

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 Illinois Mathematics and Science Academy Law
5 is amended by changing Sections 2 and 4 as follows:

6 (105 ILCS 305/2) (from Ch. 122, par. 1503-2)

7 Sec. 2. Establishment, Funding and Location. There is
8 hereby created the Illinois Mathematics and Science Academy,
9 which shall be a residential institution located in the Fox
10 River Valley in close proximity to the national science
11 laboratories based in Illinois. The Academy may develop
12 additional campuses throughout the State, however, any
13 additional campus does not need to serve as a residential
14 institution. The Academy shall be a State agency, funded by
15 State appropriations, private contributions and endowments.
16 Minimal fees for residential students who are Illinois
17 residents may be charged. Tuition, fees, and room and board
18 costs shall be charged for students who are not Illinois
19 residents, the totality of which must be sufficient to ensure
20 that no State appropriations are used to fund the costs of
21 those students attending the Academy. The Academy may admit
22 ~~those~~ students (i) who are Illinois residents or who are not
23 Illinois residents and (ii) who have completed the academic

1 equivalent of the 8th ~~9th~~ grade. No more than 25% of the
2 Academy's student body may be composed of students who are not
3 Illinois residents. The Academy ~~and~~ may offer a program of
4 secondary and postsecondary course work. Admission shall be
5 determined by competitive examination.

6 In order to be eligible for State appropriations, the
7 Academy shall submit to the Board of Higher Education not later
8 than the 1st day of October of each year its budget proposal
9 for the operation and capital needs of the Academy for its next
10 fiscal year and information demonstrating that students who are
11 not Illinois residents have paid and will pay tuition, fees,
12 and room and board costs sufficient to ensure that no State
13 appropriations were used or will be used to fund the costs of
14 those students attending the Academy.

15 (Source: P.A. 95-793, eff. 1-1-09.)

16 (105 ILCS 305/4) (from Ch. 122, par. 1503-4)

17 Sec. 4. Powers of the Board. The board is hereby authorized
18 to:

19 (a) Accept donations, bequests, or other forms of financial
20 assistance for educational purposes from any public or private
21 person or agency and comply with rules and regulations
22 governing grants from the federal government or from any other
23 person or agency, which are not in contravention of the
24 Illinois Constitution or the laws of the State of Illinois.

25 (b) Purchase equipment and make improvements to facilities

1 necessary for the use of the school, in accordance with
2 applicable law.

3 (c) Adopt, amend, or repeal rules, regulations, and
4 policies necessary or proper for the conduct of the business of
5 the board.

6 (d) Award certificates and issue diplomas for successful
7 completion of programs of study requirements.

8 (e) Select a Director who shall be the chief administrative
9 officer of the Academy and who shall administer the rules,
10 regulations, and policies adopted by the Board pursuant hereto.
11 The Director shall also be the chief administrative officer of
12 the Board and shall be responsible for all the administrative
13 functions, duties, and needs of the Board.

14 (f) Determine faculty and staff positions necessary for the
15 efficient operation of the school and select personnel for such
16 positions.

17 (g) Prepare and adopt an annual budget necessary for the
18 continued operation of the school.

19 (h) Enter into contracts and agreements which have been
20 recommended by the Director, in accordance with applicable law,
21 and to the extent that funds are specifically appropriated
22 therefor, with other public agencies with respect to
23 cooperative enterprises and undertaking related to or
24 associated with an educational purpose or program affecting
25 education in the school. This shall not preclude the Board from
26 entering into other such contracts and agreements that it may

1 deem necessary to carry out its duties and functions.

2 (i) Perform such other functions as are necessary to the
3 supervision and control of those phases of education under its
4 supervision and control.

5 (j) The Board shall delegate to the Director such of its
6 administrative powers and duties as it deems appropriate to aid
7 the Director in the efficient administration of his
8 responsibility for the implementation of the policies of the
9 Board.

10 (k) The Academy shall be empowered to lease or purchase
11 real and personal property on commercially reasonable terms for
12 the use of the Academy. After July 1, 1988, any leases or
13 purchases of real or personal property and any disposition
14 thereof by the Academy must be in compliance with the
15 provisions of The Civil Administrative Code of Illinois and the
16 State Property Control Act. Personal property acquired for the
17 use of the Academy shall be inventoried and disposed of in
18 accordance with the State Property Control Act.

19 In addition to the authorities granted herein and any
20 powers, duties, and responsibilities vested by any other
21 applicable laws, the Board shall:

22 (1) Adopt rules, regulations, and policies necessary
23 for the efficient operation of the school.

24 (2) Establish criteria to be used in determining
25 eligibility of applicants for enrollment. Such criteria
26 shall ensure adequate geographic representation of this

1 State and adequate 7 sexual and ethnic representation.

2 (3) Determine subjects and extracurricular activities
3 to be offered.

4 (4) Pay salaries and expenses, including but not
5 necessarily restricted to facilities, equipment, and
6 supplies of the faculty and staff of the Academy out of
7 funds appropriated or otherwise made available for the
8 operating and administrative expenses of the Board and the
9 Academy.

10 (5) Exercise budgetary responsibility and allocate for
11 expenditure by the Academy and programs under its
12 jurisdiction, all monies appropriated or otherwise made
13 available for purposes of the Board and of such Academy and
14 programs.

15 (6) Prescribe and select for use in the school free
16 school books and other materials of instruction for
17 children enrolled in the school and programs under its
18 jurisdiction for which the General Assembly provides
19 funds. However, free school books and other materials of
20 instruction need not be provided to students who are not
21 Illinois residents, and a fee may be charged to such
22 students for books and materials.

23 (7) Prepare and adopt or approve programs of study and
24 rules, bylaws, and regulations for the conduct of students
25 and for the government of the school and programs under its
26 jurisdiction.

1 (8) Employ such personnel as may be needed, establish
2 policies governing their employment and dismissal, and fix
3 the amount of their compensation. In the employment,
4 establishment of policies and fixing of compensation the
5 board may make no discrimination on account of sex, race,
6 creed, color or national origin.

7 The Academy, its board of trustees, and its employees shall
8 be represented and indemnified in certain civil law suits in
9 accordance with "An Act to provide for representation and
10 indemnification in certain civil law suits", approved December
11 3, 1977, as amended.

12 Neither the Academy, nor its officers, employees or board
13 members shall participate in the creation of any corporation,
14 joint venture, partnership, association, or other
15 organizational entity which exercises, expands, or enhances
16 the powers, duties, or responsibilities of the Academy unless
17 specifically authorized by the General Assembly by law.

18 This Section does not restrict the Academy from creating
19 any organization entity which is within or a part of the
20 Academy.

21 (Source: P.A. 86-109.)