

1 AN ACT relating to education.

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

4 Section 5. The School Code is amended by changing
5 Section 30-16.2 as follows:

6 (105 ILCS 5/30-16.2) (from Ch. 122, par. 30-16.2)

7 Sec. 30-16.2. Eligible recipients. Those residents of
8 the State of Illinois whose scholastic standing will enable
9 them to enroll in the Reserve Officer's Training Corps
10 programs of the several Armed Forces available at
11 universities supported by the State of Illinois, are
12 considered as eligible recipients for scholarships set forth
13 in Section 30-16.3. An individual not otherwise considered a
14 resident of this State shall be considered a resident of this
15 State for scholarship purposes if that individual meets all
16 of the following conditions:

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

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

23 (3) The individual resided in this State for at
24 least 3 years prior to the date the individual graduated
25 from high school or received the equivalent of a high
26 school diploma and has remained living in this State
27 since that time.

28 (4) The individual registers as an entering or
29 continuing student in the university no earlier than for
30 the 2002-2003 academic year and lives in this State while
31 attending the university.

1 (Source: P.A. 79-768.)

2 Section 10. The Higher Education Student Assistance Act
3 is amended by changing Section 10 as follows:

4 (110 ILCS 947/10)

5 Sec. 10. Definitions. In this Act, and except to the
6 extent that any of the following words or phrases is
7 specifically qualified by its context:

8 "Commission" means the Illinois Student Assistance
9 Commission created by this Act.

10 "Enrollment" means the establishment and maintenance of
11 an individual's status as a student in an institution of
12 higher learning, regardless of the terms used at the
13 institution to describe that status.

14 "Approved high school" means any public high school
15 located in this State; and any high school, located in this
16 State or elsewhere (whether designated as a high school,
17 secondary school, academy, preparatory school, or otherwise)
18 which in the judgment of the State Superintendent of
19 Education provides a course of instruction at the secondary
20 level and maintains standards of instruction substantially
21 equivalent to those of the public high schools located in
22 this State.

23 "Institution of higher learning", "qualified
24 institution", or "institution" means an educational
25 organization located in this State which

26 (1) provides at least an organized 2 year program
27 of collegiate grade in the liberal arts or sciences, or
28 both, directly applicable toward the attainment of a
29 baccalaureate degree or a program in health education
30 directly applicable toward the attainment of a
31 certificate, diploma, or an associate degree;

32 (2) either is

1 (A) operated by this State, or
2 (B) operated publicly or privately, not for
3 profit, or

4 (C) operated for profit, provided such for
5 profit organization

6 (i) offers degree programs which have
7 been approved by the Board of Higher Education
8 for a minimum of 3 years under the Academic
9 Degree Act, and

10 (ii) enrolls a majority of its students
11 in such degree programs, and

12 (iii) maintains an accredited status with
13 the Commission on Institutions of Higher
14 Education of the North Central Association of
15 Colleges and Schools;

16 (3) in the judgment of the Commission meets
17 standards substantially equivalent to those of comparable
18 institutions operated by this State; and

19 (4) if so required by the Commission, uses the
20 State as its primary guarantor of student loans made
21 under the federal Higher Education Act of 1965.

22 For otherwise eligible educational organizations which
23 provide academic programs for incarcerated students, the
24 terms "institution of higher learning", "qualified
25 institutions", and "institution" shall specifically exclude
26 academic programs for incarcerated students.

27 "Academic Year" means a 12 month period of time, normally
28 but not exclusively, from September 1 of any year through
29 August 31 of the ensuing year.

30 "Full-time student" means any undergraduate student
31 enrolled in 12 or more semester or quarter hours of credit
32 courses in any given semester or quarter or in the equivalent
33 number of units of registration as determined by the
34 Commission.

1 "Part-time student" means any undergraduate student,
2 other than a full-time student, enrolled in 6 or more
3 semester or quarter hours of credit courses in any given
4 semester or quarter or in the equivalent number of units of
5 registration as determined by the Commission. Beginning with
6 fiscal year 1999, the Commission may, on a program by program
7 basis, expand this definition of "part-time student" to
8 include students who enroll in less than 6 semester or
9 quarter hours of credit courses in any given semester or
10 quarter.

11 "Resident of this State", "resident of Illinois", and
12 "Illinois resident" includes an individual not otherwise
13 considered a resident of this State if that individual meets
14 all of the following conditions:

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

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

21 (3) The individual resided in this State for at
22 least 3 years prior to the date the individual graduated
23 from high school or received the equivalent of a high
24 school diploma and has remained living in this State
25 since that time.

26 (4) The individual registers as an entering or
27 continuing student in the institution of higher learning
28 no earlier than for the 2002-2003 academic year and lives
29 in this State while attending the institution.

30 (Source: P.A. 90-122, eff. 7-17-97; 91-250, eff. 7-22-99.)

31 Section 15. The Residence of Minors for Tuition Act is
32 amended by changing the Act title and Section 0.01 and adding
33 Section 5 as follows:

1 (110 ILCS 985/Act title)

2 An Act in relation to tuition or financial aid in any
3 State supported school.

4 (110 ILCS 985/0.01) (from Ch. 144, par. 40a.9)

5 Sec. 0.01. Short title. This Act may be cited as the
6 Residence of Higher Education Students Minors-for-Tuition
7 Act.

8 (Source: P.A. 86-1324.)

9 (110 ILCS 985/5 new)

10 Sec. 5. Other persons considered State residents.

11 (a) An individual not otherwise considered a resident of
12 this State shall be considered a resident of this State while
13 attending a public university in this State for the purpose
14 of paying tuition fees and receiving financial aid if that
15 individual meets all of the following conditions:

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

19 (2) The individual graduated from a public or
20 private high school in this State or received the
21 equivalent of a high school diploma in this State.

22 (3) The individual resided in this State for at
23 least 3 years prior to the date the individual graduated
24 from high school or received the equivalent of a high
25 school diploma and has remained living in this State
26 since that time.

27 (4) The individual registers as an entering or
28 continuing student in the university no earlier than for
29 the 2002-2003 academic year and lives in this State while
30 attending the university.

31 (b) This Section applies only to tuition and financial
32 aid for a term that begins on or after the effective date of

1 this amendatory Act of the 92nd General Assembly.

2 Section 99. Effective date. This Act takes effect upon

3 becoming law.