



100TH GENERAL ASSEMBLY

State of Illinois

2017 and 2018

HB3091

by Rep. Avery Bourne

SYNOPSIS AS INTRODUCED:

110 ILCS 805/3-7	from Ch. 122, par. 103-7
110 ILCS 805/3-10	from Ch. 122, par. 103-10

Amends the Public Community College Act. Provides that when a vacancy occurs in a community college board, the elected successor shall serve the remainder of the unexpired term. Provides that the vice-chairman shall perform the duties of chairman if there is a vacancy in the office of the chairman or in case of the chairman's absence or inability to act (rather than the vice-chairman shall serve in the chairman's absence). Provides that if there is a vacancy in the office of the chairman and vice-chairman, a chairman pro tempore shall be appointed. Effective immediately.

LRB100 08820 MLM 18961 b

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 Public Community College Act is amended by
5 changing Sections 3-7 and 3-10 as follows:

6 (110 ILCS 805/3-7) (from Ch. 122, par. 103-7)

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

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

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

1 consolidated election in 2005 or thereafter must also be a
2 resident of the trustee district he or she represents for at
3 least one year immediately preceding his or her election,
4 except that in the first consolidated election for each trustee
5 district following reapportionment, a candidate for the board
6 may be elected from any trustee district that contains a part
7 of the trustee district in which he or she resided at the time
8 of the reapportionment and may be reelected if a resident of
9 the new trustee district he or she represents for one year
10 prior to reelection. In the event a person who is a member of a
11 common school board is elected or appointed to a board of
12 trustees of a community college district, that person shall be
13 permitted to serve the remainder of his or her term of office
14 as a member of the common school board. Upon the expiration of
15 the common school board term, that person shall not be eligible
16 for election or appointment to a common school board during the
17 term of office with the community college district board of
18 trustees.

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

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

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

1 connection with his or her service as a board member. Expenses
2 charged to such credit cards shall be accounted for separately
3 and shall be submitted to the chief financial officer of the
4 district for review prior to being reported to the board at its
5 next regular meeting.

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

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

14 (110 ILCS 805/3-10) (from Ch. 122, par. 103-10)

15 Sec. 3-10. The chairman shall preside at all meetings and
16 shall perform such duties as are imposed upon him by law or by
17 action of the board. The vice-chairman shall perform the duties
18 of the chairman if there is a vacancy in the office of the
19 chairman or in case of the chairman's absence or inability to
20 act ~~serve in the chairman's absence~~. If there is a vacancy in
21 the office of the chairman and vice-chairman or the chairman
22 and vice-chairman are absent from any meeting or refuse to
23 perform their duties, a chairman pro tempore shall be appointed
24 by the board from among their number.

25 The secretary shall perform the duties usually pertaining

1 to his office. If he is absent from any meeting or refuses to
2 perform his duties, a member of the board shall be appointed
3 secretary pro tempore.

4 (Source: Laws 1967, p. 1229.)

5 Section 99. Effective date. This Act takes effect upon
6 becoming law.