powers only  
21 within counties wherein Western Illinois University and any of  
22 its branches or properties are located when such is required  
23 for the protection of University properties and interests, and  
24 its students and personnel, and otherwise, within such  
25 counties, when requested by appropriate State or local law  
26 enforcement officials. However, such officers shall have no  
27 power to serve and execute civil processes.

28 The Board must authorize to each member of the Western  
29 Illinois University Police Department and to any other employee  
30 of Western Illinois University exercising the powers of a peace  
31 officer a distinct badge that, on its face, (i) clearly states  
32 that the badge is authorized by Western Illinois University and  
33 (ii) contains a unique identifying number. No other badge shall  
34 be authorized by Western Illinois University;

35 (12) The Board may, directly or in cooperation with other  
36 institutions of higher education, acquire by purchase or lease

1 or otherwise, and construct, enlarge, improve, equip,  
2 complete, operate, control and manage research and high  
3 technology parks, together with the necessary lands,  
4 buildings, facilities, equipment, and personal property  
5 therefor, to encourage and facilitate (i) the location and  
6 development of business and industry in the State of Illinois,  
7 and (ii) the increased application and development of  
8 technology, and (iii) the improvement and development of the  
9 State's economy. The Board may lease to nonprofit corporations  
10 all or any part of the land, buildings, facilities, equipment  
11 or other property included in a research and high technology  
12 park upon such terms and conditions as the Board may deem  
13 advisable and enter into any contract or agreement with such  
14 nonprofit corporations as may be necessary or suitable for the  
15 construction, financing, operation and maintenance and  
16 management of any such park; and may lease to any person, firm,  
17 partnership or corporation, either public or private, any part  
18 or all of the land, building, facilities, equipment or other  
19 property of such park for such purposes and upon such rentals,  
20 terms and conditions as the Board may deem advisable; and may  
21 finance all or part of the cost of any such park, including the  
22 purchase, lease, construction, reconstruction, improvement,  
23 remodeling, addition to, and extension and maintenance of all  
24 or part of such high technology park, and all equipment and  
25 furnishings, by legislative appropriations, government grants,  
26 contracts, private gifts, loans, receipts from the operation of  
27 such high technology park, rentals and similar receipts; and  
28 may make its other facilities and services available to tenants  
29 or other occupants of any such park at rates which are  
30 reasonable and appropriate.

31 (Source: P.A. 91-883, eff. 1-1-01.)