



## 102ND GENERAL ASSEMBLY

### State of Illinois

2021 and 2022

HB3145

Introduced 2/19/2021, by Rep. Maurice A. West, II

#### SYNOPSIS AS INTRODUCED:

110 ILCS 805/3-7

from Ch. 122, par. 103-7

110 ILCS 805/3-7d new

Amends the Public Community College Act. Provides for the election of board of trustee members by trustee district rather than at large in community college districts in this State. Makes related changes. Effective immediately.

LRB102 11745 CMG 17079 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 Public Community College Act is amended by  
5 changing Section 3-7 and by adding Section 3-7d 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 all community  
11 college districts in this State other than Community College  
12 District No. 522, Community College District No. 526, or a  
13 community college district subject to Article VII, each member  
14 elected at the consolidated election in 2023 or thereafter  
15 must also be a resident of the trustee district he or she  
16 represents for at least one year immediately preceding his or  
17 her election, except that in the first consolidated election  
18 for each trustee district following reapportionment by the  
19 board, a candidate for the board may be elected from any  
20 trustee district that contains a part of the trustee district  
21 in which he or she resided at the time of the reapportionment  
22 and may be reelected if a resident of the new trustee district  
23 he or she represents for one year prior to reelection.

24 In the event a person who is a member of a common school  
25 board is elected or appointed to a board of trustees of a  
26 community college district, that person shall be permitted to

1 serve the remainder of his or her term of office as a member of  
2 the common school board. Upon the expiration of the common  
3 school board term, that person shall not be eligible for  
4 election or appointment to a common school board during the  
5 term of office with the community college district board of  
6 trustees.

7 (d) Whenever a vacancy occurs, the remaining members shall  
8 fill the vacancy, and the person so appointed shall serve  
9 until a successor is elected to serve the remainder of the  
10 unexpired term at the next regular election for board members  
11 and is certified in accordance with Sections 22-17 and 22-18  
12 of the Election Code. If the remaining members fail so to act  
13 within 60 days after the vacancy occurs, the chairman of the  
14 State Board shall fill that vacancy, and the person so  
15 appointed shall serve until a successor is elected to serve  
16 the remainder of the unexpired term at the next regular  
17 election for board members and is certified in accordance with  
18 Sections 22-17 and 22-18 of the Election Code. The person  
19 appointed to fill the vacancy shall have the same residential  
20 qualifications as his predecessor in office was required to  
21 have. In either instance, if the vacancy occurs with less than  
22 4 months remaining before the next scheduled consolidated  
23 election, and the term of office of the board member vacating  
24 the position is not scheduled to expire at that election, then  
25 the term of the person so appointed shall extend through that  
26 election and until the succeeding consolidated election. If

1 the term of office of the board member vacating the position is  
2 scheduled to expire at the upcoming consolidated election, the  
3 appointed member shall serve only until a successor is elected  
4 and qualified at that election.

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

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

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

1 (110 ILCS 805/3-7d new)

2 Sec. 3-7d. Trustee districts required beginning with the  
3 2023 consolidated election. Beginning with the consolidated  
4 election in 2023, the election of board members shall be by  
5 trustee district rather than at large in each community  
6 college district in this State, other than in Community  
7 College District No. 522, Community College District No. 526,  
8 or a community college district subject to Article VII, as  
9 follows:

10 (1) In 2023, before the next consolidated election if  
11 that year is an election year, the board shall divide the  
12 community college district into 7 trustee districts, each  
13 of which shall be compact, contiguous, and substantially  
14 equal in population to each other trustee district. The  
15 division of the community college district into trustee  
16 districts must be completed and formally approved by a  
17 majority of the members of the board.

18 (2) For each at-large seat on the board that is to be  
19 filled by election in 2023 or thereafter, the seat shall  
20 instead be filled by a trustee elected from a trustee  
21 district. The board shall determine which trustee district  
22 seat is to replace which at-large seat by lot.

23 (3) In the year following each decennial census after  
24 2023, before the next consolidated election if that year  
25 is an election year, the board shall reapportion the  
26 trustee districts to reflect the results of the census and

1       shall divide the community college district into 7 trustee  
2       districts, each of which shall be compact, contiguous, and  
3       substantially equal in population to each other trustee  
4       district. The reapportionment must be completed and  
5       formally approved by a majority of the members of the  
6       board. At the same meeting of the board, the board shall,  
7       publicly by lot, divide the trustee districts into 2  
8       groups. Four trustees or their successors from one group  
9       shall be elected for successive terms of 4 years and 6  
10       years, and 3 trustees or their successors from the second  
11       group shall be elected for successive terms of 6 years and  
12       4 years. One member shall be elected from each such  
13       trustee district.

14       Section 99. Effective date. This Act takes effect upon  
15       becoming law.