



## 100TH GENERAL ASSEMBLY

### State of Illinois

2017 and 2018

HB4503

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 16225 AXK 31348 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