



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB0722

Introduced 2/8/2021, by Rep. Terra Costa Howard

SYNOPSIS AS INTRODUCED:

110 ILCS 805/3-7

from Ch. 122, par. 103-7

Amends the Public Community College Act. With regard to the members of a board of trustees of a community college district, provides that if a vacancy in the board occurs, the secretary of the board must publish the vacancy through at least one public notice for a minimum of 30 days before the remaining board members meet to fill the vacancy, at which time the board must accept applications for the position. Provides that notice of the vacancy must also be given by publication in a newspaper published in the community college district at least 30 days before the remaining board members meet to fill the vacancy and if there is no newspaper published in the district, notice of the vacancy may be given by posting notices in 5 of the most public places in the district. Provides that notice of the vacancy must comply with the Notice By Publication Act and the Newspaper Legal Notice Act. Effective immediately.

LRB102 10479 CMG 15808 b

FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

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

19 (d) Whenever a vacancy occurs, the remaining members shall
20 fill the vacancy, and the person so appointed shall serve
21 until a successor is elected to serve the remainder of the
22 unexpired term at the next regular election for board members
23 and is certified in accordance with Sections 22-17 and 22-18
24 of the Election Code. The secretary of the board must publish
25 the vacancy through at least one public notice for a minimum of
26 30 days before the remaining board members meet to fill the

1 vacancy, at which time the board must accept applications for
2 the position. In addition, notice of the vacancy must be given
3 by publication in a newspaper published in the community
4 college district at least 30 days before the remaining board
5 members meet to fill the vacancy. If there is no newspaper
6 published in the district, notice of the vacancy may be given
7 by posting notices in 5 of the most public places in the
8 district. Notice of the vacancy must comply with the Notice By
9 Publication Act and the Newspaper Legal Notice Act. If the
10 remaining members fail to fill the vacancy ~~so to act~~ within 60
11 days after the vacancy occurs, the chairman of the State Board
12 shall fill that vacancy, and the person so appointed shall
13 serve until a successor is elected to serve the remainder of
14 the unexpired term at the next regular election for board
15 members and is certified in accordance with Sections 22-17 and
16 22-18 of the Election Code. The person appointed to fill the
17 vacancy shall have the same residential qualifications as his
18 predecessor in office was required to have. In either
19 instance, if the vacancy occurs with less than 4 months
20 remaining before the next scheduled consolidated election, and
21 the term of office of the board member vacating the position is
22 not scheduled to expire at that election, then the term of the
23 person so appointed shall extend through that election and
24 until the succeeding consolidated election. If the term of
25 office of the board member vacating the position is scheduled
26 to expire at the upcoming consolidated election, the appointed

1 member shall serve only until a successor is elected and
2 qualified at that election.

3 (e) Members of the board shall serve without compensation
4 but shall be reimbursed for their reasonable expenses incurred
5 in connection with their service as members. Compensation, for
6 purposes of this Section, means any salary or other benefits
7 not expressly authorized by this Act to be provided or paid to,
8 for or on behalf of members of the board. The board of each
9 community college district may adopt a policy providing for
10 the issuance of bank credit cards, for use by any board member
11 who requests the same in writing and agrees to use the card
12 only for the reasonable expenses which he or she incurs in
13 connection with his or her service as a board member. Expenses
14 charged to such credit cards shall be accounted for separately
15 and shall be submitted to the chief financial officer of the
16 district for review prior to being reported to the board at its
17 next regular meeting.

18 (f) The ballot for the election of members of the board for
19 a community college district shall indicate the length of term
20 for each office to be filled. In the election of a board for
21 any community college district, the ballot shall not contain
22 any political party designation.

23 (Source: P.A. 100-273, eff. 8-22-17; 100-884, eff. 1-1-19.)

24 Section 99. Effective date. This Act takes effect upon
25 becoming law.