

# SB3710



## 101ST GENERAL ASSEMBLY

### State of Illinois

2019 and 2020

SB3710

Introduced 2/14/2020, by Sen. Chapin Rose

#### SYNOPSIS AS INTRODUCED:

30 ILCS 769/25-15

Amends the Private Colleges and Universities Capital Distribution Formula Act. Provides that if an institution received a grant under the Act and subsequently fails to meet the definition of "independent college" due to the institution being acquired and operated by the University of Illinois at Chicago, the entire balance of the grant remaining on the date the acquired former independent college ceased operations and came under the control of the University of Illinois at Chicago, including any amount that had been withheld after the acquired former independent college ceased operations, shall be re-distributed as provided under specified provisions from moneys made available for use by the Office of the Chancellor of the University of Illinois at Chicago in the amount of \$934,013.79. Specifies that the provisions apply to any acquisition of an independent college by University of Illinois at Chicago occurring on and after August 15, 2019 and before January 1, 2020.

LRB101 19907 CMG 69428 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning finance.

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

4 Section 5. The Private Colleges and Universities Capital  
5 Distribution Formula Act is amended by changing Section 25-15  
6 as follows:

7 (30 ILCS 769/25-15)

8 Sec. 25-15. Transfer of funds to another independent  
9 college.

10 (a) If an institution received a grant under this Article  
11 and subsequently fails to meet the definition of "independent  
12 college", the remaining funds shall be re-distributed as  
13 provided in Section 25-10, unless the campus or facilities for  
14 which the grant was given are operated by another institution  
15 that qualifies as an independent college under this Article.

16 (a-5) Notwithstanding the provisions of subsection (a), if  
17 an institution received a grant under this Article and  
18 subsequently fails to meet the definition of "independent  
19 college" due to the institution being acquired and operated by  
20 the University of Illinois at Chicago, the entire balance of  
21 the grant provided under this Article remaining on the date the  
22 acquired former independent college ceased operations and came  
23 under the control of the University of Illinois at Chicago,

1 including any amount that had been withheld after the acquired  
2 former independent college ceased operations, shall be  
3 re-distributed as provided under Section 25-10 from moneys made  
4 available for use by the Office of the Chancellor of the  
5 University of Illinois at Chicago in the amount of \$934,013.79.  
6 The provisions of this subsection (a-5) apply to any  
7 acquisition of an independent college by the University of  
8 Illinois at Chicago occurring on and after August 15, 2019 and  
9 before January 1, 2020.

10 (b) If the facilities of a former independent college are  
11 operated by another entity that qualifies as an independent  
12 college as provided in subsection (a) of this Section, then the  
13 entire balance of the grant provided under this Article  
14 remaining on the date the former independent college ceased  
15 operations, including any amount that had been withheld after  
16 the former independent college ceased operations, shall be  
17 transferred to the successor independent college for the  
18 purpose of operating those facilities for the duration of the  
19 grant.

20 (c) In the event that, on or before the effective date of  
21 this amendatory Act of the 98th General Assembly, the remaining  
22 funds have been re-allocated or re-distributed to other  
23 independent colleges, or the Illinois Board of Higher Education  
24 has planned for the remaining funds to be re-allocated or  
25 re-distributed to other independent colleges, before the  
26 5-year period provided under this Act for the utilization of

1 funds has ended, any funds so re-allocated or re-distributed  
2 shall be deducted from future allocations to those other  
3 independent colleges and re-allocated or re-distributed to the  
4 initial institution or the successor entity operating the  
5 facilities of the original institution if: (i) the institution  
6 that failed to meet the definition of "independent college"  
7 once again meets the definition of "independent college" before  
8 the 5-year period has expired; or (ii) the facility or  
9 facilities of the former independent college are operated by  
10 another entity that qualifies as an independent college before  
11 the 5-year period has expired.

12 (Source: P.A. 101-10, eff. 6-5-19.)