



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB2394

by Rep. Elizabeth Hernandez

SYNOPSIS AS INTRODUCED:

See Index

Amends various Acts relating to the governance of public universities in Illinois and the Higher Education Student Assistance Act. Provides that notwithstanding any other provision of law to the contrary, a student who meets the requirements concerning being deemed an Illinois resident for tuition purposes is eligible to apply or receive consideration for any student aid or benefit funded or administered by the State, State agencies, public institutions, or the university, including scholarships, grants, awards, stipends, room and board, tuition waivers, or other financial or in-kind assistance, but excluding Monetary Award Program grants. Prohibits each university and the Illinois Student Assistance Commission from denying a scholarship, grant, or loan to a person who has been convicted of illegal possession or sale of cannabis, controlled substances, or methamphetamine if he or she otherwise qualifies for the scholarship, grant, or loan.

LRB100 08739 NHT 18877 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning education.

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

4 Section 5. The University of Illinois Act is amended by
5 changing Section 7e-5 and by adding Section 100 as follows:

6 (110 ILCS 305/7e-5)

7 Sec. 7e-5. In-state tuition charge.

8 (a) Notwithstanding any other provision of law to the
9 contrary, for tuition purposes, the Board of Trustees shall
10 deem an individual an Illinois resident, until the individual
11 establishes a residence outside of this State, if all of the
12 following conditions are met:

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

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

19 (3) The individual attended school in this State for at
20 least 3 years as of the date the individual graduated from
21 high school or received the equivalent of a high school
22 diploma.

23 (4) The individual registers as an entering student in

1 the University not earlier than the 2003 fall semester.

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

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

13 (b) If a person is on active military duty and stationed in
14 Illinois, then the Board of Trustees shall deem that person and
15 any of his or her dependents Illinois residents for tuition
16 purposes. Beginning with the 2009-2010 academic year, if a
17 person is on active military duty and is stationed out of
18 State, but he or she was stationed in this State for at least 3
19 years immediately prior to being reassigned out of State, then
20 the Board of Trustees shall deem that person and any of his or
21 her dependents Illinois residents for tuition purposes, as long
22 as that person or his or her dependent (i) applies for
23 admission to the University within 18 months of the person on
24 active military duty being reassigned or (ii) remains
25 continuously enrolled at the University. Beginning with the
26 2013-2014 academic year, if a person is utilizing benefits

1 under the federal Post-9/11 Veterans Educational Assistance
2 Act of 2008 or any subsequent variation of that Act, then the
3 Board of Trustees shall deem that person an Illinois resident
4 for tuition purposes. Beginning with the 2015-2016 academic
5 year, if a person is utilizing benefits under the federal
6 All-Volunteer Force Educational Assistance Program, then the
7 Board of Trustees shall deem that person an Illinois resident
8 for tuition purposes.

9 (c) Notwithstanding any other provision of law to the
10 contrary, a student who meets the requirements of subsection
11 (a) of this Section is eligible to apply or receive
12 consideration for any student aid or benefit funded or
13 administered by the State, State agencies, public
14 institutions, or the University, including, but not limited to,
15 scholarships, grants, awards, stipends, room and board,
16 tuition waivers, or other financial or in-kind assistance, with
17 the exception of Monetary Award Program grants. The General
18 Assembly finds and declares that this Section is a State law
19 within the meaning of subsection (d) of Section 1621 of Title 8
20 of the United States Code.

21 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

22 (110 ILCS 305/100 new)

23 Sec. 100. Qualification for financial aid. The University
24 may not deny a scholarship, grant, or loan to a person who has
25 been convicted of illegal possession or sale of cannabis,

1 controlled substances, or methamphetamine if he or she
2 otherwise qualifies for the scholarship, grant, or loan.

3 Section 10. The Southern Illinois University Management
4 Act is amended by changing Section 8d-5 and by adding Section
5 85 as follows:

6 (110 ILCS 520/8d-5)

7 Sec. 8d-5. In-state tuition charge.

8 (a) Notwithstanding any other provision of law to the
9 contrary, for tuition purposes, the Board shall deem an
10 individual an Illinois resident, until the individual
11 establishes a residence outside of this State, if all of the
12 following conditions are met:

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

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

19 (3) The individual attended school in this State for at
20 least 3 years as of the date the individual graduated from
21 high school or received the equivalent of a high school
22 diploma.

23 (4) The individual registers as an entering student in
24 the University not earlier than the 2003 fall semester.

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

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

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

1 variation of that Act, then the Board shall deem that person an
2 Illinois resident for tuition purposes. Beginning with the
3 2015-2016 academic year, if a person is utilizing benefits
4 under the federal All-Volunteer Force Educational Assistance
5 Program, then the Board shall deem that person an Illinois
6 resident for tuition purposes.

7 (c) Notwithstanding any other provision of law to the
8 contrary, a student who meets the requirements of subsection
9 (a) of this Section is eligible to apply or receive
10 consideration for any student aid or benefit funded or
11 administered by the State, State agencies, public
12 institutions, or the University, including, but not limited to,
13 scholarships, grants, awards, stipends, room and board,
14 tuition waivers, or other financial or in-kind assistance, with
15 the exception of Monetary Award Program grants. The General
16 Assembly finds and declares that this Section is a State law
17 within the meaning of subsection (d) of Section 1621 of Title 8
18 of the United States Code.

19 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

20 (110 ILCS 520/85 new)

21 Sec. 85. Qualification for financial aid. The University
22 may not deny a scholarship, grant, or loan to a person who has
23 been convicted of illegal possession or sale of cannabis,
24 controlled substances, or methamphetamine if he or she
25 otherwise qualifies for the scholarship, grant, or loan.

1 Section 15. The Chicago State University Law is amended by
2 changing Section 5-88 and by adding Section 5-195 as follows:

3 (110 ILCS 660/5-88)

4 Sec. 5-88. In-state tuition charge.

5 (a) Notwithstanding any other provision of law to the
6 contrary, for tuition purposes, the Board shall deem an
7 individual an Illinois resident, until the individual
8 establishes a residence outside of this State, if all of the
9 following conditions are met:

10 (1) The individual resided with his or her parent or
11 guardian while attending a public or private high school in
12 this State.

13 (2) The individual graduated from a public or private
14 high school or received the equivalent of a high school
15 diploma in this State.

16 (3) The individual attended school in this State for at
17 least 3 years as of the date the individual graduated from
18 high school or received the equivalent of a high school
19 diploma.

20 (4) The individual registers as an entering student in
21 the University not earlier than the 2003 fall semester.

22 (5) In the case of an individual who is not a citizen
23 or a permanent resident of the United States, the
24 individual provides the University with an affidavit

1 stating that the individual will file an application to
2 become a permanent resident of the United States at the
3 earliest opportunity the individual is eligible to do so.

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

9 (b) If a person is on active military duty and stationed in
10 Illinois, then the Board shall deem that person and any of his
11 or her dependents Illinois residents for tuition purposes.
12 Beginning with the 2009-2010 academic year, if a person is on
13 active military duty and is stationed out of State, but he or
14 she was stationed in this State for at least 3 years
15 immediately prior to being reassigned out of State, then the
16 Board shall deem that person and any of his or her dependents
17 Illinois residents for tuition purposes, as long as that person
18 or his or her dependent (i) applies for admission to the
19 University within 18 months of the person on active military
20 duty being reassigned or (ii) remains continuously enrolled at
21 the University. Beginning with the 2013-2014 academic year, if
22 a person is utilizing benefits under the federal Post-9/11
23 Veterans Educational Assistance Act of 2008 or any subsequent
24 variation of that Act, then the Board shall deem that person an
25 Illinois resident for tuition purposes. Beginning with the
26 2015-2016 academic year, if a person is utilizing benefits

1 under the federal All-Volunteer Force Educational Assistance
2 Program, then the Board shall deem that person an Illinois
3 resident for tuition purposes.

4 (c) Notwithstanding any other provision of law to the
5 contrary, a student who meets the requirements of subsection
6 (a) of this Section is eligible to apply or receive
7 consideration for any student aid or benefit funded or
8 administered by the State, State agencies, public
9 institutions, or the University, including, but not limited to,
10 scholarships, grants, awards, stipends, room and board,
11 tuition waivers, or other financial or in-kind assistance, with
12 the exception of Monetary Award Program grants. The General
13 Assembly finds and declares that this Section is a State law
14 within the meaning of subsection (d) of Section 1621 of Title 8
15 of the United States Code.

16 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

17 (110 ILCS 660/5-195 new)

18 Sec. 5-195. Qualification for financial aid. The
19 University may not deny a scholarship, grant, or loan to a
20 person who has been convicted of illegal possession or sale of
21 cannabis, controlled substances, or methamphetamine if he or
22 she otherwise qualifies for the scholarship, grant, or loan.

23 Section 20. The Eastern Illinois University Law is amended
24 by changing Section 10-88 and by adding Section 10-195 as

1 follows:

2 (110 ILCS 665/10-88)

3 Sec. 10-88. In-state tuition charge.

4 (a) Notwithstanding any other provision of law to the
5 contrary, for tuition purposes, the Board shall deem an
6 individual an Illinois resident, until the individual
7 establishes a residence outside of this State, if all of the
8 following conditions are met:

9 (1) The individual resided with his or her parent or
10 guardian while attending a public or private high school in
11 this State.

12 (2) The individual graduated from a public or private
13 high school or received the equivalent of a high school
14 diploma in this State.

15 (3) The individual attended school in this State for at
16 least 3 years as of the date the individual graduated from
17 high school or received the equivalent of a high school
18 diploma.

19 (4) The individual registers as an entering student in
20 the University not earlier than the 2003 fall semester.

21 (5) In the case of an individual who is not a citizen
22 or a permanent resident of the United States, the
23 individual provides the University with an affidavit
24 stating that the individual will file an application to
25 become a permanent resident of the United States at the

1 earliest opportunity the individual is eligible to do so.

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

7 (b) If a person is on active military duty and stationed in
8 Illinois, then the Board shall deem that person and any of his
9 or her dependents Illinois residents for tuition purposes.
10 Beginning with the 2009-2010 academic year, if a person is on
11 active military duty and is stationed out of State, but he or
12 she was stationed in this State for at least 3 years
13 immediately prior to being reassigned out of State, then the
14 Board shall deem that person and any of his or her dependents
15 Illinois residents for tuition purposes, as long as that person
16 or his or her dependent (i) applies for admission to the
17 University within 18 months of the person on active military
18 duty being reassigned or (ii) remains continuously enrolled at
19 the University. Beginning with the 2013-2014 academic year, if
20 a person is utilizing benefits under the federal Post-9/11
21 Veterans Educational Assistance Act of 2008 or any subsequent
22 variation of that Act, then the Board shall deem that person an
23 Illinois resident for tuition purposes. Beginning with the
24 2015-2016 academic year, if a person is utilizing benefits
25 under the federal All-Volunteer Force Educational Assistance
26 Program, then the Board shall deem that person an Illinois

1 resident for tuition purposes.

2 (c) Notwithstanding any other provision of law to the
3 contrary, a student who meets the requirements of subsection
4 (a) of this Section is eligible to apply or receive
5 consideration for any student aid or benefit funded or
6 administered by the State, State agencies, public
7 institutions, or the University, including, but not limited to,
8 scholarships, grants, awards, stipends, room and board,
9 tuition waivers, or other financial or in-kind assistance, with
10 the exception of Monetary Award Program grants. The General
11 Assembly finds and declares that this Section is a State law
12 within the meaning of subsection (d) of Section 1621 of Title 8
13 of the United States Code.

14 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

15 (110 ILCS 665/10-195 new)

16 Sec. 10-195. Qualification for financial aid. The
17 University may not deny a scholarship, grant, or loan to a
18 person who has been convicted of illegal possession or sale of
19 cannabis, controlled substances, or methamphetamine if he or
20 she otherwise qualifies for the scholarship, grant, or loan.

21 Section 25. The Governors State University Law is amended
22 by changing Section 15-88 and by adding Section 15-195 as
23 follows:

1 (110 ILCS 670/15-88)

2 Sec. 15-88. In-state tuition charge.

3 (a) Notwithstanding any other provision of law to the
4 contrary, for tuition purposes, the Board shall deem an
5 individual an Illinois resident, until the individual
6 establishes a residence outside of this State, if all of the
7 following conditions are met:

8 (1) The individual resided with his or her parent or
9 guardian while attending a public or private high school in
10 this State.

11 (2) The individual graduated from a public or private
12 high school or received the equivalent of a high school
13 diploma in this State.

14 (3) The individual attended school in this State for at
15 least 3 years as of the date the individual graduated from
16 high school or received the equivalent of a high school
17 diploma.

18 (4) The individual registers as an entering student in
19 the University not earlier than the 2003 fall semester.

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

26 This subsection (a) applies only to tuition for a term or

1 semester that begins on or after May 20, 2003 (the effective
2 date of Public Act 93-7). Any revenue lost by the University in
3 implementing this subsection (a) shall be absorbed by the
4 University Income Fund.

5 (b) If a person is on active military duty and stationed in
6 Illinois, then the Board shall deem that person and any of his
7 or her dependents Illinois residents for tuition purposes.
8 Beginning with the 2009-2010 academic year, if a person is on
9 active military duty and is stationed out of State, but he or
10 she was stationed in this State for at least 3 years
11 immediately prior to being reassigned out of State, then the
12 Board shall deem that person and any of his or her dependents
13 Illinois residents for tuition purposes, as long as that person
14 or his or her dependent (i) applies for admission to the
15 University within 18 months of the person on active military
16 duty being reassigned or (ii) remains continuously enrolled at
17 the University. Beginning with the 2013-2014 academic year, if
18 a person is utilizing benefits under the federal Post-9/11
19 Veterans Educational Assistance Act of 2008 or any subsequent
20 variation of that Act, then the Board shall deem that person an
21 Illinois resident for tuition purposes. Beginning with the
22 2015-2016 academic year, if a person is utilizing benefits
23 under the federal All-Volunteer Force Educational Assistance
24 Program, then the Board shall deem that person an Illinois
25 resident for tuition purposes.

26 (c) Notwithstanding any other provision of law to the

1 contrary, a student who meets the requirements of subsection
2 (a) of this Section is eligible to apply or receive
3 consideration for any student aid or benefit funded or
4 administered by the State, State agencies, public
5 institutions, or the University, including, but not limited to,
6 scholarships, grants, awards, stipends, room and board,
7 tuition waivers, or other financial or in-kind assistance, with
8 the exception of Monetary Award Program grants. The General
9 Assembly finds and declares that this Section is a State law
10 within the meaning of subsection (d) of Section 1621 of Title 8
11 of the United States Code.

12 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

13 (110 ILCS 670/15-195 new)

14 Sec. 15-195. Qualification for financial aid. The
15 University may not deny a scholarship, grant, or loan to a
16 person who has been convicted of illegal possession or sale of
17 cannabis, controlled substances, or methamphetamine if he or
18 she otherwise qualifies for the scholarship, grant, or loan.

19 Section 30. The Illinois State University Law is amended by
20 changing Section 20-88 and by adding Section 20-200 as follows:

21 (110 ILCS 675/20-88)

22 Sec. 20-88. In-state tuition charge.

23 (a) Notwithstanding any other provision of law to the

1 contrary, for tuition purposes, the Board shall deem an
2 individual an Illinois resident, until the individual
3 establishes a residence outside of this State, if all of the
4 following conditions are met:

5 (1) The individual resided with his or her parent or
6 guardian while attending a public or private high school in
7 this State.

8 (2) The individual graduated from a public or private
9 high school or received the equivalent of a high school
10 diploma in this State.

11 (3) The individual attended school in this State for at
12 least 3 years as of the date the individual graduated from
13 high school or received the equivalent of a high school
14 diploma.

15 (4) The individual registers as an entering student in
16 the University not earlier than the 2003 fall semester.

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

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

1 University Income Fund.

2 (b) If a person is on active military duty and stationed in
3 Illinois, then the Board shall deem that person and any of his
4 or her dependents Illinois residents for tuition purposes.
5 Beginning with the 2009-2010 academic year, if a person is on
6 active military duty and is stationed out of State, but he or
7 she was stationed in this State for at least 3 years
8 immediately prior to being reassigned out of State, then the
9 Board shall deem that person and any of his or her dependents
10 Illinois residents for tuition purposes, as long as that person
11 or his or her dependent (i) applies for admission to the
12 University within 18 months of the person on active military
13 duty being reassigned or (ii) remains continuously enrolled at
14 the University. Beginning with the 2013-2014 academic year, if
15 a person is utilizing benefits under the federal Post-9/11
16 Veterans Educational Assistance Act of 2008 or any subsequent
17 variation of that Act, then the Board shall deem that person an
18 Illinois resident for tuition purposes. Beginning with the
19 2015-2016 academic year, if a person is utilizing benefits
20 under the federal All-Volunteer Force Educational Assistance
21 Program, then the Board shall deem that person an Illinois
22 resident for tuition purposes.

23 (c) Notwithstanding any other provision of law to the
24 contrary, a student who meets the requirements of subsection
25 (a) of this Section is eligible to apply or receive
26 consideration for any student aid or benefit funded or

1 administered by the State, State agencies, public
2 institutions, or the University, including, but not limited to,
3 scholarships, grants, awards, stipends, room and board,
4 tuition waivers, or other financial or in-kind assistance, with
5 the exception of Monetary Award Program grants. The General
6 Assembly finds and declares that this Section is a State law
7 within the meaning of subsection (d) of Section 1621 of Title 8
8 of the United States Code.

9 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

10 (110 ILCS 675/20-200 new)

11 Sec. 20-200. Qualification for financial aid. The
12 University may not deny a scholarship, grant, or loan to a
13 person who has been convicted of illegal possession or sale of
14 cannabis, controlled substances, or methamphetamine if he or
15 she otherwise qualifies for the scholarship, grant, or loan.

16 Section 35. The Northeastern Illinois University Law is
17 amended by changing Section 25-88 and by adding Section 25-195
18 as follows:

19 (110 ILCS 680/25-88)

20 Sec. 25-88. In-state tuition charge.

21 (a) Notwithstanding any other provision of law to the
22 contrary, for tuition purposes, the Board shall deem an
23 individual an Illinois resident, until the individual

1 establishes a residence outside of this State, if all of the
2 following conditions are met:

3 (1) The individual resided with his or her parent or
4 guardian while attending a public or private high school in
5 this State.

6 (2) The individual graduated from a public or private
7 high school or received the equivalent of a high school
8 diploma in this State.

9 (3) The individual attended school in this State for at
10 least 3 years as of the date the individual graduated from
11 high school or received the equivalent of a high school
12 diploma.

13 (4) The individual registers as an entering student in
14 the University not earlier than the 2003 fall semester.

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

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

26 (b) If a person is on active military duty and stationed in

1 Illinois, then the Board shall deem that person and any of his
2 or her dependents Illinois residents for tuition purposes.
3 Beginning with the 2009-2010 academic year, if a person is on
4 active military duty and is stationed out of State, but he or
5 she was stationed in this State for at least 3 years
6 immediately prior to being reassigned out of State, then the
7 Board shall deem that person and any of his or her dependents
8 Illinois residents for tuition purposes, as long as that person
9 or his or her dependent (i) applies for admission to the
10 University within 18 months of the person on active military
11 duty being reassigned or (ii) remains continuously enrolled at
12 the University. Beginning with the 2013-2014 academic year, if
13 a person is utilizing benefits under the federal Post-9/11
14 Veterans Educational Assistance Act of 2008 or any subsequent
15 variation of that Act, then the Board shall deem that person an
16 Illinois resident for tuition purposes. Beginning with the
17 2015-2016 academic year, if a person is utilizing benefits
18 under the federal All-Volunteer Force Educational Assistance
19 Program, then the Board shall deem that person an Illinois
20 resident for tuition purposes.

21 (c) Notwithstanding any other provision of law to the
22 contrary, a student who meets the requirements of subsection
23 (a) of this Section is eligible to apply or receive
24 consideration for any student aid or benefit funded or
25 administered by the State, State agencies, public
26 institutions, or the University, including, but not limited to,

1 scholarships, grants, awards, stipends, room and board,
2 tuition waivers, or other financial or in-kind assistance, with
3 the exception of Monetary Award Program grants. The General
4 Assembly finds and declares that this Section is a State law
5 within the meaning of subsection (d) of Section 1621 of Title 8
6 of the United States Code.

7 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

8 (110 ILCS 680/25-195 new)

9 Sec. 25-195. Qualification for financial aid. The
10 University may not deny a scholarship, grant, or loan to a
11 person who has been convicted of illegal possession or sale of
12 cannabis, controlled substances, or methamphetamine if he or
13 she otherwise qualifies for the scholarship, grant, or loan.

14 Section 40. The Northern Illinois University Law is amended
15 by changing Section 30-88 and by adding Section 30-205 as
16 follows:

17 (110 ILCS 685/30-88)

18 Sec. 30-88. In-state tuition charge.

19 (a) Notwithstanding any other provision of law to the
20 contrary, for tuition purposes, the Board shall deem an
21 individual an Illinois resident, until the individual
22 establishes a residence outside of this State, if all of the
23 following conditions are met:

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

4 (2) The individual graduated from a public or private
5 high school or received the equivalent of a high school
6 diploma in this State.

7 (3) The individual attended school in this State for at
8 least 3 years as of the date the individual graduated from
9 high school or received the equivalent of a high school
10 diploma.

11 (4) The individual registers as an entering student in
12 the University not earlier than the 2003 fall semester.

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

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

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

1 Beginning with the 2009-2010 academic year, if a person is on
2 active military duty and is stationed out of State, but he or
3 she was stationed in this State for at least 3 years
4 immediately prior to being reassigned out of State, then the
5 Board shall deem that person and any of his or her dependents
6 Illinois residents for tuition purposes, as long as that person
7 or his or her dependent (i) applies for admission to the
8 University within 18 months of the person on active military
9 duty being reassigned or (ii) remains continuously enrolled at
10 the University. Beginning with the 2013-2014 academic year, if
11 a person is utilizing benefits under the federal Post-9/11
12 Veterans Educational Assistance Act of 2008 or any subsequent
13 variation of that Act, then the Board shall deem that person an
14 Illinois resident for tuition purposes. Beginning with the
15 2015-2016 academic year, if a person is utilizing benefits
16 under the federal All-Volunteer Force Educational Assistance
17 Program, then the Board shall deem that person an Illinois
18 resident for tuition purposes.

19 (c) Notwithstanding any other provision of law to the
20 contrary, a student who meets the requirements of subsection
21 (a) of this Section is eligible to apply or receive
22 consideration for any student aid or benefit funded or
23 administered by the State, State agencies, public
24 institutions, or the University, including, but not limited to,
25 scholarships, grants, awards, stipends, room and board,
26 tuition waivers, or other financial or in-kind assistance, with

1 the exception of Monetary Award Program grants. The General
2 Assembly finds and declares that this Section is a State law
3 within the meaning of subsection (d) of Section 1621 of Title 8
4 of the United States Code.

5 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

6 (110 ILCS 685/30-205 new)

7 Sec. 30-205. Qualification for financial aid. The
8 University may not deny a scholarship, grant, or loan to a
9 person who has been convicted of illegal possession or sale of
10 cannabis, controlled substances, or methamphetamine if he or
11 she otherwise qualifies for the scholarship, grant, or loan.

12 Section 45. The Western Illinois University Law is amended
13 by changing Section 35-88 and by adding Section 35-200 as
14 follows:

15 (110 ILCS 690/35-88)

16 Sec. 35-88. In-state tuition charge.

17 (a) Notwithstanding any other provision of law to the
18 contrary, for tuition purposes, the Board shall deem an
19 individual an Illinois resident, until the individual
20 establishes a residence outside of this State, if all of the
21 following conditions are met:

22 (1) The individual resided with his or her parent or
23 guardian while attending a public or private high school in

1 this State.

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

5 (3) The individual attended school in this State for at
6 least 3 years as of the date the individual graduated from
7 high school or received the equivalent of a high school
8 diploma.

9 (4) The individual registers as an entering student in
10 the University not earlier than the 2003 fall semester.

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

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

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

1 she was stationed in this State for at least 3 years
2 immediately prior to being reassigned out of State, then the
3 Board shall deem that person and any of his or her dependents
4 Illinois residents for tuition purposes, as long as that person
5 or his or her dependent (i) applies for admission to the
6 University within 18 months of the person on active military
7 duty being reassigned or (ii) remains continuously enrolled at
8 the University. Beginning with the 2013-2014 academic year, if
9 a person is utilizing benefits under the federal Post-9/11
10 Veterans Educational Assistance Act of 2008 or any subsequent
11 variation of that Act, then the Board shall deem that person an
12 Illinois resident for tuition purposes. Beginning with the
13 2015-2016 academic year, if a person is utilizing benefits
14 under the federal All-Volunteer Force Educational Assistance
15 Program, then the Board shall deem that person an Illinois
16 resident for tuition purposes.

17 (c) Notwithstanding any other provision of law to the
18 contrary, a student who meets the requirements of subsection
19 (a) of this Section is eligible to apply or receive
20 consideration for any student aid or benefit funded or
21 administered by the State, State agencies, public
22 institutions, or the University, including, but not limited to,
23 scholarships, grants, awards, stipends, room and board,
24 tuition waivers, or other financial or in-kind assistance, with
25 the exception of Monetary Award Program grants. The General
26 Assembly finds and declares that this Section is a State law

1 within the meaning of subsection (d) of Section 1621 of Title 8
2 of the United States Code.

3 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

4 (110 ILCS 690/35-200 new)

5 Sec. 35-200. Qualification for financial aid. The
6 University may not deny a scholarship, grant, or loan to a
7 person who has been convicted of illegal possession or sale of
8 cannabis, controlled substances, or methamphetamine if he or
9 she otherwise qualifies for the scholarship, grant, or loan.

10 Section 50. The Higher Education Student Assistance Act is
11 amended by changing Section 20 as follows:

12 (110 ILCS 947/20)

13 Sec. 20. Functions of Commission.

14 (a) The Commission, in accordance with this Act, shall
15 prepare and supervise the issuance of public information
16 concerning its provisions; prescribe the form and regulate the
17 submission of applications for assistance; provide for and
18 conduct, or cause to be conducted, all eligibility
19 determinations of applicants; award the appropriate financial
20 assistance; and, upon request by a member of the General
21 Assembly, nominate or evaluate and recommend for nomination
22 applicants for General Assembly scholarships in accordance
23 with criteria specified by the member under Section 30-9 of the

1 School Code.

2 (b) The Commission is authorized to participate in any
3 programs for monetary assistance to students and to receive,
4 hold, and disburse all such funds made available by any agency
5 or organization for the purpose or purposes for which they are
6 made available. The Commission is authorized to administer a
7 program of grant assistance as authorized by the Baccalaureate
8 Savings Act. The Commission is authorized to participate in any
9 programs established to improve student financial aid services
10 or the proficiency of persons engaged in student financial aid
11 services and to receive, hold, and disburse all funds made
12 available by any agency or organization for the purpose or
13 purposes for which they are made available subject to the
14 appropriations of the General Assembly.

15 (c) The Commission is authorized to deny a scholarship or a
16 grant to any person who has defaulted on a guaranteed student
17 loan and who is not maintaining a satisfactory repayment
18 record. If a person has a defaulted guaranteed student loan but
19 is otherwise eligible for assistance pursuant to Section 40,
20 the Commission shall award one term of assistance during which
21 a satisfactory repayment record must be established. If such a
22 repayment record is not established, additional assistance
23 shall be denied until a satisfactory repayment record is
24 established.

25 (c-5) The Commission may not deny a scholarship, grant, or
26 loan to a person who has been convicted of illegal possession

1 or sale of cannabis, controlled substances, or methamphetamine
2 if he or she otherwise qualifies for the scholarship, grant, or
3 loan.

4 (d) The Commission is authorized to participate with
5 federal, state, county, local, and university law enforcement
6 agencies in cooperative efforts to detect and prosecute
7 incidents of fraud in student assistance programs.

8 (e) The Administrative Review Law shall apply to and govern
9 all proceedings for the judicial review of final administrative
10 decisions of the Commission.

11 (f) The Commission is authorized to make all necessary and
12 proper rules, not inconsistent with this Act, for the efficient
13 exercise of the foregoing functions.

14 (g) Unless otherwise provided by statute, the functions of
15 the Commission shall be exercised without regard to any
16 applicant's race, creed, sex, color, national origin, or
17 ancestry.

18 (h) The Commission is authorized to establish systems and
19 programs to encourage employers to match employee
20 contributions to prepaid programs of college savings by making
21 donations to the Commission for prepaid programs of college
22 savings to make higher education affordable for all residents
23 of the State and to receive, hold, and disburse all such funds
24 made available through those programs for the purposes for
25 which they are authorized by rule or by law.

26 (Source: P.A. 96-198, eff. 8-10-09.)

1 INDEX

2 Statutes amended in order of appearance

- 3 110 ILCS 305/7e-5
- 4 110 ILCS 305/100 new
- 5 110 ILCS 520/8d-5
- 6 110 ILCS 520/85 new
- 7 110 ILCS 660/5-88
- 8 110 ILCS 660/5-195 new
- 9 110 ILCS 665/10-88
- 10 110 ILCS 665/10-195 new
- 11 110 ILCS 670/15-88
- 12 110 ILCS 670/15-195 new
- 13 110 ILCS 675/20-88
- 14 110 ILCS 675/20-200 new
- 15 110 ILCS 680/25-88
- 16 110 ILCS 680/25-195 new
- 17 110 ILCS 685/30-88
- 18 110 ILCS 685/30-205 new
- 19 110 ILCS 690/35-88
- 20 110 ILCS 690/35-200 new
- 21 110 ILCS 947/20