

98TH GENERAL ASSEMBLY State of Illinois 2013 and 2014 HB5590

by Rep. John D. Anthony

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

Amends various Acts relating to the governance of public universities in Illinois. Provides that if a person is a veteran (defined as any person who has been honorably discharged from the United States Armed Forces or any reserve component of the United States Armed Forces or the National Guard of any state, commonwealth, or territory of the United States or the District of Columbia), then the governing board of the university shall deem that person an Illinois resident for tuition purposes even if he or she is not a resident of this State. Effective July 1, 2014.

LRB098 17384 NHT 52482 b

FISCAL NOTE ACT MAY APPLY

1 AN ACT concerning education.

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

- Section 5. The University of Illinois Act is amended by changing Section 7e-5 as follows:
- 6 (110 ILCS 305/7e-5)

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- 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:
 - (1) The individual resided with his or her parent or guardian while attending a public or private high school in this State.
 - (2) The individual graduated from a public or private high school or received the equivalent of a high school diploma in this State.
 - (3) The individual attended school in this State for at least 3 years as of the date the individual graduated from high school or received the equivalent of a high school diploma.
- 23 (4) The individual registers as an entering student in

1 the University not earlier than the 2003 fall semester.

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

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

(b) If a person is on active military duty and stationed in Illinois, then the Board of Trustees shall deem that person and any of his or her dependents Illinois residents for tuition purposes. Beginning with the 2009-2010 academic year, if a person is on active military duty and is stationed out of State, but he or she was stationed in this State for at least 3 years immediately prior to being reassigned out of State, then the Board of Trustees shall deem that person and any of his or her dependents Illinois residents for tuition purposes, as long as that person or his or her dependent (i) applies for admission to the University within 18 months of the person on active military duty being reassigned or (ii) remains continuously enrolled at the University. Beginning with the 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.
- 5 (c) In this subsection (c), "veteran" means any person who
- 6 has been honorably discharged from the United States Armed
- 7 Forces or any reserve component of the United States Armed
- 8 Forces or the National Guard of any state, commonwealth, or
- 9 territory of the United States or the District of Columbia.
- Notwithstanding subsection (b) of this Section, if a person
- is a veteran, then the Board of Trustees shall deem that person
- an Illinois resident for tuition purposes even if he or she is
- 13 not a resident of this State.
- 14 (Source: P.A. 98-306, eff. 8-12-13.)
- 15 Section 10. The Southern Illinois University Management
- Act is amended by changing Section 8d-5 as follows:
- 17 (110 ILCS 520/8d-5)
- 18 Sec. 8d-5. In-state tuition charge.
- 19 (a) Notwithstanding any other provision of law to the
- 20 contrary, for tuition purposes, the Board shall deem an
- 21 individual an Illinois resident, until the individual
- 22 establishes a residence outside of this State, if all of the
- 23 following conditions are met:
- 24 (1) The individual resided with his or her parent or

guardian while attending a public or private high school in this State.

- (2) The individual graduated from a public or private high school or received the equivalent of a high school diploma in this State.
- (3) The individual attended school in this State for at least 3 years as of the date the individual graduated from high school or received the equivalent of a high school diploma.
- (4) The individual registers as an entering student in the University not earlier than the 2003 fall semester.
- (5) In the case of an individual who is not a citizen or a permanent resident of the United States, the individual provides the University with an affidavit stating that the individual will file an application to become a permanent resident of the United States at the earliest opportunity the individual is eligible to do so.

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

(b) If a person is on active military duty and stationed in Illinois, then the Board shall deem that person and any of his or her dependents Illinois residents for tuition purposes. Beginning with the 2009-2010 academic year, if a person is on

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

(c) In this subsection (c), "veteran" means any person who has been honorably discharged from the United States Armed Forces or any reserve component of the United States Armed Forces or the National Guard of any state, commonwealth, or territory of the United States or the District of Columbia.

Notwithstanding subsection (b) of this Section, if a person is a veteran, then the Board shall deem that person an Illinois resident for tuition purposes even if he or she is not a resident of this State.

23 (Source: P.A. 98-306, eff. 8-12-13.)

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

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- (110 ILCS 660/5-88)
- 2 Sec. 5-88. In-state tuition charge.
 - (a) Notwithstanding any other provision of law to the contrary, for tuition purposes, the Board shall deem an individual an Illinois resident, until the individual establishes a residence outside of this State, if all of the following conditions are met:
 - (1) The individual resided with his or her parent or guardian while attending a public or private high school in this State.
 - (2) The individual graduated from a public or private high school or received the equivalent of a high school diploma in this State.
 - (3) The individual attended school in this State for at least 3 years as of the date the individual graduated from high school or received the equivalent of a high school diploma.
 - (4) The individual registers as an entering student in the University not earlier than the 2003 fall semester.
 - (5) In the case of an individual who is not a citizen or a permanent resident of the United States, the individual provides the University with an affidavit stating that the individual will file an application to become a permanent resident of the United States at the earliest opportunity the individual is eligible to do so.

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

- (b) If a person is on active military duty and stationed in Illinois, then the Board shall deem that person and any of his or her dependents Illinois residents for tuition purposes. Beginning with the 2009-2010 academic year, if a person is on active military duty and is stationed out of State, but he or she was stationed in this State for at least 3 years immediately prior to being reassigned out of State, then the Board shall deem that person and any of his or her dependents Illinois residents for tuition purposes, as long as that person or his or her dependent (i) applies for admission to the University within 18 months of the person on active military duty being reassigned or (ii) remains continuously enrolled at the University. Beginning with the 2013-2014 academic year, if a person is utilizing benefits under the federal Post-9/11 Veterans Educational Assistance Act of 2008 or any subsequent variation of that Act, then the Board shall deem that person an Illinois resident for tuition purposes.
- (c) In this subsection (c), "veteran" means any person who has been honorably discharged from the United States Armed Forces or any reserve component of the United States Armed Forces or the National Guard of any state, commonwealth, or

- 1 territory of the United States or the District of Columbia.
- 2 Notwithstanding subsection (b) of this Section, if a person
- 3 is a veteran, then the Board shall deem that person an Illinois
- 4 resident for tuition purposes even if he or she is not a
- 5 resident of this State.
- 6 (Source: P.A. 98-306, eff. 8-12-13.)
- 7 Section 20. The Eastern Illinois University Law is amended
- 8 by changing Section 10-88 as follows:
- 9 (110 ILCS 665/10-88)
- 10 Sec. 10-88. In-state tuition charge.
- 11 (a) Notwithstanding any other provision of law to the
- 12 contrary, for tuition purposes, the Board shall deem an
- 13 individual an Illinois resident, until the individual
- 14 establishes a residence outside of this State, if all of the
- 15 following conditions are met:
- 16 (1) The individual resided with his or her parent or
- 17 guardian while attending a public or private high school in
- this State.
- 19 (2) The individual graduated from a public or private
- 20 high school or received the equivalent of a high school
- 21 diploma in this State.
- 22 (3) The individual attended school in this State for at
- least 3 years as of the date the individual graduated from
- 24 high school or received the equivalent of a high school

diploma.

- (4) The individual registers as an entering student in the University not earlier than the 2003 fall semester.
- (5) In the case of an individual who is not a citizen or a permanent resident of the United States, the individual provides the University with an affidavit stating that the individual will file an application to become a permanent resident of the United States at the earliest opportunity the individual is eligible to do so.

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

(b) If a person is on active military duty and stationed in Illinois, then the Board shall deem that person and any of his or her dependents Illinois residents for tuition purposes. Beginning with the 2009-2010 academic year, if a person is on active military duty and is stationed out of State, but he or she was stationed in this State for at least 3 years immediately prior to being reassigned out of State, then the Board shall deem that person and any of his or her dependents Illinois residents for tuition purposes, as long as that person or his or her dependent (i) applies for admission to the University within 18 months of the person on active military duty being reassigned or (ii) remains continuously enrolled at

- 1 the University. Beginning with the 2013-2014 academic year, if
- 2 a person is utilizing benefits under the federal Post-9/11
- 3 Veterans Educational Assistance Act of 2008 or any subsequent
- 4 variation of that Act, then the Board shall deem that person an
- 5 Illinois resident for tuition purposes.
- 6 (c) In this subsection (c), "veteran" means any person who
- 7 <u>has been honorably discharged from the United States Armed</u>
- 8 Forces or any reserve component of the United States Armed
- 9 Forces or the National Guard of any state, commonwealth, or
- 10 territory of the United States or the District of Columbia.
- 11 Notwithstanding subsection (b) of this Section, if a person
- is a veteran, then the Board shall deem that person an Illinois
- 13 resident for tuition purposes even if he or she is not a
- 14 resident of this State.
- 15 (Source: P.A. 98-306, eff. 8-12-13.)
- Section 25. The Governors State University Law is amended
- by changing Section 15-88 as follows:
- 18 (110 ILCS 670/15-88)
- 19 Sec. 15-88. 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
- establishes a residence outside of this State, if all of the
- 24 following conditions are met:

- (1) The individual resided with his or her parent or guardian while attending a public or private high school in this State.
 - (2) The individual graduated from a public or private high school or received the equivalent of a high school diploma in this State.
 - (3) The individual attended school in this State for at least 3 years as of the date the individual graduated from high school or received the equivalent of a high school diploma.
 - (4) The individual registers as an entering student in the University not earlier than the 2003 fall semester.
 - (5) In the case of an individual who is not a citizen or a permanent resident of the United States, the individual provides the University with an affidavit stating that the individual will file an application to become a permanent resident of the United States at the earliest opportunity the individual is eligible to do so.

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

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

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

(c) In this subsection (c), "veteran" means any person who has been honorably discharged from the United States Armed Forces or any reserve component of the United States Armed Forces or the National Guard of any state, commonwealth, or territory of the United States or the District of Columbia.

Notwithstanding subsection (b) of this Section, if a person is a veteran, then the Board shall deem that person an Illinois resident for tuition purposes even if he or she is not a resident of this State.

24 (Source: P.A. 98-306, eff. 8-12-13.)

Section 30. The Illinois State University Law is amended by

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1 changing Section 20-88 as follows:

- 2 (110 ILCS 675/20-88)
- 3 Sec. 20-88. In-state tuition charge.
- 4 (a) Notwithstanding any other provision of law to the contrary, for tuition purposes, the Board shall deem an individual an Illinois resident, until the individual establishes a residence outside of this State, if all of the following conditions are met:
 - (1) The individual resided with his or her parent or guardian while attending a public or private high school in this State.
 - (2) The individual graduated from a public or private high school or received the equivalent of a high school diploma in this State.
 - (3) The individual attended school in this State for at least 3 years as of the date the individual graduated from high school or received the equivalent of a high school diploma.
 - (4) The individual registers as an entering student in the University not earlier than the 2003 fall semester.
 - (5) In the case of an individual who is not a citizen or a permanent resident of the United States, the individual provides the University with an affidavit stating that the individual will file an application to become a permanent resident of the United States at the

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1 earliest opportunity the individual is eligible to do so.

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

- (b) If a person is on active military duty and stationed in Illinois, then the Board shall deem that person and any of his or her dependents Illinois residents for tuition purposes. Beginning with the 2009-2010 academic year, if a person is on active military duty and is stationed out of State, but he or she was stationed in this State for at least 3 years immediately prior to being reassigned out of State, then the Board shall deem that person and any of his or her dependents Illinois residents for tuition purposes, as long as that person or his or her dependent (i) applies for admission to the University within 18 months of the person on active military duty being reassigned or (ii) remains continuously enrolled at the University. Beginning with the 2013-2014 academic year, if a person is utilizing benefits under the federal Post-9/11 Veterans Educational Assistance Act of 2008 or any subsequent variation of that Act, then the Board shall deem that person an Illinois resident for tuition purposes.
- (c) In this subsection (c), "veteran" means any person who has been honorably discharged from the United States Armed Forces or any reserve component of the United States Armed

- 1 Forces or the National Guard of any state, commonwealth, or
- 2 territory of the United States or the District of Columbia.
- 3 Notwithstanding subsection (b) of this Section, if a person
- 4 is a veteran, then the Board shall deem that person an Illinois
- 5 resident for tuition purposes even if he or she is not a
- 6 resident of this State.
- 7 (Source: P.A. 98-306, eff. 8-12-13.)
- 8 Section 35. The Northeastern Illinois University Law is
- 9 amended by changing Section 25-88 as follows:
- 10 (110 ILCS 680/25-88)
- 11 Sec. 25-88. In-state tuition charge.
- 12 (a) Notwithstanding any other provision of law to the
- 13 contrary, for tuition purposes, the Board shall deem an
- 14 individual an Illinois resident, until the individual
- 15 establishes a residence outside of this State, if all of the
- 16 following conditions are met:
- 17 (1) The individual resided with his or her parent or
- 18 quardian while attending a public or private high school in
- this State.
- 20 (2) The individual graduated from a public or private
- 21 high school or received the equivalent of a high school
- 22 diploma in this State.
- 23 (3) The individual attended school in this State for at
- least 3 years as of the date the individual graduated from

high school or received the equivalent of a high school diploma.

- (4) The individual registers as an entering student in the University not earlier than the 2003 fall semester.
- (5) In the case of an individual who is not a citizen or a permanent resident of the United States, the individual provides the University with an affidavit stating that the individual will file an application to become a permanent resident of the United States at the earliest opportunity the individual is eligible to do so.

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

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

- duty being reassigned or (ii) remains continuously enrolled at
- the University. Beginning with the 2013-2014 academic year, if
- 3 a person is utilizing benefits under the federal Post-9/11
- 4 Veterans Educational Assistance Act of 2008 or any subsequent
- 5 variation of that Act, then the Board shall deem that person an
- 6 Illinois resident for tuition purposes.
- 7 (c) In this subsection (c), "veteran" means any person who
- 8 has been honorably discharged from the United States Armed
- 9 Forces or any reserve component of the United States Armed
- 10 Forces or the National Guard of any state, commonwealth, or
- 11 territory of the United States or the District of Columbia.
- Notwithstanding subsection (b) of this Section, if a person
- is a veteran, then the Board shall deem that person an Illinois
- 14 resident for tuition purposes even if he or she is not a
- 15 resident of this State.
- 16 (Source: P.A. 98-306, eff. 8-12-13.)
- 17 Section 40. The Northern Illinois University Law is amended
- 18 by changing Section 30-88 as follows:
- 19 (110 ILCS 685/30-88)
- Sec. 30-88. In-state tuition charge.
- 21 (a) Notwithstanding any other provision of law to the
- 22 contrary, for tuition purposes, the Board shall deem an
- 23 individual an Illinois resident, until the individual
- 24 establishes a residence outside of this State, if all of the

following conditions are met:

- (1) The individual resided with his or her parent or guardian while attending a public or private high school in this State.
- (2) The individual graduated from a public or private high school or received the equivalent of a high school diploma in this State.
- (3) The individual attended school in this State for at least 3 years as of the date the individual graduated from high school or received the equivalent of a high school diploma.
- (4) The individual registers as an entering student in the University not earlier than the 2003 fall semester.
- (5) In the case of an individual who is not a citizen or a permanent resident of the United States, the individual provides the University with an affidavit stating that the individual will file an application to become a permanent resident of the United States at the earliest opportunity the individual is eligible to do so.

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

(b) If a person is on active military duty and stationed in Illinois, then the Board shall deem that person and any of his

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

(c) In this subsection (c), "veteran" means any person who has been honorably discharged from the United States Armed Forces or any reserve component of the United States Armed Forces or the National Guard of any state, commonwealth, or territory of the United States or the District of Columbia.

Notwithstanding subsection (b) of this Section, if a person is a veteran, then the Board shall deem that person an Illinois resident for tuition purposes even if he or she is not a resident of this State.

25 (Source: P.A. 98-306, eff. 8-12-13.)

Illinois resident for tuition purposes.

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- Section 45. The Western Illinois University Law is amended by changing Section 35-88 as follows:
- 3 (110 ILCS 690/35-88)
- 4 Sec. 35-88. 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:
 - (1) The individual resided with his or her parent or guardian while attending a public or private high school in this State.
 - (2) The individual graduated from a public or private high school or received the equivalent of a high school diploma in this State.
 - (3) The individual attended school in this State for at least 3 years as of the date the individual graduated from high school or received the equivalent of a high school diploma.
 - (4) The individual registers as an entering student in the University not earlier than the 2003 fall semester.
 - (5) In the case of an individual who is not a citizen or a permanent resident of the United States, the individual provides the University with an affidavit stating that the individual will file an application to

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

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

- (b) If a person is on active military duty and stationed in Illinois, then the Board shall deem that person and any of his or her dependents Illinois residents for tuition purposes. Beginning with the 2009-2010 academic year, if a person is on active military duty and is stationed out of State, but he or she was stationed in this State for at least 3 vears immediately prior to being reassigned out of State, then the Board shall deem that person and any of his or her dependents Illinois residents for tuition purposes, as long as that person or his or her dependent (i) applies for admission to the University within 18 months of the person on active military duty being reassigned or (ii) remains continuously enrolled at the University. Beginning with the 2013-2014 academic year, if a person is utilizing benefits under the federal Post-9/11 Veterans Educational Assistance Act of 2008 or any subsequent variation of that Act, then the Board shall deem that person an Illinois resident for tuition purposes.
- (c) In this subsection (c), "veteran" means any person who has been honorably discharged from the United States Armed

- 1 Forces or any reserve component of the United States Armed
- 2 Forces or the National Guard of any state, commonwealth, or
- 3 territory of the United States or the District of Columbia.
- 4 Notwithstanding subsection (b) of this Section, if a person
- is a veteran, then the Board shall deem that person an Illinois
- 6 <u>resident for tuition purposes even if he or she is not a</u>
- 7 <u>resident of this State.</u>
- 8 (Source: P.A. 98-306, eff. 8-12-13.)
- 9 Section 99. Effective date. This Act takes effect July 1,
- 10 2014.