

**SB0598**



**100TH GENERAL ASSEMBLY**

**State of Illinois**

**2017 and 2018**

**SB0598**

Introduced 1/24/2017, by Sen. Iris Y. Martinez

**SYNOPSIS AS INTRODUCED:**

110 ILCS 310/1

from Ch. 144, par. 41

Amends the University of Illinois Trustees Act. Provides that in order to determine residency status of a potential or current student trustee, the student must provide evidence of the student's Illinois domicile for at least the previous 6 months, and either (i) evidence of the student's current, valid Illinois driver's license or Illinois Identification Card or (ii) evidence of the student's valid Illinois voter registration (instead of having evidence of the student's Illinois domicile, Illinois driver's license, and Illinois voter registration positively demonstrate residency). Effective January 1, 2018.

LRB100 07403 MLM 17467 b

**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 Trustees Act is  
5 amended by changing Section 1 as follows:

6 (110 ILCS 310/1) (from Ch. 144, par. 41)

7 Sec. 1. The Board of Trustees of the University of Illinois  
8 shall consist of the Governor and at least 12 trustees. Nine  
9 trustees shall be appointed by the Governor, by and with the  
10 advice and consent of the Senate. The other trustees shall be  
11 students, of whom one student shall be selected from each  
12 University campus.

13 Each student trustee shall serve a term of one year,  
14 beginning on July 1 or on the date of his or her selection,  
15 whichever is later, and expiring on the next succeeding June  
16 30.

17 Each trustee shall have all of the privileges of  
18 membership, except that only one student trustee shall have the  
19 right to cast a legally binding vote. The Governor shall  
20 designate which one of the student trustees shall possess, for  
21 his or her entire term, the right to cast a legally binding  
22 vote. Each student trustee who does not possess the right to  
23 cast a legally binding vote shall have the right to cast an

1 advisory vote and the right to make and second motions and to  
2 attend executive sessions.

3 Each trustee shall be governed by the same conflict of  
4 interest standards. Pursuant to those standards, it shall not  
5 be a conflict of interest for a student trustee to vote on  
6 matters pertaining to students generally, such as tuition and  
7 fees. However, it shall be a conflict of interest for a student  
8 trustee to vote on faculty member tenure or promotion. For the  
9 purposes of this Section, a student member shall not be deemed  
10 to have a direct conflict of interest in and may vote on any  
11 item involving the employment or compensation of the Chancellor  
12 at any campus or the President of the University or the  
13 election of officers. Student trustees shall be chosen by  
14 campus-wide student election, and the student trustee  
15 designated by the Governor to possess a legally binding vote  
16 shall be one of the students selected by this method. A student  
17 trustee who does not possess a legally binding vote on a  
18 measure at a meeting of the Board or any of its committees  
19 shall not be considered a trustee for the purpose of  
20 determining whether a quorum is present at the time that  
21 measure is voted upon. To be eligible for selection as a  
22 student trustee and to be eligible to remain as a voting or  
23 nonvoting student trustee, a student trustee must be a resident  
24 of this State, must have and maintain a grade point average  
25 that is equivalent to at least 2.5 on a 4.0 scale, and must be a  
26 full time student enrolled at all times during his or her term

1 of office except for that part of the term which follows the  
2 completion of the last full regular semester of an academic  
3 year and precedes the first full regular semester of the  
4 succeeding academic year at the University (sometimes commonly  
5 referred to as the summer session or summer school). If a  
6 voting or nonvoting student trustee fails to continue to meet  
7 or maintain the residency, minimum grade point average, or  
8 enrollment requirement established by this Section, his or her  
9 membership on the Board shall be deemed to have terminated by  
10 operation of law. The University may not use residency for  
11 tuition purposes as a factor in making the determination that a  
12 student is or is not a resident of this State. In order to  
13 determine residency for a student trustee, the student must  
14 provide evidence of the student's Illinois domicile for at  
15 least the previous 6 months and at least one of the following:  
16 ~~The following factors shall positively demonstrate residency~~  
17 ~~in this State for the purposes of the residency requirement for~~  
18 ~~student trustees and candidates for student trustee:~~

19 ~~(1) evidence of the student's Illinois domicile for at~~  
20 ~~least the previous 6 months;~~

21 (1) ~~(2)~~ evidence of the student's current, valid  
22 Illinois driver's license or Illinois Identification Card;  
23 or and

24 (2) ~~(3)~~ evidence of the student's valid Illinois voter  
25 registration.

26 Evidence ~~A positive demonstration~~ of residency in this State

1 for student trustees and candidates for student trustees under  
2 this Section does not apply to residency requirements for  
3 tuition purposes.

4 If a voting student trustee resigns or otherwise ceases to  
5 serve on the Board, the Governor shall, within 30 days,  
6 designate one of the remaining student trustees to possess the  
7 right to cast a legally binding vote for the remainder of his  
8 or her term. If a nonvoting student trustee resigns or  
9 otherwise ceases to serve on the Board, the chief executive of  
10 the student government from that campus shall, within 30 days,  
11 select a new nonvoting student trustee to serve for the  
12 remainder of the term.

13 No more than 5 of the 9 appointed trustees shall be  
14 affiliated with the same political party. Each trustee  
15 appointed by the Governor must be a resident of this State. A  
16 failure to meet or maintain this residency requirement  
17 constitutes a resignation from and creates a vacancy in the  
18 Board. The term of office of each appointed trustee shall be 6  
19 years from the third Monday in January of each odd numbered  
20 year. The regular terms of office of the appointed trustees  
21 shall be staggered so that 3 terms expire in each odd-numbered  
22 year.

23 Vacancies for appointed trustees shall be filled for the  
24 unexpired term in the same manner as original appointments. If  
25 a vacancy in membership occurs at a time when the Senate is not  
26 in session, the Governor shall make temporary appointments

1 until the next meeting of the Senate, when he shall appoint  
2 persons to fill such memberships for the remainder of their  
3 respective terms. If the Senate is not in session when  
4 appointments for a full term are made, appointments shall be  
5 made as in the case of vacancies.

6 No action of the board shall be invalidated by reason of  
7 any vacancies on the board, or by reason of any failure to  
8 select student trustees.

9 (Source: P.A. 98-778, eff. 7-21-14; 99-734, eff. 8-5-16.)

10 Section 99. Effective date. This Act takes effect January  
11 1, 2018.