



HR0055HAM003

LRB099 06005 GRL 35222 a

1 AMENDMENT TO HOUSE RESOLUTION 55

2 AMENDMENT NO. _____. Amend House Resolution 55, AS AMENDED,
3 by replacing everything after the heading with the following:

4 "WHEREAS, The College of DuPage is a public community
5 college district in the State of Illinois; and

6 WHEREAS, The Board of Trustees, the governing body of the
7 college, enacts policies and plays an integral role in
8 overseeing the activities and operations of the college; and

9 WHEREAS, The Board of Trustees appoints a President to
10 organize and manage the college within the parameters set by
11 Board policies; and

12 WHEREAS, The College of DuPage recently approved a \$763,000
13 severance package for its current President; and

1 WHEREAS, News reports have raised questions concerning the
2 College of DuPage's expenditures of public moneys; and

3 WHEREAS, The College of DuPage is not a State agency; and

4 WHEREAS, The Illinois Constitution limits the Auditor
5 General's audit authority to "public funds of the State" and
6 case law has interpreted that phrase to mean only those funds
7 directly appropriated or otherwise authorized by the General
8 Assembly following the Governor's preparation and submission
9 of the State budget; and

10 WHEREAS, The Intergovernmental Cooperation Act allows that
11 "one or more public agencies may contract with any one or more
12 other public agencies to perform any governmental service,
13 activity or undertaking or to combine, transfer, or exercise
14 any powers, functions, privileges, or authority which any of
15 the public agencies entering into the contract is authorized by
16 law to perform ... "; and

17 WHEREAS, The General Assembly wishes for the Auditor
18 General to conduct a performance audit of the College of
19 DuPage; therefore, be it

20 RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE
21 NINETY-NINTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that

1 the Auditor General is directed to conduct a performance audit
2 of the College of DuPage by entering into an intergovernmental
3 agreement with the College of DuPage that sets forth the scope
4 of the audit; and be it further

5 RESOLVED, That the audit include, but not be limited to,
6 the following determinations:

7 (1) the College of DuPage's sources of revenues during
8 Fiscal Years 2011 through 2014;

9 (2) the College of DuPage's expenditures, by broad
10 category, during Fiscal Years 2011 through 2014;

11 (3) the amount, purpose, and uses of General Obligation
12 Bonds issued by the College of DuPage in 2007, 2009, 2011,
13 and 2013;

14 (4) whether, during Fiscal Years 2011 through 2014, the
15 Board met its fiduciary responsibilities required by Board
16 policy, including annually evaluating the College
17 President, annually reviewing the financial performance of
18 the College and causing an audit to be made, adopting the
19 annual financial plan of the College, adopting a
20 comprehensive Strategic Long Range Plan, and reviewing the
21 President's annual report on the outcomes of the College;

22 (5) whether the Board is meeting its fiduciary
23 responsibilities and ensuring compliance with the Public
24 Community College Act and Board policies, including those
25 related to the investment of College funds, procurements

1 and contracts, construction activities, and budget
2 transfers;

3 (6) whether the compensation and severance packages
4 provided to the College of DuPage President are comparable
5 to compensation and severance packages provided to
6 Presidents of other Illinois Community Colleges, and
7 whether changes to the College President's compensation
8 package are properly approved; and

9 (7) based on records obtained from the College of
10 DuPage, the amount and purposes of all transactions
11 occurring in Fiscal Years 2009 and 2010 between the College
12 of DuPage and the College of DuPage Foundation and whether
13 those transactions followed all applicable laws, policies,
14 and procedures; and be it further

15 RESOLVED, That the College of DuPage is responsible for
16 paying the Auditor General's costs in conducting this audit;
17 and be it further

18 RESOLVED, That the College of DuPage, the Illinois
19 Community College Board, and any other entity having
20 information relevant to this audit cooperate fully and promptly
21 with the Auditor General's Office in its conduct; and be it
22 further

23 RESOLVED, That the Auditor General commence this audit as

1 soon as possible and report his findings and recommendations
2 upon completion in accordance with the provisions of the
3 Illinois State Auditing Act."