



Rep. Chad Hays

Filed: 4/20/2018

10000HB1940ham001

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1 AMENDMENT TO HOUSE BILL 1940

2 AMENDMENT NO. _____. Amend House Bill 1940 by replacing
3 everything after the enacting clause with the following:

4 "(30 ILCS 105/5.325 rep.)

5 Section 5. The State Finance Act is amended by repealing
6 Section 5.325.

7 Section 10. The Public Community College Act is amended by
8 changing Sections 1-2, 2-11, 2-12, 2-12.1, 2-15, 2-16.02, 2-24,
9 3-7, 3-7a, 3-14.2, 3-14.3, 3-20.1, 3-22.1, 3-25.1, 3-26.1,
10 3-29, 3-40, 3-42.1, 3-48, 3-53, 5-3, 5-4, 5-6, 5-7, 5A-15,
11 5A-25, 5A-35, 5A-45, 6-2, 6-4.1, 7-5, 7-9, 7-25, and 7-26 and
12 by adding Section 6-4.2 as follows:

13 (110 ILCS 805/1-2) (from Ch. 122, par. 101-2)

14 Sec. 1-2. The following terms have the meanings
15 respectively prescribed for them except as the context

1 otherwise requires:

2 (a) "Board of Higher Education": The Board of Higher
3 Education created by "An Act creating a Board of Higher
4 Education, defining its powers and duties, making an
5 appropriation therefor, and repealing an Act herein named",
6 approved August 22, 1961, as now or hereafter amended.

7 (b) "State Board": Illinois Community College Board
8 created by Article II of this Act.

9 (c) "Community Colleges": Public community colleges
10 existing in community college districts organized under this
11 Act, or public community colleges which prior to October 1,
12 1973, were organized as public junior colleges under this Act,
13 or public community colleges existing in districts accepted as
14 community college districts under this Act which districts have
15 a population of not less than 30,000 inhabitants or consist of
16 at least 3 counties or that portion of 3 counties not included
17 in a community college district and an assessed valuation of
18 not less than \$75,000,000 and which districts levy a tax for
19 community college purposes.

20 (d) "Community College Districts": Districts authorized to
21 maintain community colleges under this Act, including
22 community college districts which prior to October 1, 1973,
23 were established under this Act as public junior college
24 districts.

25 (e) "Comprehensive community college ~~program~~": A ~~program~~
26 ~~offered by a~~ community college which includes (1) courses in

1 liberal arts and sciences and general education; (2) adult
2 education courses; and (3) courses in occupational,
3 semi-technical or technical fields leading directly to
4 employment. At least 15% of all courses taught must be in
5 fields leading directly to employment, one-half of which
6 courses to be in fields other than business education.

7 (f) "Common Schools": Schools in districts operating
8 grades 1 through 8, 1 through 12 or 9 through 12.

9 (g) "Board": The board of trustees of a community college
10 district, whether elected or appointed.

11 (h) "The election for the establishment": An election to
12 establish a community college district under Article III, or an
13 election to establish a junior college district prior to July
14 15, 1965, which district has become a community college
15 district under this Act.

16 (i) "Regional superintendent": The superintendent of an
17 educational service region.

18 (j) "Employment Advisory Board": A board, appointed by the
19 Board of Trustees of a Community College District, for the
20 purpose of advising the Board of Trustees as to local
21 employment conditions within the boundaries of the Community
22 College District.

23 (k) "Operation and maintenance of facilities": The
24 management of fixed equipment, plant and infrastructure.

25 (Source: P.A. 97-539, eff. 8-23-11.)

1 (110 ILCS 805/2-11) (from Ch. 122, par. 102-11)

2 Sec. 2-11. The State Board in cooperation with the
3 four-year colleges is empowered to develop articulation
4 procedures ~~to the end that~~ maximize ~~maximum~~ freedom of transfer
5 among and between community colleges and baccalaureate
6 granting ~~between community colleges and degree granting~~
7 institutions ~~be available,~~ ~~and~~ consistent with minimum
8 admission policies established by the Board of Higher
9 Education.

10 (Source: P.A. 78-669.)

11 (110 ILCS 805/2-12) (from Ch. 122, par. 102-12)

12 Sec. 2-12. The State Board shall have the power and it
13 shall be its duty:

14 (a) To provide statewide planning for community
15 colleges as institutions of higher education and to
16 coordinate ~~co-ordinate~~ the programs, services and
17 activities of all community colleges in the State so as to
18 encourage and establish a system of locally initiated and
19 administered comprehensive community colleges.

20 (b) To organize and conduct feasibility surveys for new
21 community colleges or for the inclusion of existing
22 institutions as community colleges and the locating of new
23 institutions.

24 (c) (Blank).

25 (c-5) In collaboration with the community colleges, to

1 furnish information for State and federal accountability
2 purposes, promote student and institutional improvement,
3 and meet research needs.

4 (d) To cooperate with the community colleges in
5 collecting and maintaining ~~continuing studies of~~ student
6 characteristics, enrollment and completion data, faculty
7 and staff characteristics, financial data, admission
8 standards, ~~grading policies, performance of transfer~~
9 ~~students,~~ qualification and certification of facilities,
10 and any other issues facing community colleges ~~problem of~~
11 ~~community college education.~~

12 (e) To enter into contracts with other governmental
13 agencies and eligible providers, such as local educational
14 agencies, community-based organizations of demonstrated
15 effectiveness, volunteer literacy organizations of
16 demonstrated effectiveness, institutions of higher
17 education, public and private nonprofit agencies,
18 libraries, and public housing authorities; to accept
19 federal funds and to plan with other State agencies when
20 appropriate for the allocation of such federal funds for
21 instructional programs and student services including such
22 funds for adult education and ~~adult~~ literacy, vocational
23 and career and technical education, and retraining as may
24 be allocated by state and federal agencies for the aid of
25 community colleges. To receive, receipt for, hold in trust,
26 expend and administer, for all purposes of this Act, funds

1 and other aid made available by the federal government or
2 by other agencies public or private, subject to
3 appropriation by the General Assembly. The changes to this
4 subdivision (e) made by this amendatory Act of the 91st
5 General Assembly apply on and after July 1, 2001.

6 (f) To determine efficient and adequate standards for
7 community colleges for the physical plant, heating,
8 lighting, ventilation, sanitation, safety, equipment and
9 supplies, instruction and teaching, curriculum, library,
10 operation, maintenance, administration and supervision,
11 and to grant recognition certificates to community
12 colleges meeting such standards.

13 (g) To determine the standards for establishment of
14 community colleges and the proper location of the site in
15 relation to existing institutions of higher education
16 offering academic, occupational and technical training
17 curricula, possible enrollment, assessed valuation,
18 industrial, business, agricultural, and other conditions
19 reflecting educational needs in the area to be served;
20 however, no community college may be considered as being
21 recognized nor may the establishment of any community
22 college be authorized in any district which shall be deemed
23 inadequate for the maintenance, in accordance with the
24 desirable standards thus determined, of a community
25 college offering the basic subjects of general education
26 and suitable vocational and semiprofessional and technical

1 curricula.

2 (h) To approve or disapprove new units of instruction,
3 research or public service as defined in Section 3-25.1 of
4 this Act submitted by the boards of trustees of the
5 respective community college districts of this State. The
6 State Board may discontinue programs which fail to reflect
7 the educational needs of the area being served. The
8 community college district shall be granted 60 days
9 following the State Board staff recommendation and prior to
10 the State Board's action to respond to concerns regarding
11 the program in question. If the State Board acts to abolish
12 a community college program, the community college
13 district has a right to appeal the decision in accordance
14 with administrative rules promulgated by the State Board
15 under the provisions of the Illinois Administrative
16 Procedure Act.

17 (i) To review and approve or disapprove any contract or
18 agreement that ~~participate in, to recommend approval or~~
19 ~~disapproval, and to assist in the coordination of the~~
20 ~~programs of~~ community colleges enter into with any
21 organization, association, educational institution, or
22 government agency to provide educational services for
23 academic credit ~~participating in programs of~~
24 ~~interinstitutional cooperation with other public or~~
25 ~~nonpublic institutions of higher education.~~ The State
26 Board is authorized to monitor performance under any

1 contract or agreement that is approved by the State Board.

2 If the State Board does not approve a particular contract
3 or cooperative agreement, the community college district
4 has a right to appeal the decision in accordance with
5 administrative rules promulgated by the State Board under
6 the provisions of the Illinois Administrative Procedure
7 Act.

8 (j) To establish guidelines regarding sabbatical
9 leaves.

10 (k) To establish guidelines for the admission into
11 special, appropriate programs conducted or created by
12 community colleges for elementary and secondary school
13 dropouts who have received truant status from the school
14 districts of this State in compliance with Section 26-14 of
15 The School Code.

16 (l) (Blank). ~~The Community College Board shall conduct~~
17 ~~a study of community college teacher education courses to~~
18 ~~determine how the community college system can increase its~~
19 ~~participation in the preparation of elementary and~~
20 ~~secondary teachers.~~

21 (m) (Blank).

22 (n) To create and participate in the conduct and
23 operation of any corporation, joint venture, partnership,
24 association, or other organizational entity that has the
25 power: (i) to acquire land, buildings, and other capital
26 equipment for the use and benefit of the community colleges

1 or their students; (ii) to accept gifts and make grants for
2 the use and benefit of the community colleges or their
3 students; (iii) to aid in the instruction and education of
4 students of community colleges; and (iv) to promote
5 activities to acquaint members of the community with the
6 facilities of the various community colleges.

7 (o) On and after July 1, 2001, to ensure the effective
8 teaching of adults and to prepare them for success in
9 employment and lifelong learning by administering a
10 network of providers, programs, and services to provide
11 adult basic education, adult secondary and high school
12 equivalency testing education, English as a second
13 language, and any other instruction designed to prepare
14 adult students to function successfully in society and to
15 experience success in postsecondary education and
16 employment ~~the world of work~~.

17 (p) On and after July 1, 2001, to supervise the
18 administration of adult education and ~~adult~~ literacy
19 programs, to establish the standards for such courses of
20 instruction and supervise the administration thereof, to
21 contract with other State and local agencies and eligible
22 providers of demonstrated effectiveness, such as local
23 educational agencies, community-based organizations ~~of~~
24 ~~demonstrated~~ ~~effectiveness~~, volunteer literacy
25 organizations ~~of demonstrated effectiveness~~, institutions
26 of higher education, public and private nonprofit

1 agencies, libraries, ~~and~~ public housing authorities, and
2 non-profit institutions for the purpose of promoting and
3 establishing classes for instruction under these programs,
4 to contract with other State and local agencies to accept
5 and expend appropriations for educational purposes to
6 reimburse local eligible providers for the cost of these
7 programs, and to establish an advisory council consisting
8 of all categories of eligible providers; agency partners,
9 such as the State Board of Education, the Department of
10 Human Services, the Department of Employment Security, the
11 Department of Commerce and Economic Opportunity, and the
12 Secretary of State literacy program; and other
13 stakeholders to identify, deliberate, and make
14 recommendations to the State Board on adult education
15 policy and priorities. The State Board shall support
16 statewide geographic distribution; diversity of eligible
17 providers; and the adequacy, stability, and predictability
18 of funding so as not to disrupt or diminish, but rather to
19 enhance, adult education and literacy services ~~by this~~
20 ~~change of administration.~~

21 (Source: P.A. 98-718, eff. 1-1-15; 99-655, eff. 7-28-16.)

22 (110 ILCS 805/2-12.1) (from Ch. 122, par. 102-12.1)

23 Sec. 2-12.1. Experimental district; ~~abolition of~~
24 ~~experimental district and establishment of new community~~
25 ~~college district.~~

1 (a) The State Board shall establish an experimental
2 community college district, referred to in this Act as the
3 "experimental district", to be comprised of territory which
4 includes the City of East St. Louis, Illinois. The State Board
5 shall determine the area and fix the boundaries of the
6 territory of the experimental district. Within 30 days of the
7 establishment of the experimental district, the State Board
8 shall file with the county clerk of the county, or counties,
9 concerned a map showing the territory of the experimental
10 district.

11 Within the experimental district, the State Board shall
12 establish, maintain and operate, until the experimental
13 district is abolished and a new community college district is
14 established under subsection (c), an experimental community
15 college to be known as the State Community College of East St.
16 Louis.

17 (b) (Blank).

18 (c) The experimental district established under subsection
19 (a) of this Section is abolished on July 1, 1996 shall be
20 abolished and replaced by a new community college district as
21 follows:

22 ~~(1) The establishment of the new community college~~
23 ~~district shall become effective for all purposes on July 1,~~
24 ~~1996, notwithstanding any minimum population, equalized~~
25 ~~assessed valuation or other requirements provided by~~
26 ~~Section 3-1 or any other provision of this Act for the~~

1 ~~establishment of a community college district.~~

2 ~~(2) The experimental district established pursuant to~~
3 ~~subsection (a) shall be abolished on July 1, 1996 when the~~
4 ~~establishment of the new community college district~~
5 ~~becomes effective for all purposes.~~

6 ~~(3) The territory of the new community college district~~
7 ~~shall be comprised of the territory of, and its boundaries~~
8 ~~shall be coterminous with the boundaries of the~~
9 ~~experimental district which it will replace, as those~~
10 ~~boundaries existed on November 7, 1995.~~

11 ~~(4) Notwithstanding the fact that the establishment of~~
12 ~~the new community college district does not become~~
13 ~~effective for all purposes until July 1, 1996, the election~~
14 ~~for the members of the initial board of the new community~~
15 ~~college district, to consist of 7 members, shall be held at~~
16 ~~the nonpartisan election in November of 1995 in the manner~~
17 ~~provided by the general election law, nominating petitions~~
18 ~~for members of the initial board shall be filed with the~~
19 ~~regional superintendent in the manner provided by Section~~
20 ~~3-7.10 with respect to newly organized districts, and the~~
21 ~~persons entitled to nominate and to vote at the election~~
22 ~~for the members of the board of the new community college~~
23 ~~district shall be the electors in the territory referred to~~
24 ~~in paragraph (3) of this subsection. In addition, for~~
25 ~~purposes of the levy, extension, and collection of taxes as~~
26 ~~provided in paragraph (5.5) of this subsection and for the~~

1 ~~purposes of establishing the territory and boundaries of~~
2 ~~the new community college district within and for which~~
3 ~~those taxes are to be levied, the new community college~~
4 ~~district shall be deemed established and effective when the~~
5 ~~7 members of the initial board of the new community college~~
6 ~~district are elected and take office as provided in this~~
7 ~~subsection (c).~~

8 ~~(5) Each member elected to the initial board of the new~~
9 ~~community college district must, on the date of his~~
10 ~~election, be a citizen of the United States, of the age of~~
11 ~~18 years or over, and a resident of the State and the~~
12 ~~territory referred to in paragraph (3) of this subsection~~
13 ~~for at least one year preceding his election. Election to~~
14 ~~the initial board of the new community college district of~~
15 ~~a person who on July 1, 1996 is a member of a common school~~
16 ~~board constitutes his resignation from, and creates a~~
17 ~~vacancy on that common school board effective July 1, 1996.~~

18 ~~(5.5) The members first elected to the board of~~
19 ~~trustees shall take office on the first Monday of December,~~
20 ~~1995, for the sole and limited purpose of levying, at the~~
21 ~~rates specified in the proposition submitted to the~~
22 ~~electors under subsection (b), taxes for the educational~~
23 ~~purposes and for the operations and maintenance of~~
24 ~~facilities purposes of the new community college district.~~
25 ~~The taxes shall be levied in calendar year 1995 for~~
26 ~~extension and collection in calendar year 1996,~~

1 ~~notwithstanding the fact that the new community college~~
2 ~~district does not become effective for the purposes of~~
3 ~~administration of the community college until July 1, 1996.~~
4 ~~The regional superintendent shall convene the meeting~~
5 ~~under this paragraph and the members shall organize for the~~
6 ~~purpose of that meeting by electing, pro tempore, a~~
7 ~~chairperson and a secretary. At that meeting the board is~~
8 ~~authorized to levy taxes for educational purposes and for~~
9 ~~operations and maintenance of facilities purposes as~~
10 ~~authorized in this paragraph without adopting any budget~~
11 ~~for the new community college district and shall certify~~
12 ~~the levy to the appropriate county clerk or county clerks~~
13 ~~in accordance with law. The county clerks shall extend the~~
14 ~~levy notwithstanding any law that otherwise requires~~
15 ~~adoption of a budget before extension of the levy. The~~
16 ~~funds produced by the levy made under this paragraph to the~~
17 ~~extent received by a county collector before July 1, 1996~~
18 ~~shall immediately be invested in lawful investments and~~
19 ~~held by the county collector for payment and transfer to~~
20 ~~the new community college district, along with all accrued~~
21 ~~interest or other earnings accrued on the investment, as~~
22 ~~provided by law on July 1, 1996. All funds produced by the~~
23 ~~levy and received by a county collector on or after July 1,~~
24 ~~1996 shall be transferred to the new community college~~
25 ~~district as provided by law at such time as they are~~
26 ~~received by the county collector.~~

1 ~~(5.75) Notwithstanding any other provision of this~~
2 ~~Section or the fact that establishment of the new community~~
3 ~~college district as provided in this subsection does not~~
4 ~~take effect until July 1, 1996, the members first elected~~
5 ~~to the board of trustees of the new community college~~
6 ~~district are authorized to meet, beginning on June 1, 1996~~
7 ~~and thereafter for purposes of: (i) arranging for and~~
8 ~~approving educational programs, ancillary services,~~
9 ~~staffing, and associated expenditures that relate to the~~
10 ~~offering by the new community college district of~~
11 ~~educational programs beginning on or after July 1, 1996 and~~
12 ~~before the fall term of the 1996-97 academic year, and (ii)~~
13 ~~otherwise facilitating the orderly transition of~~
14 ~~operations from the experimental district known as State~~
15 ~~Community College of East St. Louis to the new community~~
16 ~~college district established under this subsection. The~~
17 ~~persons elected to serve, pro tempore, as chairperson and~~
18 ~~secretary of the board for purposes of paragraph (5.5)~~
19 ~~shall continue to serve in that capacity for purposes of~~
20 ~~this paragraph (5.75).~~

21 ~~(6) Except as otherwise provided in paragraphs (5.5)~~
22 ~~and (5.75), each of the members first elected to the board~~
23 ~~of the new community college district shall take office on~~
24 ~~July 1, 1996, and the Illinois Community College Board,~~
25 ~~publicly by lot and not later than July 1, 1996, shall~~
26 ~~determine the length of term to be served by each member of~~

1 ~~the initial board as follows: 2 shall serve until their~~
2 ~~successors are elected at the nonpartisan election in 1997~~
3 ~~and have qualified, 2 shall serve until their successors~~
4 ~~are elected at the consolidated election in 1999 and have~~
5 ~~qualified, and 3 shall serve until their successors are~~
6 ~~elected at the consolidated election in 2001 and have~~
7 ~~qualified. Their successors shall serve 6 year terms. Terms~~
8 ~~of members are subject to Section 2A 54 of the Election~~
9 ~~Code.~~

10 ~~(7) The regional superintendent shall convene the~~
11 ~~initial board of the new community college district on July~~
12 ~~1, 1996, and the non-voting student member initially~~
13 ~~selected to that board as provided in Section 3-7.24 shall~~
14 ~~serve a term beginning on the date of selection and~~
15 ~~expiring on the next succeeding April 15. Upon being~~
16 ~~convened on July 1, 1996, the board shall proceed to~~
17 ~~organize in accordance with Section 3-8, and shall~~
18 ~~thereafter continue to exercise the powers and duties of a~~
19 ~~board in the manner provided by law for all boards of~~
20 ~~community college districts except where obviously~~
21 ~~inapplicable or otherwise provided by this Act. Vacancies~~
22 ~~shall be filled, and members shall serve without~~
23 ~~compensation subject to reimbursement for reasonable~~
24 ~~expenses incurred in connection with their service as~~
25 ~~members, as provided in Section 3-7. The duly elected and~~
26 ~~organized board of the new community college district shall~~

1 ~~levy taxes at a rate not to exceed .175 percent for~~
2 ~~educational purposes and at a rate not to exceed .05~~
3 ~~percent for operations and maintenance of facilities~~
4 ~~purposes; provided that the board may act to increase such~~
5 ~~rates at a regular election in accordance with Section 3-14~~
6 ~~and the general election law.~~

7 (d) (Blank). ~~Upon abolition of the experimental district~~
8 ~~and establishment of the new community college district as~~
9 ~~provided in this Section, all tangible personal property,~~
10 ~~including inventory, equipment, supplies, and library books,~~
11 ~~materials, and collections, belonging to the experimental~~
12 ~~district and State Community College of East St. Louis at the~~
13 ~~time of their abolition under this Section shall be deemed~~
14 ~~transferred, by operation of law, to the board of trustees of~~
15 ~~the new community college district. In addition, all real~~
16 ~~property, and the improvements situated thereon, held by State~~
17 ~~Community College of East St. Louis or on its behalf by its~~
18 ~~board of trustees shall, upon abolition of the experimental~~
19 ~~district and college as provided in this Section, be conveyed~~
20 ~~by the Illinois Community College Board, in the manner~~
21 ~~prescribed by law, to the board of trustees of the new~~
22 ~~community college district established under this Section for~~
23 ~~so long as that real property is used for the conduct and~~
24 ~~operation of a public community college and the related~~
25 ~~purposes of a public community college district of this State.~~
26 ~~Neither the new community college district nor its board of~~

1 ~~trustees shall have any responsibility to any vendor or other~~
2 ~~person making a claim relating to the property, inventory, or~~
3 ~~equipment so transferred. On August 22, 1997, the endowment~~
4 ~~funds, gifts, trust funds, and funds from student activity fees~~
5 ~~and the operation of student and staff medical and health~~
6 ~~programs, union buildings, bookstores, campus centers, and~~
7 ~~other auxiliary enterprises and activities that were received~~
8 ~~by the board of trustees of State Community College of East St.~~
9 ~~Louis and held and retained by that board of trustees at the~~
10 ~~time of the abolition of the experimental district and its~~
11 ~~replacement by the new community college district as provided~~
12 ~~in this Section shall be deemed transferred by operation of law~~
13 ~~to the board of trustees of that new community college~~
14 ~~district, to be retained in its own treasury and used in the~~
15 ~~conduct and operation of the affairs and related purposes of~~
16 ~~the new community college district. On August 22, 1997, all~~
17 ~~funds held locally in the State Community College of East St.~~
18 ~~Louis Contracts and Grants Clearing Account, the State~~
19 ~~Community College of East St. Louis Income Fund Clearing~~
20 ~~Account and the Imprest Fund shall be transferred by the Board~~
21 ~~to the General Revenue Fund.~~

22 (e) (Blank). ~~The outstanding obligations incurred for~~
23 ~~fiscal years prior to fiscal year 1997 by the board of trustees~~
24 ~~of State Community College of East St. Louis before the~~
25 ~~abolition of that college and the experimental district as~~
26 ~~provided in this Section shall be paid by the State Board from~~

1 ~~appropriations made to the State Board from the General Revenue~~
2 ~~Fund for purposes of this subsection. To facilitate the~~
3 ~~appropriations to be made for that purpose, the State~~
4 ~~Comptroller and State Treasurer, without delay, shall transfer~~
5 ~~to the General Revenue Fund from the State Community College of~~
6 ~~East St. Louis Income Fund and the State Community College of~~
7 ~~East St. Louis Contracts and Grants Fund, special funds~~
8 ~~previously created in the State Treasury, any balances~~
9 ~~remaining in those special funds on August 22, 1997.~~

10 (Source: P.A. 89-141, eff. 7-14-95; 89-473, eff. 6-18-96;
11 90-358, eff. 1-1-98; 90-509, eff. 8-22-97; 90-655, eff.
12 7-30-98.)

13 (110 ILCS 805/2-15) (from Ch. 122, par. 102-15)

14 Sec. 2-15. Recognition. The State Board shall grant
15 recognition to community colleges which maintain equipment,
16 courses of study, standards of scholarship and other
17 requirements set by the State Board. Application for
18 recognition shall be made to the State Board. The State Board
19 shall set the criteria by which the community colleges shall be
20 judged and through the executive officer of the State Board
21 shall arrange for an official evaluation of the community
22 colleges and shall grant recognition of such community colleges
23 as may meet the required standards.

24 Recognition shall include a review of compliance with
25 Section 3-65 of this Act ~~Public Act 99-482~~ and other applicable

1 State and federal laws regarding employment contracts and
2 compensation. Annually, the State Board shall convene an
3 advisory committee to review the findings and make
4 recommendations for changes or additions to the laws or the
5 review procedures.

6 If a community college district fails to meet the
7 recognition standards set by the State Board, and if the
8 district, in accordance with: (a) generally accepted
9 Government Auditing Standards issued by the Comptroller
10 General of the United States, (b) auditing standards
11 established by the American Institute of Certified Public
12 Accountants, or (c) other applicable State and federal
13 standards, is found by the district's auditor or the State
14 Board working in cooperation with the district's auditor to
15 have material deficiencies in the design or operation of
16 financial control structures that could adversely affect the
17 district's financial integrity and stability, or is found to
18 have misused State or federal funds and jeopardized its
19 participation in State or federal programs, the State Board
20 may, notwithstanding any laws to the contrary, implement one or
21 more of the following emergency powers:

22 (1) To direct the district to develop and implement a
23 plan that addresses the budgetary, programmatic, and other
24 relevant factors contributing to the need to implement
25 emergency measures. The State Board shall assist in the
26 development and shall have final approval of the plan.

1 (2) To direct the district to contract for educational
2 services in accordance with Section 3-40. The State Board
3 shall assist in the development and shall have final
4 approval of any such contractual agreements.

5 (3) To approve and require revisions of the district's
6 budget.

7 (4) To appoint a Financial Administrator to exercise
8 oversight and control over the district's budget. The
9 Financial Administrator shall serve at the pleasure of the
10 State Board and may be an individual, partnership,
11 corporation, including an accounting firm, or other entity
12 determined by the State Board to be qualified to serve, and
13 shall be entitled to compensation. Such compensation shall
14 be provided through specific appropriations made to the
15 State Board for that express purpose.

16 (5) To develop and implement a plan providing for the
17 dissolution or reorganization of the district if in the
18 judgment of the State Board the circumstances so require.

19 (Source: P.A. 99-691, eff. 1-1-17.)

20 (110 ILCS 805/2-16.02) (from Ch. 122, par. 102-16.02)

21 Sec. 2-16.02. Grants. Any community college district that
22 maintains a community college recognized by the State Board
23 shall receive, when eligible, grants enumerated in this
24 Section. Funded semester credit hours or other measures or both
25 as specified by the State Board shall be used to distribute

1 grants to community colleges. Funded semester credit hours
2 shall be defined, for purposes of this Section, as the greater
3 of (1) the number of semester credit hours, or equivalent, in
4 all funded instructional categories of students who have been
5 certified as being in attendance at midterm during the
6 respective terms of the base fiscal year or (2) the average of
7 semester credit hours, or equivalent, in all funded
8 instructional categories of students who have been certified as
9 being in attendance at midterm during the respective terms of
10 the base fiscal year and the 2 prior fiscal years. For purposes
11 of this Section, "base fiscal year" means the fiscal year 2
12 years prior to the fiscal year for which the grants are
13 appropriated. Such students shall have been residents of
14 Illinois and shall have been enrolled in courses that are part
15 of instructional program categories approved by the State Board
16 and that are applicable toward an associate degree or
17 certificate. Courses that are eligible for reimbursement are
18 those courses for which the district pays 50% or more of the
19 program costs from unrestricted revenue sources, with the
20 exception of dual credit courses and courses offered by
21 contract with the Department of Corrections in correctional
22 institutions. For the purposes of this Section, "unrestricted
23 revenue sources" means those revenues in which the provider of
24 the revenue imposes no financial limitations upon the district
25 as it relates to the expenditure of the funds. Except for
26 Fiscal Year 2012, base operating grants shall be paid based on

1 rates per funded semester credit hour or equivalent calculated
2 by the State Board for funded instructional categories using
3 cost of instruction, enrollment, inflation, and other relevant
4 factors. For Fiscal Year 2012, the allocations for base
5 operating grants to community college districts shall be the
6 same as they were in Fiscal Year 2011, reduced or increased
7 proportionately according to the appropriation for base
8 operating grants for Fiscal Year 2012.

9 Equalization grants shall be calculated by the State Board
10 by determining a local revenue factor for each district by: (A)
11 adding (1) each district's Corporate Personal Property
12 Replacement Fund allocations from the base fiscal year or the
13 average of the base fiscal year and prior year, whichever is
14 less, divided by the applicable statewide average tax rate to
15 (2) the district's most recently audited year's equalized
16 assessed valuation or the average of the most recently audited
17 year and prior year, whichever is less, (B) then dividing by
18 the district's audited full-time equivalent resident students
19 for the base fiscal year or the average for the base fiscal
20 year and the 2 prior fiscal years, whichever is greater, and
21 (C) then multiplying by the applicable statewide average tax
22 rate. The State Board shall calculate a statewide weighted
23 average threshold by applying the same methodology to the
24 totals of all districts' Corporate Personal Property Tax
25 Replacement Fund allocations, equalized assessed valuations,
26 and audited full-time equivalent district resident students

1 and multiplying by the applicable statewide average tax rate.
2 The difference between the statewide weighted average
3 threshold and the local revenue factor, multiplied by the
4 number of full-time equivalent resident students, shall
5 determine the amount of equalization funding that each district
6 is eligible to receive. A percentage factor, as determined by
7 the State Board, may be applied to the statewide threshold as a
8 method for allocating equalization funding. A minimum
9 equalization grant of an amount per district as determined by
10 the State Board shall be established for any community college
11 district which qualifies for an equalization grant based upon
12 the preceding criteria, but becomes ineligible for
13 equalization funding, or would have received a grant of less
14 than the minimum equalization grant, due to threshold
15 prorations applied to reduce equalization funding. As of July
16 1, 2013, a community college district eligible to receive an
17 equalization grant based upon the preceding criteria must
18 maintain a minimum required combined in-district tuition and
19 universal fee rate per semester credit hour equal to 70% of the
20 State-average combined rate, as determined by the State Board,
21 or the total revenue received by the community college district
22 from combined in-district tuition and universal fees must be at
23 least 30% of the total revenue received by the community
24 college district, as determined by the State Board, for
25 equalization funding. As of July 1, 2004, a community college
26 district must maintain a minimum required operating tax rate

1 equal to at least 95% of its maximum authorized tax rate to
2 qualify for equalization funding. This 95% minimum tax rate
3 requirement shall be based upon the maximum operating tax rate
4 as limited by the Property Tax Extension Limitation Law.

5 The State Board shall distribute such other grants as may
6 be authorized or appropriated by the General Assembly.

7 Each community college district entitled to State grants
8 under this Section must submit a report of its enrollment to
9 the State Board not later than 30 days following the end of
10 each semester, ~~quarter,~~ or term in a format prescribed by the
11 State Board. These semester credit hours, or equivalent, shall
12 be certified by each district on forms provided by the State
13 Board. Each district's certified semester credit hours, or
14 equivalent, are subject to audit pursuant to Section 3-22.1.

15 The State Board shall certify, prepare, and submit monthly
16 vouchers to the State Comptroller setting forth an amount equal
17 to one-twelfth of the grants approved by the State Board for
18 base operating grants and equalization grants. The State Board
19 shall prepare and submit to the State Comptroller vouchers for
20 payments of other grants as appropriated by the General
21 Assembly. If the amount appropriated for grants is different
22 from the amount provided for such grants under this Act, the
23 grants shall be proportionately reduced or increased
24 accordingly.

25 For the purposes of this Section, "resident student" means
26 a student in a community college district who maintains

1 residency in that district or meets other residency definitions
2 established by the State Board, and who was enrolled either in
3 one of the approved instructional program categories in that
4 district, or in another community college district to which the
5 resident's district is paying tuition under Section 6-2 or with
6 which the resident's district has entered into a cooperative
7 agreement in lieu of such tuition. Students shall be classified
8 as residents of the community college district without meeting
9 the 30-day residency requirement of the district if they are
10 currently residing in the district and are youth (i) who are
11 currently under the legal guardianship of the Illinois
12 Department of Children and Family Services or have recently
13 been emancipated from the Department and (ii) who had
14 previously met the 30-day residency requirement of the district
15 but who had a placement change into a new community college
16 district. The student, a caseworker or other personnel of the
17 Department, or the student's attorney or guardian ad litem
18 appointed under the Juvenile Court Act of 1987 shall provide
19 the district with proof of current in-district residency.

20 For the purposes of this Section, a "full-time equivalent"
21 student is equal to 30 semester credit hours.

22 The Illinois Community College Board Contracts and Grants
23 Fund is hereby created in the State Treasury. Items of income
24 to this fund shall include any grants, awards, endowments, or
25 like proceeds, and where appropriate, other funds made
26 available through contracts with governmental, public, and

1 private agencies or persons. The General Assembly shall from
2 time to time make appropriations payable from such fund for the
3 support, improvement, and expenses of the State Board and
4 Illinois community college districts.

5 (Source: P.A. 98-46, eff. 6-28-13; 98-756, eff. 7-16-14;
6 99-845, eff. 1-1-17.)

7 (110 ILCS 805/2-24)

8 Sec. 2-24. We Want to Learn English Initiative.

9 (a) Subject to appropriation and Section 7 of the Board of
10 Higher Education Act, the State Board may establish and
11 administer a We Want to Learn English Initiative to provide
12 resources for immigrants and refugees in this State to learn
13 English in order to move towards becoming full members of
14 American society.

15 (b) ~~If funds are~~ Each fiscal year, the State Board may
16 ~~include, as a separate line item, in its budget proposal~~
17 ~~\$15,000,000 or less in funding for the We Want to Learn English~~
18 ~~Initiative, to be disbursed by the State Board. If the State~~
19 ~~Board decides to disburse the funds~~ appropriated for this
20 Initiative, then the State Board ~~it~~ must disburse no less than
21 half of the funds appropriated each fiscal year to
22 community-based, not-for-profit organizations, immigrant
23 social service organizations, faith-based organizations, and
24 on-site job training programs so that immigrants and refugees
25 can learn English where they live, work, pray, and socialize

1 and where their children go to school.

2 (c) Funds for the We Want to Learn English Initiative may
3 be used only to provide programs that teach English to United
4 States citizens, lawful permanent residents, and other persons
5 residing in this State who are in lawful immigration status.

6 (Source: P.A. 95-638, eff. 6-1-08.)

7 (110 ILCS 805/3-7) (from Ch. 122, par. 103-7)

8 Sec. 3-7. (a) The election of the members of the board of
9 trustees shall be nonpartisan and shall be held at the time and
10 in the manner provided in the general election law.

11 (b) Unless otherwise provided in this Act, members shall be
12 elected to serve 6 year terms. The term of members elected in
13 1985 and thereafter shall be from the date the member is
14 officially determined to be elected to the board by a canvass
15 conducted pursuant to the Election Code, to the date that the
16 winner of the seat is officially determined by the canvass
17 conducted pursuant to the Election Code the next time the seat
18 on the board is to be filled by election.

19 (c) Each member must on the date of his election be a
20 citizen of the United States, of the age of 18 years or over,
21 and a resident of the State and the territory which on the date
22 of the election is included in the community college district
23 for at least one year immediately preceding his election. In
24 Community College District No. 526, each member elected at the
25 consolidated election in 2005 or thereafter must also be a

1 resident of the trustee district he or she represents for at
2 least one year immediately preceding his or her election,
3 except that in the first consolidated election for each trustee
4 district following reapportionment, a candidate for the board
5 may be elected from any trustee district that contains a part
6 of the trustee district in which he or she resided at the time
7 of the reapportionment and may be reelected if a resident of
8 the new trustee district he or she represents for one year
9 prior to reelection. In the event a person who is a member of a
10 common school board is elected or appointed to a board of
11 trustees of a community college district, that person shall be
12 permitted to serve the remainder of his or her term of office
13 as a member of the common school board. Upon the expiration of
14 the common school board term, that person shall not be eligible
15 for election or appointment to a common school board during the
16 term of office with the community college district board of
17 trustees.

18 (d) Whenever a vacancy occurs, the remaining members shall
19 fill the vacancy, and the person so appointed shall serve until
20 a successor is elected to serve the remainder of the unexpired
21 term at the next regular election for board members and is
22 certified in accordance with Sections 22-17 and 22-18 of the
23 Election Code. If the remaining members fail so to act within
24 60 days after the vacancy occurs, the chairman of the State
25 Board shall fill that vacancy, and the person so appointed
26 shall serve until a successor is elected to serve the remainder

1 of the unexpired term at the next regular election for board
2 members and is certified in accordance with Sections 22-17 and
3 22-18 of the Election Code. The person appointed to fill the
4 vacancy shall have the same residential qualifications as his
5 predecessor in office was required to have. In either instance,
6 if the vacancy occurs with less than 4 months remaining before
7 the next scheduled consolidated election, and the term of
8 office of the board member vacating the position is not
9 scheduled to expire at that election, then the term of the
10 person so appointed shall extend through that election and
11 until the succeeding consolidated election. If the term of
12 office of the board member vacating the position is scheduled
13 to expire at the upcoming consolidated election, the appointed
14 member shall serve only until a successor is elected and
15 qualified at that election.

16 (e) Members of the board shall serve without compensation
17 but shall be reimbursed for their reasonable expenses incurred
18 in connection with their service as members. Compensation, for
19 purposes of this Section, means any salary or other benefits
20 not expressly authorized by this Act to be provided or paid to,
21 for or on behalf of members of the board. The board of each
22 community college district may adopt a policy providing for the
23 issuance of bank credit cards, for use by any board member who
24 requests the same in writing and agrees to use the card only
25 for the reasonable expenses which he or she incurs in
26 connection with his or her service as a board member. Expenses

1 charged to such credit cards shall be accounted for separately
2 and shall be submitted to the chief financial officer of the
3 district for review prior to being reported to the board at its
4 next regular meeting.

5 (f) ~~The~~ Except in an election of the initial board for a
6 new community college district created pursuant to Section
7 ~~6-6.1,~~ the ballot for the election of members of the board for
8 a community college district shall indicate the length of term
9 for each office to be filled. In the election of a board for
10 any community college district, the ballot shall not contain
11 any political party designation.

12 (Source: P.A. 100-273, eff. 8-22-17.)

13 (110 ILCS 805/3-7a) (was 110 ILCS 805/3-7, subsec. (c))

14 Sec. 3-7a. Trustee districts; Community College District
15 No. 522. ~~A board of trustees of a community college district~~
16 ~~which is contiguous or has been contiguous to an experimental~~
17 ~~community college district as authorized and defined by Article~~
18 ~~IV of this Act may, on its own motion, or shall, upon the~~
19 ~~petition of the lesser of 1/10 or 2,000 of the voters~~
20 ~~registered in the district, order submitted to the voters of~~
21 ~~the district at the next general election the proposition for~~
22 ~~the election of board members by trustee district rather than~~
23 ~~at large, and such proposition shall thereupon be certified by~~
24 ~~the secretary of the board to the proper election authority in~~
25 ~~accordance with the general election law for submission.~~

1 ~~If the proposition is approved by a majority of those~~
2 ~~voting on the proposition, the State Board of Elections, in~~
3 ~~1991, shall reapportion the trustee districts to reflect the~~
4 ~~results of the last decennial census, and shall divide the~~
5 ~~community college district into 7 trustee districts, each of~~
6 ~~which shall be compact, contiguous and substantially equal in~~
7 ~~population to each other district.~~ In 2001, and in the year
8 following each decennial census thereafter, the board of
9 trustees of community college District #522 shall reapportion
10 the trustee districts to reflect the results of the census, and
11 shall divide the community college district into 7 trustee
12 districts, each of which shall be compact, contiguous, and
13 substantially equal in population to each other district. The
14 division of the community college district into trustee
15 districts shall be completed and formally approved by a
16 majority of the members of the board of trustees of community
17 college District #522 in 2001 and in the year following each
18 decennial census. At the same meeting of the board of trustees,
19 the board shall, publicly by lot, divide the trustee districts
20 as equally as possible into 2 groups. Beginning in 2003 and
21 every 10 years thereafter, trustees or their successors from
22 one group shall be elected for successive terms of 4 years and
23 6 years; and members or their successors from the second group
24 shall be elected for successive terms of 6 years and 4 years.
25 One member shall be elected from each such trustee district.
26 ~~Each member elected in 2001 shall be elected at the 2001~~

1 ~~consolidated election from the trustee districts established~~
2 ~~in 1991. The term of each member elected in 2001 shall end on~~
3 ~~the date that the trustees elected in 2003 are officially~~
4 ~~determined by a canvass conducted pursuant to the Election~~
5 ~~Code.~~

6 (Source: P.A. 97-539, eff. 8-23-11.)

7 (110 ILCS 805/3-14.2) (from Ch. 122, par. 103-14.2)

8 Sec. 3-14.2. In addition to any other tax levies authorized
9 by law, the board of a community college district (1) whose
10 boundaries are entirely within a county with a population in
11 excess of 2 million persons and (2) which was organized as a
12 public junior college prior to October 1, 1973, and (3) whose
13 existence was validated by an Act filed with the Secretary of
14 State on May 31, 1937, may levy an additional tax upon the
15 taxable property of the district in any year in which the State
16 Board issues a certificate of eligibility to do so. The
17 additional tax may be used to increase the total taxing
18 authority of the district to the rate of 23.54 cents per \$100
19 of equalized assessed value for educational and operations,
20 building and maintenance purposes.

21 In order to be eligible to levy the additional tax as
22 provided herein, the district shall have been eligible to
23 receive equalization grants pursuant to Section 2-16.02 ~~102-16~~
24 for each of the five fiscal years in the period 1984 to 1988.

25 The additional amount certified by the State Board to be

1 levied shall not exceed the combined increases in the
2 educational and operations, building and maintenance purposes
3 funds authorized in Section 3-14. The State Board shall notify
4 the board of trustees of the community college district of its
5 eligibility to levy additional taxes as authorized in this
6 Section and the amount of such levy, by November 1, 1988.

7 A resolution, adopted pursuant to the provisions of the
8 Open Meetings Act, which expresses the district's intent to
9 levy such a tax, or a portion thereof, when accompanied by the
10 State Board certificate of eligibility, shall be the authority
11 for the county clerk or clerks to extend such a tax. The
12 district board shall cause a copy of the resolution to be
13 published in one or more newspapers published in the district
14 within 10 days after such levy is made. If no newspaper is
15 published in the district, the resolution shall be published in
16 a newspaper having general circulation within the district. The
17 publication of the resolution shall include a notice of (1) the
18 specific number of voters required to sign a petition
19 requesting that the question of the adoption of the tax levy be
20 submitted to the voters of the district; (2) the time within
21 which the petition must be filed; and (3) the date of the
22 prospective referendum. The district secretary shall provide a
23 petition form to any individual requesting one.

24 If within 30 days of the adoption of such additional levy,
25 a petition is filed with the secretary of the board of
26 trustees, signed by not less than 10% of the voters of the

1 district, requesting that the proposition to levy such
2 additional taxes as authorized by this Section be submitted to
3 the voters of the district, then the district shall not be
4 authorized to levy such additional taxes as permitted by this
5 Section until the proposition has been submitted to and
6 approved by a majority of the voters voting on the proposition
7 at a regularly scheduled election in the manner provided in the
8 general election law. The secretary shall certify the
9 proposition to the proper election authority for submission to
10 the voters. If no such petition with the requisite number of
11 signatures and which is otherwise valid is filed within such 30
12 day period, then the district shall thereafter be authorized to
13 levy such additional taxes as provided and for the purposes
14 expressed in this Section.

15 (Source: P.A. 85-1150; 86-1253.)

16 (110 ILCS 805/3-14.3) (from Ch. 122, par. 103-14.3)

17 Sec. 3-14.3. In addition to any other tax levies authorized
18 by law, the board of a community college district may levy an
19 additional tax upon the taxable property of the district in any
20 year in which the State Board issues a certificate of
21 eligibility to do so. The additional tax may be used to
22 increase the total taxing authority of the district to the most
23 recently reported statewide average actual levy rate in cents
24 per \$100 of equalized assessed value for educational and
25 operations and maintenance purposes as certified by the State

1 Board.

2 In order to be eligible to levy the additional tax as
3 provided herein, the district shall have been eligible to
4 receive equalization grants pursuant to Section ~~2-16~~ or
5 2-16.02, ~~as the case may be,~~ in the year of eligibility
6 certification or in the previous fiscal year.

7 The additional amount certified by the State Board to be
8 levied shall not exceed the combined increases in the
9 educational and operations and maintenance purposes funds
10 authorized in Section 3-14. The State Board shall notify the
11 board of trustees of the community college district of its
12 eligibility to levy additional taxes as authorized in this
13 Section and the amount of such levy, by November 1 of each
14 year.

15 A resolution, adopted annually pursuant to the provisions
16 of the Open Meetings Act, which expresses the district's intent
17 to levy such a tax, or a portion thereof, when accompanied by
18 the State Board certificate of eligibility, shall be the
19 authority for the county clerk or clerks to extend such a tax.
20 Within 10 days after adoption of such resolution, the district
21 shall cause to be published the resolution in at least one or
22 more newspapers published in the district. The publication of
23 the resolution shall include a notice of (1) the specific
24 number of voters required to sign a petition requesting that
25 the proposition of the adoption of the resolution be submitted
26 to the voters of the district; (2) the time in which the

1 petition must be filed; and (3) the date of the prospective
2 referendum. The secretary shall provide a petition form to any
3 individual requesting one.

4 If within 30 days of the annual adoption of such additional
5 levy, a petition is filed with the secretary of the board of
6 trustees, signed by not less than 10% of the registered voters
7 of the district, requesting that the proposition to levy such
8 additional taxes as authorized by this Section be submitted to
9 the voters of the district, then the district shall not be
10 authorized to levy such additional taxes as permitted by this
11 Section until the proposition has been submitted to and
12 approved by a majority of the voters voting on the proposition
13 at a regularly scheduled election in the manner provided in the
14 general election law. The secretary shall certify the
15 proposition to the proper election authority for submission to
16 the voters. If no such petition with the requisite number of
17 signatures and which is otherwise valid is filed within such 30
18 day period, then the district shall be authorized to levy such
19 additional taxes as provided for the purposes expressed in this
20 Section.

21 (Source: P.A. 86-360; 87-1018.)

22 (110 ILCS 805/3-20.1) (from Ch. 122, par. 103-20.1)

23 Sec. 3-20.1. The board of each community college district
24 shall within or before the first quarter of each fiscal year,
25 adopt an annual budget which it deems necessary to defray all

1 necessary expenses and liabilities of the district, and in such
2 annual budget shall specify the objects and purposes of each
3 item and amount needed for each object or purpose. The board of
4 each community college district shall file a written or
5 electronic copy of the annual budget with the State Board.

6 The budget shall contain a statement of the cash on hand at
7 the beginning of the fiscal year, an estimate of the cash
8 expected to be received during such fiscal year from all
9 sources, an estimate of the expenditures contemplated for such
10 fiscal year, and a statement of the estimated cash expected to
11 be on hand at the end of such year. The estimate of taxes to be
12 received may be based upon the amount of actual cash receipts
13 that may reasonably be expected by the district during such
14 fiscal year, estimated from the experience of the district in
15 prior years and with due regard for other circumstances that
16 may substantially affect such receipts. Nothing in this Section
17 shall be construed as requiring any district to change or
18 preventing any district from changing from a cash basis of
19 financing to a surplus or deficit basis of financing; or as
20 requiring any district to change or preventing any district
21 from changing its system of accounting.

22 The board of each community college district shall fix a
23 fiscal year. If the beginning of the fiscal year of a district
24 is subsequent to the time that the tax levy for such fiscal
25 year shall be made, then such annual budget shall be adopted
26 prior to the time such tax levy shall be made.

1 Such budget shall be prepared in tentative form by some
2 person or persons designated by the board, and in such
3 tentative form shall be made conveniently available to public
4 inspection for at least 30 days prior to final action thereon.
5 At least one public hearing shall be held as to such budget
6 prior to final action thereon. Notice of availability for
7 public inspection and of such public hearing shall be given by
8 publication in a newspaper published in such district, at least
9 30 days prior to the time of such hearing. If there is no
10 newspaper published in such district, notice of such public
11 hearing shall be given by publication in a newspaper having
12 general circulation within the district ~~posting notices~~
13 ~~thereof in 5 of the most public places in such district.~~ It
14 shall be the duty of the secretary of the board to make the
15 tentative budget available to public inspection, and to arrange
16 for such public hearing. The board may from time to time make
17 transfers between the various items in any fund not exceeding
18 in the aggregate 10% of the total of such fund as set forth in
19 the budget. The board may amend the annual budget from time to
20 time at a regular meeting of the board if public notice of any
21 amendment is provided pursuant to the Open Meetings Act. ~~The~~
22 ~~board may from time to time amend such budget by the same~~
23 ~~procedure as is herein provided for its original adoption.~~

24 (Source: P.A. 78-669.)

1 Sec. 3-22.1. To cause an audit to be made as of the end of
2 each fiscal year by an accountant licensed to practice public
3 accounting in Illinois and appointed by the board. The auditor
4 shall perform his or her examination in accordance with
5 generally accepted auditing standards and regulations
6 prescribed by the State Board, and submit his or her report
7 thereon in accordance with generally accepted accounting
8 principles. The examination and report shall include a
9 verification of student enrollments and any other bases upon
10 which claims are filed with the State Board. The audit report
11 shall include a statement of the scope and findings of the
12 audit and a professional opinion signed by the auditor. If a
13 professional opinion is denied by the auditor he or she shall
14 set forth the reasons for that denial. The board shall not
15 limit the scope of the examination to the extent that the
16 effect of such limitation will result in the qualification of
17 the auditor's professional opinion. The procedures for payment
18 for the expenses of the audit shall be in accordance with
19 Section 9 of the Governmental Account Audit Act. Copies of the
20 audit report shall be filed with the State Board in accordance
21 with regulations prescribed by the State Board. ~~The State Board~~
22 ~~shall file one copy of the audit report with the Auditor~~
23 ~~General.~~

24 (Source: P.A. 99-655, eff. 7-28-16.)

25 (110 ILCS 805/3-25.1) (from Ch. 122, par. 103-25.1)

1 Sec. 3-25.1. To authorize application to the State ~~Illinois~~
2 ~~Community College~~ Board for the approval of new units of
3 instruction, research or public service as defined in this
4 Section and to establish such new units following approval in
5 accordance with the provisions of this Act and the Board of
6 Higher Education Act.

7 The term "new unit of instruction, research or public
8 service" includes the establishment of a college, school,
9 division, institute, department or other unit including majors
10 and curricula in any field of instruction, research, or public
11 service not theretofore included in the program of the
12 community college, and includes the establishment of any new
13 branch or campus of the institution. The term shall not include
14 reasonable and moderate extensions of existing curricula,
15 research, or public service programs which have a direct
16 relationship to existing programs; and the State Board may,
17 under its rule making power define the character of reasonable
18 and moderate extensions.

19 (Source: P.A. 88-322.)

20 (110 ILCS 805/3-26.1) (from Ch. 122, par. 103-26.1)

21 Sec. 3-26.1. Any employee of a community college board who
22 is a member of any reserve component of the United States Armed
23 Services, including the Illinois National Guard, and who is
24 mobilized to active military duty on or after August 1, 1990 ~~as~~
25 ~~a result of an order of the President of the United States,~~

1 shall for each pay period beginning on or after August 1, 1990
2 continue to receive the same regular compensation that he
3 receives or was receiving as an employee of the community
4 college board at the time he is or was so mobilized to active
5 military duty, plus any health insurance and other benefits he
6 is or was receiving or accruing at that time, minus the amount
7 of his base pay for military service, for the duration of his
8 active military service. If the employee's active military duty
9 commences on or after the effective date of this amendatory Act
10 of the 100th General Assembly, the military duty shall not
11 result in the loss or diminishment of any employment benefit,
12 service credit, or status accrued at the time the duty
13 commenced.

14 In the event any provision of a collective bargaining
15 agreement or any community college board or district policy
16 covering any employee so ordered to active duty is more
17 generous than the provisions contained in this Section the
18 collective bargaining agreement or community college board or
19 district policy shall be controlling.

20 (Source: P.A. 87-631.)

21 (110 ILCS 805/3-29) (from Ch. 122, par. 103-29)

22 Sec. 3-29. To indemnify and protect board members and ~~7~~
23 ~~employees, and student teachers~~ of boards against civil rights
24 damage claims and suits, constitutional rights damage claims
25 and suits, death, bodily injury and property damage claims and

1 suits, including defense thereof, when damages are sought for
2 alleged negligent or wrongful acts while such board member or ~~7~~
3 employee ~~or student teacher~~ is engaged in the exercise or
4 performance of any powers or duties of the board, or is acting
5 within the scope of employment or under the direction of the
6 community college board.

7 To insure against any loss or liability of the district or
8 board members and ~~7~~ employees, ~~and student teachers~~ of boards
9 against civil rights damage claims and suits, constitutional
10 rights damage claims and suits and death, bodily injury and
11 property damage claims and suits, including defense thereof,
12 when damages are sought for alleged negligent or wrongful acts
13 while such board member or ~~7~~ employee, ~~or student teacher~~ is
14 engaged in the exercise or performance of any powers or duties
15 of the board, or is acting within the scope of employment or
16 under the direction of the board. Such insurance shall be
17 carried in a company licensed to write such coverage in this
18 State.

19 (Source: P.A. 83-1391.)

20 (110 ILCS 805/3-40) (from Ch. 122, par. 103-40)

21 Sec. 3-40. To enter into contracts or agreements with any
22 ~~person,~~ organization, association, educational institution, or
23 governmental agency for providing ~~or securing~~ educational
24 services for academic credit. The authority of any community
25 college district to exercise the powers granted under this

1 Section is subject to the prior review and approval of the
2 State Board under subsection (i) of Section 2-12 of this Act.

3 ~~Any initial contract with a public university or a private~~
4 ~~degree-granting college or university entered into on or after~~
5 ~~July 1, 1985 but before July 1, 2016 shall have prior approval~~
6 ~~of the State Board and the Illinois Board of Higher Education.~~

7 ~~Any initial contract with a public university or a private~~
8 ~~degree-granting college or university entered into on or after~~
9 ~~July 1, 2016 shall have prior approval of the State Board.~~

10 (Source: P.A. 99-655, eff. 7-28-16.)

11 (110 ILCS 805/3-42.1) (from Ch. 122, par. 103-42.1)

12 Sec. 3-42.1. (a) To appoint law enforcement officer and
13 non-law enforcement officer members of the community college
14 district police department or department of public safety.

15 (b) Members of the community college district police
16 department or department of public safety who are law
17 enforcement officers, as defined in the Illinois Police
18 Training Act, shall be peace officers under the laws of this
19 State. As such, law enforcement officer members of these
20 departments shall have all of the powers of police officers in
21 cities and sheriffs in counties, including the power to make
22 arrests on view or on warrants for violations of State statutes
23 and to enforce county or city ordinances in all counties that
24 lie within the community college district, when such is
25 required for the protection of community college personnel,

1 students, property, or interests. Such officers shall have no
2 power to serve and execute civil process.

3 As peace officers in this State, all laws pertaining to
4 hiring, training, retention, service authority, and discipline
5 of police officers, under State law, shall apply. Law
6 enforcement officer members must complete the minimum basic
7 training requirements of a police training school under the
8 Illinois Police Training Act. Law enforcement officer members
9 who have successfully completed an Illinois Law Enforcement
10 Training and Standards Board certified firearms course shall be
11 equipped with appropriate firearms and auxiliary weapons.

12 (c) Non-law enforcement officer members of the community
13 college police, public safety, or security departments whose
14 job requirements include performing patrol and security type
15 functions shall, within 6 months after their initial hiring
16 date ~~or the effective date of this amendatory Act of the 96th~~
17 ~~General Assembly, whichever is later,~~ be required to
18 successfully complete the 20-hour basic security training
19 course required by (i) the Department of Financial and
20 Professional Regulation, Division of Professional Regulation
21 for Security Officers, (ii) by the International Association of
22 College Law Enforcement Administrators, or (iii) campus
23 protection officer training program or a similar course
24 certified and approved by the Illinois Law Enforcement Training
25 and Standards Board. They shall also be permitted to become
26 members of an Illinois State Training Board Mobile Training

1 Unit and shall complete 8 hours in continuing training, related
2 to their specific position of employment, each year. The board
3 may establish reasonable eligibility requirements for
4 appointment and retention of non-law enforcement officer
5 members.

6 All non-law enforcement officer members authorized to
7 carry weapons, other than firearms, shall receive training on
8 the proper deployment and use of force regarding such weapons.

9 (Source: P.A. 96-269, eff. 8-11-09.)

10 (110 ILCS 805/3-48) (from Ch. 122, par. 103-48)

11 Sec. 3-48. Interest of board member in contracts.

12 (a) Except as otherwise provided in this Section, no ~~No~~
13 community college board member shall be interested, directly or
14 indirectly, in his own name or in the name of any other person,
15 association, trust or corporation, in any contract, work, or
16 business of the district or in the sale of any article,
17 whenever the expense, price, or consideration of the contract,
18 work, business, or sale is paid either from the treasury or by
19 any assessment levied by any statute or ordinance. A community
20 college board member shall not be deemed interested if the
21 board member is an employee of a business that is involved in
22 the transaction of business with the district and has no
23 financial interests other than as an employee. Except as
24 otherwise provided in this Section, no ~~No~~ community college
25 board member shall be interested, directly or indirectly, in

1 the purchase of any property which (1) belongs to the district,
2 or (2) is sold for taxes or assessments, or (3) is sold by
3 virtue of legal process at the suit of the district.

4 (b) A ~~However, any~~ board member may provide materials,
5 merchandise, property, services, or labor, if:

6 A. the contract is with a person, firm, partnership,
7 association, corporation, or cooperative association in
8 which the board member has less than a 7 1/2% share in the
9 ownership; and

10 B. such interested board member publicly discloses the
11 nature and extent of his interest prior to or during
12 deliberations concerning the proposed award of the
13 contract; and

14 C. such interested board member abstains from voting on
15 the award of the contract, though he shall be considered
16 present for the purposes of establishing a quorum; and

17 D. such contract is approved by a majority vote of
18 those board members presently holding office; and

19 E. the contract is awarded after sealed bids to the
20 lowest responsible bidder if the amount of the contract
21 exceeds \$1500, or awarded without bidding if the amount of
22 the contract is less than \$1500; and

23 F. the award of the contract would not cause the
24 aggregate amount of all such contracts so awarded to the
25 same person, firm, association, partnership, corporation,
26 or cooperative association in the same fiscal year to

1 exceed \$25,000.

2 (c) In addition to the exemptions under subsection (b) of
3 this Section, a ~~above exemption, any~~ board member may provide
4 materials, merchandise, property, services or labor if:

5 A. the award of the contract is approved by a majority
6 vote of the board provided that any such interested member
7 shall abstain from voting; and

8 B. the amount of the contract does not exceed \$250; and

9 C. the award of the contract would not cause the
10 aggregate amount of all such contracts so awarded to the
11 same person, firm, association, partnership, corporation,
12 or cooperative association in the same fiscal year to
13 exceed \$500; and

14 D. such interested member publicly discloses the
15 nature and extent of his interest prior to or during
16 deliberations concerning the proposed award of the
17 contract; and

18 E. such interested member abstains from voting on the
19 award of the contract, though he shall be considered
20 present for the purposes of establishing a quorum.

21 (d) A contract for the procurement of public utility
22 services by a district with a public utility company is not
23 barred by this Section by one or more members of the board
24 being an officer or employee of the public utility company or
25 holding an ownership interest of no more than 7 1/2% in the
26 public utility company. A ~~An elected or appointed~~ member of the

1 board having such an interest shall be deemed not to have a
2 prohibited interest under this Section.

3 (e) This Section does not prohibit a student member of the
4 board from maintaining official status as an enrolled student,
5 from maintaining normal student employment at the college or
6 from receiving scholarships or grants when the eligibility for
7 the scholarships or grants is not determined by the board.

8 (f) Nothing contained in this Section shall preclude a
9 contract of deposit of monies, loans or other financial
10 services by a district with a local bank or local savings and
11 loan association, regardless of whether a member or members of
12 the community college board are interested in such bank or
13 savings and loan association as a director, as an officer or
14 employee or as a holder of less than 7 1/2% of the total
15 ownership interest. A member or members holding such an
16 interest in such a contract shall not be deemed to be holding a
17 prohibited interest for purposes of this Act. Such interested
18 member or members of the community college board must publicly
19 state the nature and extent of their interest during
20 deliberations concerning the proposed award of such a contract,
21 but shall not participate in any further deliberations
22 concerning the proposed award. Such interested member or
23 members shall not vote on such a proposed award. Any member or
24 members abstaining from participation in deliberations and
25 voting under this Section may be considered present for
26 purposes of establishing a quorum. Award of such a contract

1 shall require approval by a majority vote of those members
2 presently holding office. Consideration and award of any such
3 contract in which a member or members are interested may only
4 be made at a regularly scheduled public meeting of the
5 community college board.

6 (g) Any board member who violates this Section is guilty of
7 a Class 4 felony and in addition thereto any office held by
8 such person so convicted shall become vacant and shall be so
9 declared as part of the judgment of the court.

10 (Source: P.A. 86-930.)

11 (110 ILCS 805/3-53)

12 Sec. 3-53. Private-public partnership boards.

13 (a) In this Section:

14 "Advanced manufacturing technology" means a program of
15 study that leads students to an industry certification,
16 diploma, degree, or combination of these in skills and
17 competencies needed by manufacturers.

18 "Industry certification" means an industry-recognized
19 credential that is (i) industry created, (ii) nationally
20 portable, (iii) third-party-validated by either the
21 International Organization for Standardization or the American
22 National Standards Institute and is data-based and supported.

23 "Institution" means a public high school or community
24 college, including a community college in a community college
25 district to which Article 7 of this Act applies, that offers

1 instruction in advanced manufacturing technology for credit
2 towards a degree.

3 "Private-public partnership board" means a formal group of
4 volunteers within a community college district that may be
5 comprised of some, but not necessarily all, of the following:
6 local and regional manufacturers, applicable labor unions,
7 community college officials, school district superintendents,
8 high school principals, workforce investment boards, or other
9 individuals willing to participate.

10 (b) The creation of a private-public partnership board is
11 encouraged and may be authorized at each community college. A
12 board, if created, shall meet no less than 5 of the following
13 criteria:

14 (1) be minimally comprised of those entities described
15 in subsection (a) of this Section;

16 (2) be led cooperatively by a manufacturer, a school
17 district superintendent, and a community college president
18 or their designees;

19 (3) meet no less than ~~4 times each year during State~~
20 ~~fiscal years 2015 and 2016 and thereafter no less than~~
21 twice each State fiscal year;

22 (4) encourage and define the implementation of
23 programs of study in advanced manufacturing technology to
24 meet the competency and skill demands of manufacturers;

25 (5) define a minimum of 4 programs of study in advanced
26 manufacturing technology to meet the needs of the broadest

1 number of manufacturers in the area;

2 (6) encourage formal alignment and dual-credit
3 opportunities for high school students who begin advanced
4 manufacturing technology training to transition to
5 community college programs of study in advanced
6 manufacturing technology; and

7 (7) establish, as its foundation, the certified
8 production technician credential offered by the
9 Manufacturing Skill Standards Council or its successor
10 entity.

11 (Source: P.A. 98-1069, eff. 8-26-14.)

12 (110 ILCS 805/5-3) (from Ch. 122, par. 105-3)

13 Sec. 5-3. Community college districts desiring to
14 participate in the program authorized in Section 5-1 of this
15 Act shall make a written application to the State Board on
16 forms provided by such Board. The State Board may require the
17 following information:

18 (a) Description of present facilities and those
19 planned for construction.

20 (b) Present community college enrollment.

21 (c) (Blank). ~~The projected enrollment over the next 5~~
22 ~~years. However, no application shall be accepted unless~~
23 ~~such district contains 3 counties, or that portion of 3~~
24 ~~counties not included in an existing community college~~
25 ~~district, or the projected enrollment shows more than 1,000~~

1 ~~fulltime equivalent students within 5 years in districts~~
2 ~~outside the Chicago standard metropolitan area and more~~
3 ~~than 2,000 fulltime equivalent students in the Chicago~~
4 ~~standard metropolitan area, such area as defined by U.S.~~
5 ~~Bureau of Census.~~

6 (d) Outline of community college curricula, including
7 vocational and technical education, present and proposed.

8 (e) District financial report including financing
9 plans for district's share of costs.

10 (f) Facts showing adequate standards for the physical
11 plant, heating, lighting, ventilation, sanitation, safety,
12 equipment and supplies, instruction and teaching,
13 curricula, library, operation, maintenance, administration
14 and supervision.

15 (g) Survey of the existing community college or
16 proposed community college service area and the proper
17 location of the site in relation to the existing
18 institutions of higher education offering
19 pre-professional, occupational and technical training
20 curricula. The factual survey must show the possible
21 enrollment, assessed valuation, industrial, business,
22 agricultural and other conditions reflecting educational
23 needs in the area to be served; however, no community
24 college will be authorized in any location which, on the
25 basis of the evidence supplied by the factual survey, shall
26 be deemed inadequate for the maintenance of desirable

1 standards for the offering of basic subjects of general
2 education, semiprofessional and technical curricula.

3 (h) Such other information as the State Board may
4 require.

5 (Source: P.A. 78-669.)

6 (110 ILCS 805/5-4) (from Ch. 122, par. 105-4)

7 Sec. 5-4. Any community college district desiring to
8 participate in the program for new academic facilities ~~or any~~
9 ~~facilities built or bought under contract entered into after~~
10 ~~July 7, 1964,~~ shall file an application with the State Board
11 prior to such dates as are designated by the State Board. The
12 State Board in providing priorities if such are needed because
13 of limited funds shall be regulated by objective criteria which
14 shall be such as will tend best to achieve the objectives of
15 this Article, while leaving opportunity and flexibility for the
16 development of standards and methods that will best accommodate
17 the varied needs of the community colleges in the State. Basic
18 criteria shall give special consideration to the expansion of
19 enrollment capacity and shall include consideration of the
20 degree to which the applicant districts effectively utilize
21 existing facilities and which allow the Board, for priority
22 purposes, to provide for the grouping in a reasonable manner,
23 the application for facilities according to functional or
24 educational type.

25 (Source: P.A. 78-669.)

1 (110 ILCS 805/5-6) (from Ch. 122, par. 105-6)

2 Sec. 5-6. Any community college district may, as a part of
3 its 25% contribution for building purposes, contribute real
4 property situated within the geographical boundaries of such
5 community college district at market value as determined at the
6 time the contribution is made to the Capital Development Board
7 in accordance with the program and budget, the plan as approved
8 by the State Board by 3 licensed appraisers ~~appointed by the~~
9 ~~State Board~~, except that where a community college district has
10 acquired such lands without cost or for a consideration
11 substantially less than the market value thereof at the time of
12 acquisition, the amount of the community college district's
13 contribution for the land shall be limited (a) to the
14 difference, if any, between the appraised market value at the
15 time of acquisition and the appraised market value at the time
16 the contribution is made to the Capital Development Board, if
17 the grantor is the Federal government, (except that no property
18 acquired prior to December 18, 1975 shall be affected by the
19 provisions of this section), or any department, agency, board
20 or commission thereof or (b) to the actual amount, if any, of
21 the consideration paid for the land if the grantor is the State
22 of Illinois or any department, agency, board or commission
23 thereof.

24 In the event the highest appraisal exceeds the average of
25 the other two appraisals by more than 10%, such appraisal shall

1 not be considered in determining the market value of the land
2 and a new appraiser shall be appointed by the State Board, who
3 shall re-appraise the land. The re-appraisal shall then become
4 the third appraisal as required by this section. The cost of
5 the appraisement shall be paid by the community college
6 district.

7 (Source: P.A. 84-1308.)

8 (110 ILCS 805/5-7) (from Ch. 122, par. 105-7)

9 Sec. 5-7. Transfer of funds or designation of real
10 property. As part of ~~Prior to~~ entering into an agreement with
11 the Capital Development Board, the community college board
12 shall transfer to the Capital Development Board funds or
13 designate for building purposes any real property it may own,
14 either improved or unimproved, situated within the
15 geographical boundaries of such community college district, or
16 both, in an amount equal to at least 25% of the total amount
17 necessary to finance the project, except that no real property
18 may be so designated, unless prior to its acquisition by the
19 community college district after December 18, 1975 the Capital
20 Development Board has had an opportunity to evaluate the land
21 and issue a report concerning its suitability for construction
22 purposes. Of the total funds transferred from the community
23 college board to the Capital Development Board, an amount equal
24 to 40% of each of the fees under an architect or engineer
25 contract, including any reimbursable items under the contract

1 to cover contractual obligations through the design
2 development phase of the project, shall be transferred prior to
3 the signing of the contract. Prior to approval to proceed
4 beyond the design development stage or to advertising the first
5 bid package of a phased-bid project, whichever comes first, the
6 community college board shall transfer funds to the Capital
7 Development Board in an amount equal to the balance of the
8 local share of the total project cost. For the purposes of this
9 Section, the proceeds derived from the sale of bonds as
10 provided in this Act, any lands designated as all or part of
11 the 25% contribution by the community college district or any
12 other money available to the community college for building
13 purposes may be used.

14 (Source: P.A. 89-281, eff. 8-10-95.)

15 (110 ILCS 805/5A-15)

16 Sec. 5A-15. Guaranteed energy savings contract.
17 "Guaranteed energy savings contract" means a contract for: (i)
18 the implementation of an energy audit, data collection, and
19 other related analyses preliminary to the undertaking of energy
20 conservation measures; (ii) the evaluation and recommendation
21 of energy conservation measures; (iii) the implementation of
22 one or more energy conservation measures; and (iv) the
23 implementation of project monitoring and data collection to
24 verify post-installation energy consumption and energy-related
25 operating costs. The contract shall provide that all payments,

1 except obligations on termination of the contract before its
2 expiration, are to be made over time and that the savings are
3 guaranteed to the extent necessary to pay the costs of the
4 energy conservation measures. Energy savings may include
5 energy reduction and offsetting sources of renewable energy
6 funds, including renewable energy credits and carbon credits.

7 (Source: P.A. 88-173.)

8 (110 ILCS 805/5A-25)

9 Sec. 5A-25. Request for proposals. "Request for proposals"
10 means a competitive selection achieved by negotiated
11 procurement. The request for proposals shall be submitted to
12 the administrators of the Capital Development Board announced
13 in the Illinois Procurement Bulletin for publication and
14 through at least one public notice, at least 14 days before the
15 request date in a newspaper published in the district, or if no
16 newspaper is published in the district, in a newspaper of
17 general circulation in the area of the district, by a community
18 college district that will administer the program, requesting
19 innovative solutions and proposals for energy conservation
20 measures. Proposals submitted shall be sealed. The request for
21 proposals shall include all of the following:

22 (1) The name and address of the community college
23 district.

24 (2) The name, address, title, and phone number of a
25 contact person.

1 (3) Notice indicating that the community college
2 district is requesting qualified providers to propose
3 energy conservation measures through a guaranteed energy
4 savings contract.

5 (4) The date, time, and place where proposals must be
6 received.

7 (5) The evaluation criteria for assessing the
8 proposals.

9 (6) Any other stipulations and clarifications the
10 community college district may require.

11 (Source: P.A. 94-1062, eff. 7-31-06.)

12 (110 ILCS 805/5A-35)

13 Sec. 5A-35. Award of guaranteed energy savings contract.
14 Sealed proposals must be opened by a member or employee of the
15 community college board at a public opening at which the
16 contents of the proposals must be announced. Each person or
17 entity submitting a sealed proposal must receive at least 10
18 days notice of the time and place of the opening. The community
19 college district shall select the qualified provider that best
20 meets the needs of the district. The community college district
21 shall provide public notice of the meeting at which it proposes
22 to award a guaranteed energy savings contract of the names of
23 the parties to the proposed contract and of the purpose of the
24 contract. The public notice shall be made at least 10 days
25 prior to the meeting. After evaluating the proposals under

1 Section 5A-30, a community college district may enter into a
2 guaranteed energy savings contract with a qualified provider if
3 it finds that the amount it would spend on the energy
4 conservation measures recommended in the proposal would not
5 exceed the amount to be saved in either energy or operational
6 costs, or both, within a 20-year period from the date of
7 installation, if the recommendations in the proposal are
8 followed. Contracts let or awarded shall be submitted to the
9 administrators of the Capital Development Board Procurement
10 Bulletin for publication ~~published in the next available~~
11 ~~subsequent Illinois Procurement Bulletin.~~

12 (Source: P.A. 94-1062, eff. 7-31-06.)

13 (110 ILCS 805/5A-45)

14 Sec. 5A-45. Installment payment contract; lease purchase
15 agreement. A community college district or 2 or more such
16 districts in combination may enter into an installment payment
17 contract or lease purchase agreement with a qualified provider
18 or with a third-party ~~lender~~, as authorized by law, for the the
19 funding or financing of the purchase and installation of energy
20 conservation measures by a qualified provider. Every community
21 college district may issue certificates evidencing the
22 indebtedness incurred pursuant to the contracts or agreements.
23 Any such contract or agreement shall be valid whether or not an
24 appropriation with respect thereto is first included in any
25 annual or additional or supplemental budget adopted by the

1 community college district. Each contract or agreement entered
2 into by a community college district pursuant to this Section
3 shall be authorized by official action ~~resolution~~ of the
4 community college board. The authority granted under this
5 Section is in addition to any other authority granted by law.

6 (Source: P.A. 95-612, eff. 9-11-07.)

7 (110 ILCS 805/6-2) (from Ch. 122, par. 106-2)

8 Sec. 6-2. Any graduate of a recognized high school or
9 student otherwise qualified to attend a public community
10 college and residing outside a community college district but
11 within this State ~~who notifies the board of education of his~~
12 ~~district~~ may, subject to Section 3-17, attend any recognized
13 public community college in the State at the tuition rate of a
14 student residing in the district. Subject to appropriation,
15 ~~which he chooses, and the State Board board of education of~~
16 ~~that district~~ shall pay the difference between the in-district
17 and out-of-district tuition amounts to the community college
18 district his tuition, as defined herein, for any semester,
19 ~~quarter~~ or term of that academic year ~~and the following summer~~
20 ~~term from the educational fund or the proceeds of a levy made~~
21 ~~under Section 6-1. In addition, any graduate of a recognized~~
22 ~~high school or student otherwise qualified to attend a public~~
23 ~~community college and residing in a new community college~~
24 ~~district formed pursuant to Section 6 6.1 who notifies the~~
25 ~~board of education of his district may, subject to the~~

1 ~~provisions of Section 3-17, attend any recognized public~~
2 ~~community college in the State, and the board of education of~~
3 ~~that district shall pay his tuition until January 1, 1991. If a~~
4 ~~resident is not eligible for tuition for a summer term because~~
5 ~~he did not notify his board of education by the previous~~
6 ~~September 15, he may become eligible for that tuition for a~~
7 ~~summer term by giving notice to the board of education by May~~
8 ~~15 preceding his enrollment for the summer term. Such tuition~~
9 ~~may not exceed the per capita cost of the community college~~
10 ~~attended for the previous year, or in the case of the first~~
11 ~~year of operation the estimated per capita cost, less certain~~
12 ~~deductions to be computed in the manner set forth below. The~~
13 ~~community college per capita cost shall be computed, in a~~
14 ~~manner consistent with any accounting system prescribed by the~~
15 ~~State Board, by adding all of the non capital expenditures,~~
16 ~~including interest, to the depreciation on capital outlay~~
17 ~~expenditures paid from sources other than State and Federal~~
18 ~~funds and then dividing by the number of full time equivalent~~
19 ~~students for the fiscal year as defined in this Section. The~~
20 ~~community college tuition to be charged to the district of the~~
21 ~~student's residence shall be computed, in a manner consistent~~
22 ~~with any accounting system prescribed by the State Board, by~~
23 ~~adding all of the non capital expenditures for the previous~~
24 ~~year, including interest, to the depreciation on capital outlay~~
25 ~~expenditures paid from sources other than State and Federal~~
26 ~~funds less any payments toward non capital expenditures~~

1 ~~received from State and Federal sources for the previous year~~
2 ~~except grants through the State Board, as authorized in Section~~
3 ~~2-16 or 2-16.02, as the case may be, and then dividing by the~~
4 ~~number of full-time equivalent students for that fiscal year as~~
5 ~~defined in this Section; this average per student computation~~
6 ~~shall be converted to a semester hour or quarter hour base and~~
7 ~~further reduced by the combined rate of State grants other than~~
8 ~~equalization grants for the current year as provided for in~~
9 ~~Section 2-16.02 and any rate of tuition and fees assessed all~~
10 ~~students for the current year as authorized in Section 6-4.~~

11 ~~Any person who has notified the board of education of his~~
12 ~~or her district as provided above and who is a resident of that~~
13 ~~district at the time of such notification shall have his or her~~
14 ~~tuition paid by that district for that academic year and the~~
15 ~~following summer term so long as he or she resides in Illinois~~
16 ~~outside a community college district. If he or she becomes a~~
17 ~~resident of a community college district, he or she shall be~~
18 ~~classified as a resident of that district at the beginning of~~
19 ~~any semester, ~~quarter~~ or term following that change of~~
20 ~~residence and the State Board shall no longer pay the~~
21 ~~difference in tuition rates.~~

22 If a resident of a community college district wishes to
23 attend the community college maintained by the district of his
24 or her residence but the program in which the student wishes to
25 enroll is not offered by that community college, and the
26 community college maintained by the district of his residence

1 does not have a contractual agreement under Section 3-40 of
2 this Act for such program, the student may attend any
3 recognized public community college in some other district,
4 subject to the provisions of Section 3-17, and have his or her
5 tuition, as defined herein, paid by the community college
6 district of his or her residence while enrolled in a program at
7 that college which is not offered by his or her home community
8 college if he or she makes application to his or her home board
9 at least 30 days prior to the beginning of any semester,
10 quarter or term in accordance with rules, regulations and
11 procedures established and published by his or her home board.
12 The payment of tuition by his or her district of residence may
13 not exceed the per capita cost of the community college
14 attended for the previous year, ~~or in the case of the first~~
15 ~~year of operation the estimated per capita cost,~~ less certain
16 deductions, to be computed by adding all of the non-capital
17 expenditures for the previous year, including interest, to the
18 depreciation on the capital outlay expenditures paid from
19 sources other than State and federal funds, less any payments
20 toward non-capital expenditures received from State and
21 federal sources for the previous year (except for grants
22 through the State Board under Section 2-16.02 of this Act), and
23 dividing that amount by the number of full-time equivalent
24 students for that fiscal year as defined under this Section.
25 This average per student computation shall be converted to a
26 semester hour base and further reduced by the combined rate of

1 State grants, other than equalization grants for the current
2 year as provided under Section 2-16.02 of this Act, and any
3 rate of tuition and fees assessed for all students for the
4 current year as authorized under Section 6-4 of this Act. ~~in~~
5 ~~the manner set forth above for the community college tuition to~~
6 ~~be charged to the district of the student's residence.~~

7 Payment shall be made hereunder to the community college
8 district of attendance immediately upon receipt, by the
9 district liable for the payment, of a statement from that
10 community college district of the amount due it. Before sending
11 such a statement requesting payment, however, the community
12 college district of attendance shall make all calculations and
13 deductions required under this Section so that the amount
14 requested for payment is the exact amount required under this
15 Section to be paid by the district liable for payment.

16 If the moneys in the educational fund ~~or the proceeds from~~
17 ~~a levy made under Section 6-1 of a district liable for payments~~
18 ~~under this Section~~ are insufficient to meet such payments, the
19 district liable for such payments may issue tax anticipation
20 warrants as provided in Section 3-20.10.

21 A full-time equivalent student for a semester, ~~quarter~~ or
22 term is defined as a student doing 15 semester hours of work
23 per semester ~~or 15 quarter hours of work per quarter~~ or the
24 equivalent thereof, and the number of full-time equivalent
25 students enrolled per term shall be determined by dividing by
26 15 the total number of semester hours ~~or quarter hours of work~~

1 for which State Board grants are received, or the equivalent
2 thereof, carried by all students of the college through the
3 mid-term of each semester, ~~quarter~~ or term. The number of
4 full-time equivalent students for a fiscal year shall be
5 computed by adding the total number of semester hours ~~or~~
6 ~~quarter hours~~ of work or the equivalent thereof carried by all
7 students of the college through the mid-term of each semester, ~~7~~
8 ~~quarter~~ or term during that fiscal year and dividing that sum
9 by 30 semester hours ~~or 45 quarter hours or the equivalent~~
10 ~~thereof depending upon the credit hour system utilized by the~~
11 ~~college~~. Tuition of students carrying more or less than 15
12 semester hours of work per semester ~~or 15 quarter hours of work~~
13 ~~per quarter~~ or the equivalent thereof shall be computed in the
14 proportion which the number of hours so carried bears to 15
15 semester hours ~~or 15 quarter hours~~ or the equivalent thereof.

16 If the United States Government, the State of Illinois, or
17 any agency pays tuition for any community college student,
18 neither the district of residence of the student nor the
19 student may be required to pay that tuition or such part
20 thereof as is otherwise paid. No part of the State's financial
21 responsibility provided for in Section 2-16 may be transferred
22 to a student's district of residence under this Section.

23 (Source: P.A. 86-469; 86-1246; 87-1018.)

24 (110 ILCS 805/6-4.1) (from Ch. 122, par. 106-4.1)

25 Sec. 6-4.1. If a resident of Illinois qualifies for

1 admission to a public community college under Section 3-17 but
2 does not qualify for financial support under Section 6-2, he
3 may be enrolled in the college upon payment of the difference
4 between the per capita cost as defined in Section 6-2 less any
5 payments toward noncapital expenditures received from State
6 and federal sources for the previous year except grants through
7 the State Board as authorized in Section 2-16 or 2-16.02, as
8 the case may be, converted to a semester hour ~~or quarter hour~~
9 base, and the combined rate of State grants other than
10 equalization grants for the current year as authorized in
11 Section 2-16.02, notwithstanding tuition limits of Section
12 6-4. Subject to Section 3-17, a public community college may
13 accept out-of-state students upon payment of the per capita
14 cost as defined in Section 6-2. Notwithstanding the provisions
15 of this Section, the out-of-district or out-of-state tuition,
16 whichever is applicable, may be waived for a student who is
17 employed for at least 35 hours per week by an entity located in
18 the district or is enrolled in a course that is being provided
19 under terms of a contract for services between the employing
20 entity and the college.

21 (Source: P.A. 86-1246; 87-741; 87-1018.)

22 (110 ILCS 805/6-4.2 new)

23 Sec. 6-4.2. In-district tuition charge. Notwithstanding
24 any other provision of law or administrative rule to the
25 contrary, for tuition purposes, a student shall be classified

1 as a resident of a community college district after
2 establishing the 30-day residency requirement of the district.

3 (110 ILCS 805/7-5) (from Ch. 122, par. 107-5)

4 Sec. 7-5. ~~The~~ ~~Until January 1, 1972, the fiscal year of the~~
5 ~~Board is the calendar year, and thereafter the fiscal year~~
6 ~~shall commence on the first day of July and end on the last day~~
7 ~~of June of each succeeding year. To effect this transition the~~
8 ~~Board shall adopt a resolution establishing the first fiscal~~
9 ~~year for the period commencing on January 1, 1972, and ending~~
10 ~~on June 30, 1973. All reports of the chief administrative~~
11 ~~officer, the budget and all appropriations shall be prepared~~
12 ~~for such period.~~

13 ~~The board and its officers shall have all necessary powers~~
14 ~~to effectuate such change in the fiscal year, but the~~
15 ~~proceedings had pursuant to this Section shall not alter the~~
16 ~~procedures for the levy of taxes as provided in Section 7-18.~~

17 (Source: P.A. 77-676.)

18 (110 ILCS 805/7-9) (from Ch. 122, par. 107-9)

19 Sec. 7-9. The budget shall set forth estimates, by classes,
20 of all current assets and liabilities of each fund of the board
21 as of the beginning of the fiscal year, and the amounts of
22 those assets estimated to be available for appropriation in
23 that year, either for expenditures or charges to be made or
24 incurred during that year or for liabilities unpaid at the

1 beginning thereof. Estimates of taxes to be received from the
2 levies of prior years shall be net, after deducting amounts
3 estimated to be sufficient to cover the loss and cost of
4 collecting those taxes and also deferred collections thereof
5 and abatements in the amount of those taxes extended or to be
6 extended upon the collectors' books.

7 Estimates of the liabilities of the respective funds shall
8 include:

9 1. All final judgments, including accrued interest
10 thereon, entered against the board and unpaid at the
11 beginning of that fiscal year;

12 2. The principal of all tax anticipation warrants and
13 all temporary loans and all accrued interest thereon unpaid
14 at the beginning of that fiscal year;

15 3. Any amount for which the board is required under
16 this Act to reimburse the working cash fund from the
17 educational fund and operations and maintenance fund; and

18 4. The amount of all accounts payable including
19 estimates of audited vouchers, participation certificates,
20 interfund loans and purchase orders payable.

21 The budget shall also set forth detailed estimates of all
22 taxes to be levied for that year and of all current revenues to
23 be derived from sources other than taxes, including State and
24 Federal contributions, rents, fees, perquisites, and all other
25 types of revenue, which will be applicable to expenditures or
26 charges to be made or incurred during that year.

1 No estimate of taxes to be levied during the fiscal year
2 for educational purposes and operations and maintenance of
3 facilities purposes may exceed a sum equivalent to the product
4 of the value of the taxable property in the district, as
5 ascertained by the last assessment for State and county taxes
6 previous to the passage of the budget, multiplied by the
7 maximum per cent or rate of tax which the corporate authorities
8 of the city are authorized by law to levy for the current
9 fiscal year for those purposes: ~~Provided that any estimate of~~
10 ~~taxes to be levied for the year 1975 collectible in 1976 and~~
11 ~~for the first half of the year 1976 collectible in 1977 for~~
12 ~~educational purposes and operations and maintenance of~~
13 ~~facilities purposes may be equal to a sum equivalent to the~~
14 ~~product of the value of the taxable property in the district,~~
15 ~~as ascertained by the 1972 assessment for State and county~~
16 ~~taxes, multiplied by the maximum per cent or rate of tax which~~
17 ~~the corporate authorities of the city are authorized by law to~~
18 ~~levy for the current fiscal year for those purposes.~~

19 All these estimates shall be so segregated and classified
20 as to funds and in such other manner as to give effect to the
21 requirements of law relating to the respective purposes to
22 which the assets and taxes and other current revenues are
23 applicable, so that no expenditure will be authorized or made
24 for any purpose in excess of the money lawfully available
25 therefor.

26 The several estimates of assets, liabilities and

1 expenditure requirements required or authorized to be made by
2 this Section and by Section 7-10 shall be made on the basis of
3 information known to the board at the time of the passage of
4 the annual budget and are not invalidated or otherwise subject
5 to attack merely because after that time additional information
6 is known to or could be discovered by the board that would
7 require a different estimate or because the board might have
8 amended these estimates under Section 7-12.

9 (Source: P.A. 85-1335.)

10 (110 ILCS 805/7-25) (from Ch. 122, par. 107-25)

11 Sec. 7-25. Issuance of bonds; terms and sale. The board may
12 incur an indebtedness and issue bonds for the purpose of
13 erecting, purchasing or otherwise acquiring buildings suitable
14 for community college use, transferring funds to the Capital
15 Development Board ~~Illinois Building Authority~~ for community
16 college building purposes, erecting temporary community
17 college structures, erecting additions to, repairing,
18 rehabilitating and replacing existing community college
19 buildings and temporary community college structures,
20 furnishing and equipping community college buildings and
21 temporary community college structures, and purchasing or
22 otherwise acquiring and improving sites for such purposes.

23 The bonds may not be issued until the proposition of
24 authorizing such bonds has been certified to the proper
25 election officials, who shall have submitted it to the electors

1 of the city at a regular scheduled election in accordance with
2 the general election law, and approved by a majority of the
3 electors voting upon that question.

4 The board shall adopt a resolution providing for certifying
5 that proposition for such an election. In addition to the
6 requirements of the general election law the notice of the
7 referendum must contain the amount of the bond issue, maximum
8 rate of interest and purpose for which issued. This notice
9 shall be published in accordance with the general election law.

10 The proposition shall be in substantially the following
11 form:

12 -----

13	Shall bonds in the amount of	
14	\$..... be issued by the	
15	Board of community College District	YES
16	No....., County of.... and State of	
17	Illinois for the purpose of (Here	
18	print the purpose of the public	-----
19	measure) bearing interest at the	
20	rate of not to exceed the maximum	
21	rate authorized by the Bond	NO
22	Authorization Act, as amended at the	
23	time of the making of the contract?	

24 -----

25 Whenever the board desires to issue bonds as herein
26 authorized, it shall adopt a resolution designating the purpose

1 for which the proceeds of the bonds are to be expended and
2 fixing the amount of the bonds proposed to be issued, the
3 maturity thereof, and optional provisions, if any, the rate of
4 interest thereon, and the amount of taxes to be levied annually
5 for the purpose of paying the interest upon and the principal
6 of such bonds.

7 The bonds shall bear interest at the rate of not more than
8 the maximum rate authorized by the Bond Authorization Act, as
9 amended at the time of the making of the contract, and shall
10 mature within not to exceed 20 years from their date, and may
11 be made callable on any interest payment date at par and
12 accrued interest, after notice has been given, at the time and
13 in the manner provided in the bond resolution.

14 The bonds shall be issued in the corporate name of the
15 community college district, and they shall be signed by the
16 chairman and secretary of the community college board. The
17 bonds shall also be registered, numbered and countersigned by
18 the treasurer who receives the taxes of the district. The
19 registration shall be in a book in which shall be entered the
20 record of the election authorizing the board to borrow money
21 and a description of the bonds issued, including the number,
22 date, to whom issued, amount, rate of interest and when due.

23 The bonds shall be sold by the board upon such terms as are
24 approved by the board after advertisement for bids, and the
25 proceeds thereof shall be received by the community college
26 treasurer, and expended by the board for the purposes provided

1 in the bond resolution.

2 The community college treasurer shall, before receiving
3 any of such money, execute a surety bond conditioned upon the
4 faithful discharge of his duties with a surety company
5 authorized to do business in this State, which surety bond
6 shall be approved by the community college board and filed as
7 otherwise required under this Act for the treasurer's bond. The
8 penalty of the surety bond shall be in the amount of such bond
9 issue. The surety bond shall be in substantially the same form
10 as the bond otherwise required under this Act for the treasurer
11 and when so given shall fully describe the bond issue which it
12 specifically covers and shall remain in force until the funds
13 of the bond issue are fully disbursed in accordance with the
14 law.

15 Before or at the time of issuing any bonds herein
16 authorized, the board shall by resolution provide for the levy
17 and collection of a direct annual tax upon all the taxable
18 property of such community college district sufficient to pay
19 and discharge the principal thereof at maturity and to pay the
20 interest thereon as it falls due. Such tax shall be levied and
21 collected in like manner with the other taxes of the community
22 college district and shall be in addition to and exclusive of
23 the maximum of all other taxes which the board is authorized by
24 law to levy for community college purposes. Upon the filing in
25 the office of the county clerk of the county wherein such
26 community college district is located of a certified copy of

1 any such ordinance, the county clerk shall extend the tax
2 therein provided for, including an amount to cover loss and
3 cost of collecting such taxes and also deferred collections
4 thereof and abatements in the amounts of such taxes as extended
5 upon the collector's books. The ordinance shall be in force
6 upon its passage.

7 With respect to instruments for the payment of money issued
8 under this Section either before, on, or after the effective
9 date of this amendatory Act of 1989, it is and always has been
10 the intention of the General Assembly (i) that the Omnibus Bond
11 Acts are and always have been supplementary grants of power to
12 issue instruments in accordance with the Omnibus Bond Acts,
13 regardless of any provision of this Act that may appear to be
14 or to have been more restrictive than those Acts, (ii) that the
15 provisions of this Section are not a limitation on the
16 supplementary authority granted by the Omnibus Bond Acts, and
17 (iii) that instruments issued under this Section within the
18 supplementary authority granted by the Omnibus Bond Acts are
19 not invalid because of any provision of this Act that may
20 appear to be or to have been more restrictive than those Acts.

21 (Source: P.A. 89-281, eff. 8-10-95.)

22 (110 ILCS 805/7-26) (from Ch. 122, par. 107-26)

23 Sec. 7-26. Issuance of bonds not exceeding \$15,000,000
24 aggregate. The board may incur an indebtedness and issue bonds
25 therefor in an amount or amounts not to exceed in the aggregate

1 \$15,000,000 for the purpose of erecting, purchasing, or
2 otherwise acquiring buildings suitable for community college
3 use, transferring funds to the Capital Development Board
4 ~~Illinois Building Authority~~ for community college building
5 purposes, erecting temporary community college structures,
6 erecting additions to, repairing, rehabilitating, and
7 replacing existing community college buildings and temporary
8 community college structures, furnishing and equipping
9 community college buildings and temporary community college
10 structures, and purchasing or otherwise acquiring and
11 improving sites for such purposes. The bonds may be issued
12 without submitting the question of issuance thereof to the
13 voters of the community college district for approval.

14 Whenever the board desires to issue bonds as herein
15 authorized, it shall adopt a resolution designating the purpose
16 for which the proceeds of the bonds are to be expended and
17 fixing the amount of the bonds proposed to be issued, the
18 schedule of the maturities thereof; and optional provisions, if
19 any, and the maximum rate of interest thereon and directing the
20 sale upon such terms as are determined by the board.

21 The secretary of the board shall cause such sale to be
22 advertised by publication of a notice of sale once, as a legal
23 notice in a newspaper having general circulation in the
24 district, and once in a financial journal published in the City
25 of New York, New York, or Chicago, Illinois. Such notice of
26 sale shall be published not less than 7 nor more than 21 days

1 prior to the date set for the sale of the bonds being
2 advertised. The notice of sale shall state that sealed bids
3 will be received by the board for its bonds and shall include:
4 the amount, date, maturity or maturities of such bonds; the
5 date, time and place of receipt of bids; the maximum
6 permissible interest rate; the basis upon which the bonds will
7 be awarded; call provisions, if any; and such other information
8 as the board may deem pertinent.

9 After the bonds have been awarded to the successful bidder,
10 the board shall adopt a resolution confirming the sale of said
11 bonds to the successful bidder, setting forth the terms of
12 sale, designating the place of payment for the principal and
13 interest, prescribing the form of bond and determining the
14 amount of taxes to be levied annually for each of the years in
15 which said bonds are outstanding for the purpose of paying the
16 interest on and the principal of such bonds.

17 The bonds shall be issued in the corporate name of the
18 community college district, and they shall be signed by the
19 chairman and secretary of the community college board. The
20 bonds shall bear interest at a rate of not more than the
21 maximum rate authorized by the Bond Authorization Act, as
22 amended at the time of the making of the contract, and shall
23 mature within 20 years from the date of issuance, and may be
24 made callable on any interest payment date at par and accrued
25 interest, after notice has been given, at the time and in the
26 manner provided in the bond resolution. The proceeds of sale of

1 said bonds shall be received by the community college
2 treasurer, and expended by the board for the purpose provided
3 in the bond resolution.

4 The community college treasurer shall, before receiving
5 any of such money, execute a surety bond with a surety company
6 authorized to do business in this State conditioned upon the
7 faithful discharge of his duties. That surety bond must pass
8 approval by the community college board and, upon such
9 approval, shall be filed as otherwise required under this Act
10 for the treasurer's bond. The penalty of the surety bond shall
11 be in the amount of such bond issue. The surety bond shall be
12 in substantially the same form as the bond otherwise required
13 under this Act for the treasurer and when so given shall fully
14 describe the bond issue which it specifically covers and shall
15 remain in force until the funds of the bond issue are fully
16 disbursed in accordance with the law.

17 Before or at the time of issuing any bonds herein
18 authorized, the city council, upon the demand and under the
19 direction of the board shall, by ordinance, provide for the
20 levy and collection of a direct annual tax upon all the taxable
21 property within the community college district sufficient to
22 pay and discharge the principal thereof at maturity and to pay
23 the interest thereon as it falls due. Such tax shall be levied
24 and collected in like manner with the other taxes of the
25 community college district and shall be in addition to and
26 exclusive of the maximum of all other taxes which the board is

1 authorized by law to levy for community college purposes. Upon
2 the filing in the office of the county clerk of each county
3 wherein such community college district is located of a
4 certified copy of any such ordinance, the county clerk shall
5 extend the tax therein provided for, including an amount to
6 cover loss and cost of collecting such taxes and also deferred
7 collections thereof and abatements in the amounts of such taxes
8 as extended upon the collector's books.

9 With respect to instruments for the payment of money issued
10 under this Section either before, on, or after the effective
11 date of this amendatory Act of 1989, it is and always has been
12 the intention of the General Assembly (i) that the Omnibus Bond
13 Acts are and always have been supplementary grants of power to
14 issue instruments in accordance with the Omnibus Bond Acts,
15 regardless of any provision of this Act that may appear to be
16 or to have been more restrictive than those Acts, (ii) that the
17 provisions of this Section are not a limitation on the
18 supplementary authority granted by the Omnibus Bond Acts, and
19 (iii) that instruments issued under this Section within the
20 supplementary authority granted by the Omnibus Bond Acts are
21 not invalid because of any provision of this Act that may
22 appear to be or to have been more restrictive than those Acts.

23 (Source: P.A. 89-281, eff. 8-10-95.)

24 (110 ILCS 805/2-6.1 rep.)

25 (110 ILCS 805/2-11.1 rep.)

1 (110 ILCS 805/2-16.03 rep.)

2 (110 ILCS 805/2-20 rep.)

3 (110 ILCS 805/2-25 rep.)

4 (110 ILCS 805/3-7b rep.)

5 (110 ILCS 805/3-12 rep.)

6 (110 ILCS 805/3-12.1 rep.)

7 (110 ILCS 805/3-12.2 rep.)

8 (110 ILCS 805/3-20.7 rep.)

9 (110 ILCS 805/3-22.3 rep.)

10 (110 ILCS 805/3-31.2 rep.)

11 (110 ILCS 805/3-40.2 rep.)

12 (110 ILCS 805/3-46.1 rep.)

13 (110 ILCS 805/5-8 rep.)

14 (110 ILCS 805/6-1 rep.)

15 (110 ILCS 805/6-6.1 rep.)

16 Section 15. The Public Community College Act is amended by
17 repealing Sections 2-6.1, 2-11.1, 2-16.03, 2-20, 2-25, 3-7b,
18 3-12, 3-12.1, 3-12.2, 3-20.7, 3-22.3, 3-31.2, 3-40.2, 3-46.1,
19 5-8, 6-1, and 6-6.1."