



Rep. Stephanie A. Kifowit

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10200HB5175ham001

LRB102 25267 NLB 36683 a

1 AMENDMENT TO HOUSE BILL 5175

2 AMENDMENT NO. _____. Amend House Bill 5175 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Public Community College Act is amended by
5 changing Section 6-4 as follows:

6 (110 ILCS 805/6-4) (from Ch. 122, par. 106-4)

7 Sec. 6-4. Variable rates and fees. Any community college
8 district, by resolution of the board, may establish variable
9 tuition rates and fees for students attending its college in
10 an amount not to exceed 1/3 of the per capita cost as defined
11 in Section 6-2, provided that voluntary contributions, as
12 defined in Section 65 of the Higher Education Student
13 Assistance Act, shall not be included in any calculation of
14 community college tuition and fee rates for the purpose of
15 this Section. Beginning with the 2013-2014 academic year, if a
16 person is utilizing benefits under the federal Post-9/11

1 Veterans Educational Assistance Act of 2008 or any subsequent
2 variation of that Act, then the board shall deem that person an
3 in-district resident for tuition purposes. Beginning with the
4 2015-2016 academic year, if a person is utilizing benefits
5 under the federal All-Volunteer Force Educational Assistance
6 Program, then the board shall deem that person an in-district
7 resident for tuition purposes. Beginning with the 2019-2020
8 academic year through the 2021-2022 academic year, per the
9 federal requirements for maintaining approval for veterans'
10 education benefits under 38 U.S.C. 3679(c), if a person is on
11 active military duty or is receiving veterans' education
12 benefits, then the board shall deem that person an Illinois
13 resident for tuition purposes for any academic quarter,
14 semester, or term, as applicable. Beginning with the 2022-2023
15 academic year, per the federal requirements for maintaining
16 approval for veterans' education benefits under 38 U.S.C.
17 3679(c), if a person is on active duty or is an individual
18 entitled to assistance as described in 38 U.S.C. 3679(c), then
19 the board shall deem that person an in-district resident for
20 tuition purposes for any academic quarter, semester, or term,
21 as applicable.

22 (Source: P.A. 101-424, eff. 8-16-19.)

23 Section 10. The Higher Education Student Assistance Act is
24 amended by changing Section 40 as follows:

1 (110 ILCS 947/40)

2 Sec. 40. Illinois Veteran grant program.

3 (a) As used in this Section:

4 "Qualified applicant" means a person who served in the
5 Armed Forces of the United States, a Reserve component of the
6 Armed Forces, or the Illinois National Guard, excluding
7 members of the Reserve Officers' Training Corps and those
8 whose only service has been attendance at a service academy,
9 and who meets all of the qualifications of either paragraphs
10 (1) through (4) or paragraphs (2), (3), and (5):

11 (1) At the time of entering federal active duty
12 service the person was one of the following:

13 (A) An Illinois resident.

14 (B) An Illinois resident within 6 months of
15 entering such service.

16 (C) Enrolled at a State-controlled university or
17 public community college in this State.

18 (2) The person meets one of the following
19 requirements:

20 (A) He or she served at least one year of federal
21 active duty.

22 (B) He or she served less than one year of federal
23 active duty and received an honorable discharge for
24 medical reasons directly connected with such service.

25 (C) He or she served less than one year of federal
26 active duty and was discharged prior to August 11,

1 1967.

2 (D) He or she served less than one year of federal
3 active duty in a foreign country during a time of
4 hostilities in that foreign country.

5 (3) The person received an honorable discharge after
6 leaving ~~each period of~~ federal active duty service.

7 (4) The person returned to this State within 6 months
8 after leaving federal active duty service, or, if married
9 to a person in continued military service stationed
10 outside this State, returned to this State within 6 months
11 after his or her spouse left service or was stationed
12 within this State.

13 (5) The person does not meet the requirements of
14 paragraph (1), but (i) is a resident of Illinois at the
15 time of application to the Commission and (ii) at some
16 point after leaving federal active duty service, was a
17 resident of Illinois for at least 15 consecutive years.

18 "Time of hostilities" means any action by the Armed Forces
19 of the United States that is recognized by the issuance of a
20 Presidential proclamation or a Presidential executive order
21 and in which the Armed Forces expeditionary medal or other
22 campaign service medals are awarded according to Presidential
23 executive order.

24 (b) A person who otherwise qualifies under subsection (a)
25 of this Section but has not left federal active duty service
26 and has served at least one year of federal active duty or has

1 served for less than one year of federal active duty in a
2 foreign country during a time of hostilities in that foreign
3 country and who can provide documentation demonstrating an
4 honorable service record is eligible to receive assistance
5 under this Section.

6 (c) A qualified applicant is not required to pay any
7 tuition or mandatory fees while attending a State-controlled
8 university or public community college in this State for a
9 period that is equivalent to 4 years of full-time enrollment,
10 including summer terms.

11 A qualified applicant who has previously received benefits
12 under this Section for a non-mandatory fee shall continue to
13 receive benefits covering such fees while he or she is
14 enrolled in a continuous program of study. The qualified
15 applicant shall no longer receive a grant covering
16 non-mandatory fees if he or she fails to enroll during an
17 academic term, unless he or she is serving federal active duty
18 service.

19 (d) A qualified applicant who has been or is to be awarded
20 assistance under this Section shall receive that assistance if
21 the qualified applicant notifies his or her postsecondary
22 institution of that fact by the end of the school term for
23 which assistance is requested.

24 (e) Assistance under this Section is considered an
25 entitlement that the State-controlled college or public
26 community college in which the qualified applicant is enrolled

1 shall honor without any condition other than the qualified
2 applicant's maintenance of minimum grade levels and a
3 satisfactory student loan repayment record pursuant to
4 subsection (c) of Section 20 of this Act.

5 (f) The Commission shall administer the grant program
6 established by this Section and shall make all necessary and
7 proper rules not inconsistent with this Section for its
8 effective implementation.

9 (g) All applications for assistance under this Section
10 must be made to the Commission on forms that the Commission
11 shall provide. The Commission shall determine the form of
12 application and the information required to be set forth in
13 the application, and the Commission shall require qualified
14 applicants to submit with their applications any supporting
15 documents that the Commission deems necessary. Upon request,
16 the Department of Veterans' Affairs shall assist the
17 Commission in determining the eligibility of applicants for
18 assistance under this Section.

19 (h) Assistance under this Section is available as long as
20 the federal government provides educational benefits to
21 veterans. Assistance must not be paid under this Section after
22 6 months following the termination of educational benefits to
23 veterans by the federal government, except for persons who
24 already have begun their education with assistance under this
25 Section. If the federal government terminates educational
26 benefits to veterans and at a later time resumes those

1 benefits, assistance under this Section shall resume.

2 (Source: P.A. 101-334, eff. 8-9-19.)

3 Section 99. Effective date. This Act takes effect upon
4 becoming law.".