



Sen. Ram Villivalam

Filed: 3/12/2024

10300SB2404sam001

LRB103 28554 RJT 70325 a

1 AMENDMENT TO SENATE BILL 2404

2 AMENDMENT NO. _____. Amend Senate Bill 2404 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The University of Illinois Act is amended by
5 changing Section 7e-5 as follows:

6 (110 ILCS 305/7e-5)

7 Sec. 7e-5. In-state tuition charge.

8 (a) Notwithstanding any other provision of law to the
9 contrary, for tuition purposes until July 1, 2026, the Board
10 of Trustees shall deem an individual an Illinois resident,
11 until the individual establishes a residence outside of this
12 State, if all of the following conditions are met:

13 (1) The individual resided with his or her parent or
14 guardian while attending a public or private high school
15 in this State.

16 (2) The individual graduated from a public or private

1 high school or received the equivalent of a high school
2 diploma in this State.

3 (3) The individual attended school in this State for
4 at least 3 years as of the date the individual graduated
5 from high school or received the equivalent of a high
6 school diploma.

7 (4) The individual registers as an entering student in
8 the University not earlier than the 2003 fall semester.

9 (5) In the case of an individual who is not a citizen
10 or a permanent resident of the United States, the
11 individual provides the University with an affidavit
12 stating that the individual will file an application to
13 become a permanent resident of the United States at the
14 earliest opportunity the individual is eligible to do so.

15 This subsection (a) applies only to tuition for a term or
16 semester that begins on or after May 20, 2003 (the effective
17 date of Public Act 93-7) but before July 1, 2026. Any revenue
18 lost by the University in implementing this subsection (a)
19 shall be absorbed by the University Income Fund.

20 (a-5) Notwithstanding any other provision of law to the
21 contrary, beginning July 1, 2026, an individual, other than an
22 individual who has a non-immigrant alien status that precludes
23 an intent to permanently reside in the United States under
24 subsection (a) of Section 1101 of Title 8 of the United States
25 Code, shall be charged tuition by the Board of Trustees at the
26 same rate as an Illinois resident if the individual meets all

1 of the requirements of either paragraph (1) or (2):

2 (1) The individual:

3 (A) attended a public or private high school in
4 this State for at least 2 years before enrolling at the
5 University;

6 (B) graduated from a public or private high school
7 in this State or received the equivalent of a high
8 school diploma in this State;

9 (C) attended high school while residing in this
10 State and has not established residency outside of
11 this State before enrolling at the University; and

12 (D) agrees to swear and affirm to the University
13 that the individual will file an application to become
14 a permanent resident of the United States at the
15 earliest opportunity if the individual is eligible to
16 do so and is not a citizen or lawful permanent resident
17 of the United States.

18 (2) The individual:

19 (A) attended any of the following for at least 2
20 years and attended for a cumulative total of at least 3
21 years before enrolling at the University:

22 (i) a public or private high school in this
23 State;

24 (ii) a public community college in a community
25 college district organized under the Public
26 Community College Act; or

1 (iii) a combination of those educational
2 institutions set forth in subdivisions (i) and
3 (ii) of this subparagraph (A);
4 (B) has at the time of enrollment:

5 (i) graduated from a public or private high
6 school in this State or received the equivalent of
7 a high school diploma in this State; and

8 (ii) earned an associate degree from or
9 completed at least 60 credit hours of graded,
10 transferable coursework at a public community
11 college in a community college district organized
12 under the Public Community College Act;

13 (C) attended an educational institution set forth
14 in subdivision (i) or (ii) of subparagraph (A) of this
15 paragraph (2) while residing in this State and has not
16 established residency outside of this State before
17 enrolling at the University; and

18 (D) agrees to swear and affirm to the University
19 that the individual will file an application to become
20 a permanent resident of the United States at the
21 earliest opportunity if the individual is eligible to
22 do so and is not a citizen or lawful permanent resident
23 of the United States.

24 (b) If a person is on active military duty and stationed in
25 Illinois, then the Board of Trustees shall deem that person
26 and any of his or her dependents Illinois residents for

1 tuition purposes. Beginning with the 2009-2010 academic year,
2 if a person is on active military duty and is stationed out of
3 State, but he or she was stationed in this State for at least 3
4 years immediately prior to being reassigned out of State, then
5 the Board of Trustees shall deem that person and any of his or
6 her dependents Illinois residents for tuition purposes, as
7 long as that person or his or her dependent (i) applies for
8 admission to the University within 18 months of the person on
9 active military duty being reassigned or (ii) remains
10 continuously enrolled at the University. Beginning with the
11 2013-2014 academic year, if a person is utilizing benefits
12 under the federal Post-9/11 Veterans Educational Assistance
13 Act of 2008 or any subsequent variation of that Act, then the
14 Board of Trustees shall deem that person an Illinois resident
15 for tuition purposes. Beginning with the 2015-2016 academic
16 year, if a person is utilizing benefits under the federal
17 All-Volunteer Force Educational Assistance Program, then the
18 Board of Trustees shall deem that person an Illinois resident
19 for tuition purposes. Beginning with the 2019-2020 academic
20 year, per the federal requirements for maintaining approval
21 for veterans' education benefits under 38 U.S.C. 3679(c), if a
22 person is on active military duty or is receiving veterans'
23 education benefits, then the Board of Trustees shall deem that
24 person an Illinois resident for tuition purposes for any
25 academic quarter, semester, or term, as applicable.

26 (c) The Board of Trustees may adopt a policy to implement

1 and administer this Section and may adopt a policy for the
2 classification of in-state residents, for tuition purposes,
3 based on residency in this State.

4 (d) The General Assembly finds and declares that this
5 Section is a State law within the meaning of subsection (d) of
6 Section 1621 of Title 8 of the United States Code.

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

8 Section 10. The Southern Illinois University Management
9 Act is amended by changing Section 8d-5 as follows:

10 (110 ILCS 520/8d-5)

11 Sec. 8d-5. In-state tuition charge.

12 (a) Notwithstanding any other provision of law to the
13 contrary, for tuition purposes until July 1, 2026, the Board
14 shall deem an individual an Illinois resident, until the
15 individual establishes a residence outside of this State, if
16 all of the following conditions are met:

17 (1) The individual resided with his or her parent or
18 guardian while attending a public or private high school
19 in this State.

20 (2) The individual graduated from a public or private
21 high school or received the equivalent of a high school
22 diploma in this State.

23 (3) The individual attended school in this State for
24 at least 3 years as of the date the individual graduated

1 from high school or received the equivalent of a high
2 school diploma.

3 (4) The individual registers as an entering student in
4 the University not earlier than the 2003 fall semester.

5 (5) In the case of an individual who is not a citizen
6 or a permanent resident of the United States, the
7 individual provides the University with an affidavit
8 stating that the individual will file an application to
9 become a permanent resident of the United States at the
10 earliest opportunity the individual is eligible to do so.

11 This subsection (a) applies only to tuition for a term or
12 semester that begins on or after May 20, 2003 (the effective
13 date of Public Act 93-7) but before July 1, 2026. Any revenue
14 lost by the University in implementing this subsection (a)
15 shall be absorbed by the University Income Fund.

16 (a-5) Notwithstanding any other provision of law to the
17 contrary, beginning July 1, 2026, an individual, other than an
18 individual who has a non-immigrant alien status that precludes
19 an intent to permanently reside in the United States under
20 subsection (a) of Section 1101 of Title 8 of the United States
21 Code, shall be charged tuition by the Board at the same rate as
22 an Illinois resident if the individual meets all of the
23 requirements of either paragraph (1) or (2):

24 (1) The individual:

25 (A) attended a public or private high school in
26 this State for at least 2 years before enrolling at the

1 University;

2 (B) graduated from a public or private high school
3 in this State or received the equivalent of a high
4 school diploma in this State;

5 (C) attended high school while residing in this
6 State and has not established residency outside of
7 this State before enrolling at the University; and

8 (D) agrees to swear and affirm to the University
9 that the individual will file an application to become
10 a permanent resident of the United States at the
11 earliest opportunity if the individual is eligible to
12 do so and is not a citizen or lawful permanent resident
13 of the United States.

14 (2) The individual:

15 (A) attended any of the following for at least 2
16 years and attended for a cumulative total of at least 3
17 years before enrolling at the University:

18 (i) a public or private high school in this
19 State;

20 (ii) a public community college in a community
21 college district organized under the Public
22 Community College Act; or

23 (iii) a combination of those educational
24 institutions set forth in subdivisions (i) and
25 (ii) of this subparagraph (A);

26 (B) has at the time of enrollment:

1 (i) graduated from a public or private high
2 school in this State or received the equivalent of
3 a high school diploma in this State; and

4 (ii) earned an associate degree from or
5 completed at least 60 credit hours of graded,
6 transferable coursework at a public community
7 college in a community college district organized
8 under the Public Community College Act;

9 (C) attended an educational institution set forth
10 in subdivision (i) or (ii) of subparagraph (A) of this
11 paragraph (2) while residing in this State and has not
12 established residency outside of this State before
13 enrolling at the University; and

14 (D) agrees to swear and affirm to the University
15 that the individual will file an application to become
16 a permanent resident of the United States at the
17 earliest opportunity if the individual is eligible to
18 do so and is not a citizen or lawful permanent resident
19 of the United States.

20 (b) If a person is on active military duty and stationed in
21 Illinois, then the Board shall deem that person and any of his
22 or her dependents Illinois residents for tuition purposes.
23 Beginning with the 2009-2010 academic year, if a person is on
24 active military duty and is stationed out of State, but he or
25 she was stationed in this State for at least 3 years
26 immediately prior to being reassigned out of State, then the

1 Board shall deem that person and any of his or her dependents
2 Illinois residents for tuition purposes, as long as that
3 person or his or her dependent (i) applies for admission to the
4 University within 18 months of the person on active military
5 duty being reassigned or (ii) remains continuously enrolled at
6 the University. Beginning with the 2013-2014 academic year, if
7 a person is utilizing benefits under the federal Post-9/11
8 Veterans Educational Assistance Act of 2008 or any subsequent
9 variation of that Act, then the Board shall deem that person an
10 Illinois resident for tuition purposes. Beginning with the
11 2015-2016 academic year, if a person is utilizing benefits
12 under the federal All-Volunteer Force Educational Assistance
13 Program, then the Board shall deem that person an Illinois
14 resident for tuition purposes. Beginning with the 2019-2020
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 military duty or is receiving
18 veterans' education benefits, then the Board of Trustees shall
19 deem that person an Illinois resident for tuition purposes for
20 any academic quarter, semester, or term, as applicable.

21 (c) The Board may adopt a policy to implement and
22 administer this Section and may adopt a policy for the
23 classification of in-state residents, for tuition purposes,
24 based on residency in this State.

25 (d) The General Assembly finds and declares that this
26 Section is a State law within the meaning of subsection (d) of

1 Section 1621 of Title 8 of the United States Code.

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

3 Section 15. The Chicago State University Law is amended by
4 changing Section 5-88 as follows:

5 (110 ILCS 660/5-88)

6 Sec. 5-88. In-state tuition charge.

7 (a) Notwithstanding any other provision of law to the
8 contrary, for tuition purposes until July 1, 2026, the Board
9 shall deem an individual an Illinois resident, until the
10 individual establishes a residence outside of this State, if
11 all of the following conditions are met:

12 (1) The individual resided with his or her parent or
13 guardian while attending a public or private high school
14 in this State.

15 (2) The individual graduated from a public or private
16 high school or received the equivalent of a high school
17 diploma in this State.

18 (3) The individual attended school in this State for
19 at least 3 years as of the date the individual graduated
20 from high school or received the equivalent of a high
21 school diploma.

22 (4) The individual registers as an entering student in
23 the University not earlier than the 2003 fall semester.

24 (5) In the case of an individual who is not a citizen

1 or a permanent resident of the United States, the
2 individual provides the University with an affidavit
3 stating that the individual will file an application to
4 become a permanent resident of the United States at the
5 earliest opportunity the individual is eligible to do so.

6 This subsection (a) applies only to tuition for a term or
7 semester that begins on or after May 20, 2003 (the effective
8 date of Public Act 93-7) but before July 1, 2026. Any revenue
9 lost by the University in implementing this subsection (a)
10 shall be absorbed by the University Income Fund.

11 (a-5) Notwithstanding any other provision of law to the
12 contrary, beginning July 1, 2026, an individual, other than an
13 individual who has a non-immigrant alien status that precludes
14 an intent to permanently reside in the United States under
15 subsection (a) of Section 1101 of Title 8 of the United States
16 Code, shall be charged tuition by the Board at the same rate as
17 an Illinois resident if the individual meets all of the
18 requirements of either paragraph (1) or (2):

19 (1) The individual:

20 (A) attended a public or private high school in
21 this State for at least 2 years before enrolling at the
22 University;

23 (B) graduated from a public or private high school
24 in this State or received the equivalent of a high
25 school diploma in this State;

26 (C) attended high school while residing in this

1 State and has not established residency outside of
2 this State before enrolling at the University; and

3 (D) agrees to swear and affirm to the University
4 that the individual will file an application to become
5 a permanent resident of the United States at the
6 earliest opportunity if the individual is eligible to
7 do so and is not a citizen or lawful permanent resident
8 of the United States.

9 (2) The individual:

10 (A) attended any of the following for at least 2
11 years and attended for a cumulative total of at least 3
12 years before enrolling at the University:

13 (i) a public or private high school in this
14 State;

15 (ii) a public community college in a community
16 college district organized under the Public
17 Community College Act; or

18 (iii) a combination of those educational
19 institutions set forth in subdivisions (i) and
20 (ii) of this subparagraph (A);

21 (B) has at the time of enrollment:

22 (i) graduated from a public or private high
23 school in this State or received the equivalent of
24 a high school diploma in this State; and

25 (ii) earned an associate degree from or
26 completed at least 60 credit hours of graded,

1 transferable coursework at a public community
2 college in a community college district organized
3 under the Public Community College Act;

4 (C) attended an educational institution set forth
5 in subdivision (i) or (ii) of subparagraph (A) of this
6 paragraph (2) while residing in this State and has not
7 established residency outside of this State before
8 enrolling at the University; and

9 (D) agrees to swear and affirm to the University
10 that the individual will file an application to become
11 a permanent resident of the United States at the
12 earliest opportunity if the individual is eligible to
13 do so and is not a citizen or lawful permanent resident
14 of the United States.

15 (b) If a person is on active military duty and stationed in
16 Illinois, then the Board shall deem that person and any of his
17 or her dependents Illinois residents for tuition purposes.
18 Beginning with the 2009-2010 academic year, if a person is on
19 active military duty and is stationed out of State, but he or
20 she was stationed in this State for at least 3 years
21 immediately prior to being reassigned out of State, then the
22 Board shall deem that person and any of his or her dependents
23 Illinois residents for tuition purposes, as long as that
24 person or his or her dependent (i) applies for admission to the
25 University within 18 months of the person on active military
26 duty being reassigned or (ii) remains continuously enrolled at

1 the University. Beginning with the 2013-2014 academic year, if
2 a person is utilizing benefits under the federal Post-9/11
3 Veterans Educational Assistance Act of 2008 or any subsequent
4 variation of that Act, then the Board shall deem that person an
5 Illinois resident for tuition purposes. Beginning with the
6 2015-2016 academic year, if a person is utilizing benefits
7 under the federal All-Volunteer Force Educational Assistance
8 Program, then the Board shall deem that person an Illinois
9 resident for tuition purposes. Beginning with the 2019-2020
10 academic year, per the federal requirements for maintaining
11 approval for veterans' education benefits under 38 U.S.C.
12 3679(c), if a person is on active military duty or is receiving
13 veterans' education benefits, then the Board of Trustees shall
14 deem that person an Illinois resident for tuition purposes for
15 any academic quarter, semester, or term, as applicable.

16 (c) The Board may adopt a policy to implement and
17 administer this Section and may adopt a policy for the
18 classification of in-state residents, for tuition purposes,
19 based on residency in this State.

20 (d) The General Assembly finds and declares that this
21 Section is a State law within the meaning of subsection (d) of
22 Section 1621 of Title 8 of the United States Code.

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

24 Section 20. The Eastern Illinois University Law is amended
25 by changing Section 10-88 as follows:

1 (110 ILCS 665/10-88)

2 Sec. 10-88. In-state tuition charge.

3 (a) Notwithstanding any other provision of law to the
4 contrary, for tuition purposes until July 1, 2026, the Board
5 shall deem an individual an Illinois resident, until the
6 individual establishes a residence outside of this State, if
7 all of the following conditions are met:

8 (1) The individual resided with his or her parent or
9 guardian while attending a public or private high school
10 in this State.

11 (2) The individual graduated from a public or private
12 high school or received the equivalent of a high school
13 diploma in this State.

14 (3) The individual attended school in this State for
15 at least 3 years as of the date the individual graduated
16 from high school or received the equivalent of a high
17 school diploma.

18 (4) The individual registers as an entering student in
19 the University not earlier than the 2003 fall semester.

20 (5) In the case of an individual who is not a citizen
21 or a permanent resident of the United States, the
22 individual provides the University with an affidavit
23 stating that the individual will file an application to
24 become a permanent resident of the United States at the
25 earliest opportunity the individual is eligible to do so.

1 This subsection (a) applies only to tuition for a term or
2 semester that begins on or after May 20, 2003 (the effective
3 date of Public Act 93-7) but before July 1, 2026. Any revenue
4 lost by the University in implementing this subsection (a)
5 shall be absorbed by the University Income Fund.

6 (a-5) Notwithstanding any other provision of law to the
7 contrary, beginning July 1, 2026, an individual, other than an
8 individual who has a non-immigrant alien status that precludes
9 an intent to permanently reside in the United States under
10 subsection (a) of Section 1101 of Title 8 of the United States
11 Code, shall be charged tuition by the Board at the same rate as
12 an Illinois resident if the individual meets all of the
13 requirements of either paragraph (1) or (2):

14 (1) The individual:

15 (A) attended a public or private high school in
16 this State for at least 2 years before enrolling at the
17 University;

18 (B) graduated from a public or private high school
19 in this State or received the equivalent of a high
20 school diploma in this State;

21 (C) attended high school while residing in this
22 State and has not established residency outside of
23 this State before enrolling at the University; and

24 (D) agrees to swear and affirm to the University
25 that the individual will file an application to become
26 a permanent resident of the United States at the

1 earliest opportunity if the individual is eligible to
2 do so and is not a citizen or lawful permanent resident
3 of the United States.

4 (2) The individual:

5 (A) attended any of the following for at least 2
6 years and attended for a cumulative total of at least 3
7 years before enrolling at the University:

8 (i) a public or private high school in this
9 State;

10 (ii) a public community college in a community
11 college district organized under the Public
12 Community College Act; or

13 (iii) a combination of those educational
14 institutions set forth in subdivisions (i) and
15 (ii) of this subparagraph (A);

16 (B) has at the time of enrollment:

17 (i) graduated from a public or private high
18 school in this State or received the equivalent of
19 a high school diploma in this State; and

20 (ii) earned an associate degree from or
21 completed at least 60 credit hours of graded,
22 transferable coursework at a public community
23 college in a community college district organized
24 under the Public Community College Act;

25 (C) attended an educational institution set forth
26 in subdivision (i) or (ii) of subparagraph (A) of this

1 paragraph (2) while residing in this State and has not
2 established residency outside of this State before
3 enrolling at the University; and

4 (D) agrees to swear and affirm to the University
5 that the individual will file an application to become
6 a permanent resident of the United States at the
7 earliest opportunity if the individual is eligible to
8 do so and is not a citizen or lawful permanent resident
9 of the United States.

10 (b) If a person is on active military duty and stationed in
11 Illinois, then the Board shall deem that person and any of his
12 or her dependents Illinois residents for tuition purposes.
13 Beginning with the 2009-2010 academic year, if a person is on
14 active military duty and is stationed out of State, but he or
15 she was stationed in this State for at least 3 years
16 immediately prior to being reassigned out of State, then the
17 Board shall deem that person and any of his or her dependents
18 Illinois residents for tuition purposes, as long as that
19 person or his or her dependent (i) applies for admission to the
20 University within 18 months of the person on active military
21 duty being reassigned or (ii) remains continuously enrolled at
22 the University. Beginning with the 2013-2014 academic year, if
23 a person is utilizing benefits under the federal Post-9/11
24 Veterans Educational Assistance Act of 2008 or any subsequent
25 variation of that Act, then the Board shall deem that person an
26 Illinois resident for tuition purposes. Beginning with the

1 2015-2016 academic year, if a person is utilizing benefits
2 under the federal All-Volunteer Force Educational Assistance
3 Program, then the Board shall deem that person an Illinois
4 resident for tuition purposes. Beginning with the 2019-2020
5 academic year, per the federal requirements for maintaining
6 approval for veterans' education benefits under 38 U.S.C.
7 3679(c), if a person is on active military duty or is receiving
8 veterans' education benefits, then the Board of Trustees shall
9 deem that person an Illinois resident for tuition purposes for
10 any academic quarter, semester, or term, as applicable.

11 (c) The Board may adopt a policy to implement and
12 administer this Section and may adopt a policy for the
13 classification of in-state residents, for tuition purposes,
14 based on residency in this State.

15 (d) The General Assembly finds and declares that this
16 Section is a State law within the meaning of subsection (d) of
17 Section 1621 of Title 8 of the United States Code.

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

19 Section 25. The Governors State University Law is amended
20 by changing Section 15-88 as follows:

21 (110 ILCS 670/15-88)

22 Sec. 15-88. In-state tuition charge.

23 (a) Notwithstanding any other provision of law to the
24 contrary, for tuition purposes until July 1, 2026, the Board

1 shall deem an individual an Illinois resident, until the
2 individual establishes a residence outside of this State, if
3 all of the following conditions are met:

4 (1) The individual resided with his or her parent or
5 guardian while attending a public or private high school
6 in this State.

7 (2) The individual graduated from a public or private
8 high school or received the equivalent of a high school
9 diploma in this State.

10 (3) The individual attended school in this State for
11 at least 3 years as of the date the individual graduated
12 from high school or received the equivalent of a high
13 school diploma.

14 (4) The individual registers as an entering student in
15 the University not earlier than the 2003 fall semester.

16 (5) In the case of an individual who is not a citizen
17 or a permanent resident of the United States, the
18 individual provides the University with an affidavit
19 stating that the individual will file an application to
20 become a permanent resident of the United States at the
21 earliest opportunity the individual is eligible to do so.

22 This subsection (a) applies only to tuition for a term or
23 semester that begins on or after May 20, 2003 (the effective
24 date of Public Act 93-7) but before July 1, 2026. Any revenue
25 lost by the University in implementing this subsection (a)
26 shall be absorbed by the University Income Fund.

1 (a-5) Notwithstanding any other provision of law to the
2 contrary, beginning July 1, 2026, an individual, other than an
3 individual who has a non-immigrant alien status that precludes
4 an intent to permanently reside in the United States under
5 subsection (a) of Section 1101 of Title 8 of the United States
6 Code, shall be charged tuition by the Board at the same rate as
7 an Illinois resident if the individual meets all of the
8 requirements of either paragraph (1) or (2):

9 (1) The individual:

10 (A) attended a public or private high school in
11 this State for at least 2 years before enrolling at the
12 University;

13 (B) graduated from a public or private high school
14 in this State or received the equivalent of a high
15 school diploma in this State;

16 (C) attended high school while residing in this
17 State and has not established residency outside of
18 this State before enrolling at the University; and

19 (D) agrees to swear and affirm to the University
20 that the individual will file an application to become
21 a permanent resident of the United States at the
22 earliest opportunity if the individual is eligible to
23 do so and is not a citizen or lawful permanent resident
24 of the United States.

25 (2) The individual:

26 (A) attended any of the following for at least 2

1 years and attended for a cumulative total of at least 3
2 years before enrolling at the University:

3 (i) a public or private high school in this
4 State;

5 (ii) a public community college in a community
6 college district organized under the Public
7 Community College Act; or

8 (iii) a combination of those educational
9 institutions set forth in subdivisions (i) and
10 (ii) of this subparagraph (A);

11 (B) has at the time of enrollment:

12 (i) graduated from a public or private high
13 school in this State or received the equivalent of
14 a high school diploma in this State; and

15 (ii) earned an associate degree from or
16 completed at least 60 credit hours of graded,
17 transferable coursework at a public community
18 college in a community college district organized
19 under the Public Community College Act;

20 (C) attended an educational institution set forth
21 in subdivision (i) or (ii) of subparagraph (A) of this
22 paragraph (2) while residing in this State and has not
23 established residency outside of this State before
24 enrolling at the University; and

25 (D) agrees to swear and affirm to the University
26 that the individual will file an application to become

1 a permanent resident of the United States at the
2 earliest opportunity if the individual is eligible to
3 do so and is not a citizen or lawful permanent resident
4 of the United States.

5 (b) If a person is on active military duty and stationed in
6 Illinois, then the Board shall deem that person and any of his
7 or her dependents Illinois residents for tuition purposes.
8 Beginning with the 2009-2010 academic year, if a person is on
9 active military duty and is stationed out of State, but he or
10 she was stationed in this State for at least 3 years
11 immediately prior to being reassigned out of State, then the
12 Board shall deem that person and any of his or her dependents
13 Illinois residents for tuition purposes, as long as that
14 person or his or her dependent (i) applies for admission to the
15 University within 18 months of the person on active military
16 duty being reassigned or (ii) remains continuously enrolled at
17 the University. Beginning with the 2013-2014 academic year, if
18 a person is utilizing benefits under the federal Post-9/11
19 Veterans Educational Assistance Act of 2008 or any subsequent
20 variation of that Act, then the Board shall deem that person an
21 Illinois resident for tuition purposes. Beginning with the
22 2015-2016 academic year, if a person is utilizing benefits
23 under the federal All-Volunteer Force Educational Assistance
24 Program, then the Board shall deem that person an Illinois
25 resident for tuition purposes. Beginning with the 2019-2020
26 academic year, per the federal requirements for maintaining

1 approval for veterans' education benefits under 38 U.S.C.
2 3679(c), if a person is on active military duty or is receiving
3 veterans' education benefits, then the Board of Trustees shall
4 deem that person an Illinois resident for tuition purposes for
5 any academic quarter, semester, or term, as applicable.

6 (c) The Board may adopt a policy to implement and
7 administer this Section and may adopt a policy for the
8 classification of in-state residents, for tuition purposes,
9 based on residency in this State.

10 (d) The General Assembly finds and declares that this
11 Section is a State law within the meaning of subsection (d) of
12 Section 1621 of Title 8 of the United States Code.

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

14 Section 30. The Illinois State University Law is amended
15 by changing Section 20-88 as follows:

16 (110 ILCS 675/20-88)

17 Sec. 20-88. In-state tuition charge.

18 (a) Notwithstanding any other provision of law to the
19 contrary, for tuition purposes until July 1, 2026, the Board
20 shall deem an individual an Illinois resident, until the
21 individual establishes a residence outside of this State, if
22 all of the following conditions are met:

23 (1) The individual resided with his or her parent or
24 guardian while attending a public or private high school

1 in this State.

2 (2) The individual graduated from a public or private
3 high school or received the equivalent of a high school
4 diploma in this State.

5 (3) The individual attended school in this State for
6 at least 3 years as of the date the individual graduated
7 from high school or received the equivalent of a high
8 school diploma.

9 (4) The individual registers as an entering student in
10 the University not earlier than the 2003 fall semester.

11 (5) In the case of an individual who is not a citizen
12 or a permanent resident of the United States, the
13 individual provides the University with an affidavit
14 stating that the individual will file an application to
15 become a permanent resident of the United States at the
16 earliest opportunity the individual is eligible to do so.

17 This subsection (a) applies only to tuition for a term or
18 semester that begins on or after May 20, 2003 (the effective
19 date of Public Act 93-7) but before July 1, 2026. Any revenue
20 lost by the University in implementing this subsection (a)
21 shall be absorbed by the University Income Fund.

22 (a-5) Notwithstanding any other provision of law to the
23 contrary, beginning July 1, 2026, an individual, other than an
24 individual who has a non-immigrant alien status that precludes
25 an intent to permanently reside in the United States under
26 subsection (a) of Section 1101 of Title 8 of the United States

1 Code, shall be charged tuition by the Board at the same rate as
2 an Illinois resident if the individual meets all of the
3 requirements of either paragraph (1) or (2):

4 (1) The individual:

5 (A) attended a public or private high school in
6 this State for at least 2 years before enrolling at the
7 University;

8 (B) graduated from a public or private high school
9 in this State or received the equivalent of a high
10 school diploma in this State;

11 (C) attended high school while residing in this
12 State and has not established residency outside of
13 this State before enrolling at the University; and

14 (D) agrees to swear and affirm to the University
15 that the individual will file an application to become
16 a permanent resident of the United States at the
17 earliest opportunity if the individual is eligible to
18 do so and is not a citizen or lawful permanent resident
19 of the United States.

20 (2) The individual:

21 (A) attended any of the following for at least 2
22 years and attended for a cumulative total of at least 3
23 years before enrolling at the University:

24 (i) a public or private high school in this
25 State;

26 (ii) a public community college in a community

1 college district organized under the Public
2 Community College Act; or

3 (iii) a combination of those educational
4 institutions set forth in subdivisions (i) and
5 (ii) of this subparagraph (A);

6 (B) has at the time of enrollment:

7 (i) graduated from a public or private high
8 school in this State or received the equivalent of
9 a high school diploma in this State; and

10 (ii) earned an associate degree from or
11 completed at least 60 credit hours of graded,
12 transferable coursework at a public community
13 college in a community college district organized
14 under the Public Community College Act;

15 (C) attended an educational institution set forth
16 in subdivision (i) or (ii) of subparagraph (A) of this
17 paragraph (2) while residing in this State and has not
18 established residency outside of this State before
19 enrolling at the University; and

20 (D) agrees to swear and affirm to the University
21 that the individual will file an application to become
22 a permanent resident of the United States at the
23 earliest opportunity if the individual is eligible to
24 do so and is not a citizen or lawful permanent resident
25 of the United States.

26 (b) If a person is on active military duty and stationed in

1 Illinois, then the Board shall deem that person and any of his
2 or her dependents Illinois residents for tuition purposes.
3 Beginning with the 2009-2010 academic year, if a person is on
4 active military duty and is stationed out of State, but he or
5 she was stationed in this State for at least 3 years
6 immediately prior to being reassigned out of State, then the
7 Board shall deem that person and any of his or her dependents
8 Illinois residents for tuition purposes, as long as that
9 person or his or her dependent (i) applies for admission to the
10 University within 18 months of the person on active military
11 duty being reassigned or (ii) remains continuously enrolled at
12 the University. Beginning with the 2013-2014 academic year, if
13 a person is utilizing benefits under the federal Post-9/11
14 Veterans Educational Assistance Act of 2008 or any subsequent
15 variation of that Act, then the Board shall deem that person an
16 Illinois resident for tuition purposes. Beginning with the
17 2015-2016 academic year, if a person is utilizing benefits
18 under the federal All-Volunteer Force Educational Assistance
19 Program, then the Board shall deem that person an Illinois
20 resident for tuition purposes. Beginning with the 2015-2016
21 academic year, if a person is utilizing benefits under the
22 federal All-Volunteer Force Educational Assistance Program,
23 then the Board of Trustees shall deem that person an Illinois
24 resident for tuition purposes. Beginning with the 2019-2020
25 academic year, per the federal requirements for maintaining
26 approval for veterans' education benefits under 38 U.S.C.

1 3679(c), if a person is on active military duty or is receiving
2 veterans' education benefits, then the Board of Trustees shall
3 deem that person an Illinois resident for tuition purposes for
4 any academic quarter, semester, or term, as applicable.

5 (c) The Board may adopt a policy to implement and
6 administer this Section and may adopt a policy for the
7 classification of in-state residents, for tuition purposes,
8 based on residency in this State.

9 (d) The General Assembly finds and declares that this
10 Section is a State law within the meaning of subsection (d) of
11 Section 1621 of Title 8 of the United States Code.

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

13 Section 35. The Northeastern Illinois University Law is
14 amended by changing Section 25-88 as follows:

15 (110 ILCS 680/25-88)

16 Sec. 25-88. In-state tuition charge.

17 (a) Notwithstanding any other provision of law to the
18 contrary, for tuition purposes until July 1, 2026, the Board
19 shall deem an individual an Illinois resident, until the
20 individual establishes a residence outside of this State, if
21 all of the following conditions are met:

22 (1) The individual resided with his or her parent or
23 guardian while attending a public or private high school
24 in this State.

1 (2) The individual graduated from a public or private
2 high school or received the equivalent of a high school
3 diploma in this State.

4 (3) The individual attended school in this State for
5 at least 3 years as of the date the individual graduated
6 from high school or received the equivalent of a high
7 school diploma.

8 (4) The individual registers as an entering student in
9 the University not earlier than the 2003 fall semester.

10 (5) In the case of an individual who is not a citizen
11 or a permanent resident of the United States, the
12 individual provides the University with an affidavit
13 stating that the individual will file an application to
14 become a permanent resident of the United States at the
15 earliest opportunity the individual is eligible to do so.

16 This subsection (a) applies only to tuition for a term or
17 semester that begins on or after May 20, 2003 (the effective
18 date of Public Act 93-7) but before July 1, 2026. Any revenue
19 lost by the University in implementing this subsection (a)
20 shall be absorbed by the University Income Fund.

21 (a-5) Notwithstanding any other provision of law to the
22 contrary, beginning July 1, 2026, an individual, other than an
23 individual who has a non-immigrant alien status that precludes
24 an intent to permanently reside in the United States under
25 subsection (a) of Section 1101 of Title 8 of the United States
26 Code, shall be charged tuition by the Board at the same rate as

1 an Illinois resident if the individual meets all of the
2 requirements of either paragraph (1) or (2):

3 (1) The individual:

4 (A) attended a public or private high school in
5 this State for at least 2 years before enrolling at the
6 University;

7 (B) graduated from a public or private high school
8 in this State or received the equivalent of a high
9 school diploma in this State;

10 (C) attended high school while residing in this
11 State and has not established residency outside of
12 this State before enrolling at the University; and

13 (D) agrees to swear and affirm to the University
14 that the individual will file an application to become
15 a permanent resident of the United States at the
16 earliest opportunity if the individual is eligible to
17 do so and is not a citizen or lawful permanent resident
18 of the United States.

19 (2) The individual:

20 (A) attended any of the following for at least 2
21 years and attended for a cumulative total of at least 3
22 years before enrolling at the University:

23 (i) a public or private high school in this
24 State;

25 (ii) a public community college in a community
26 college district organized under the Public

1 Community College Act; or

2 (iii) a combination of those educational
3 institutions set forth in subdivisions (i) and
4 (ii) of this subparagraph (A);

5 (B) has at the time of enrollment:

6 (i) graduated from a public or private high
7 school in this State or received the equivalent of
8 a high school diploma in this State; and

9 (ii) earned an associate degree from or
10 completed at least 60 credit hours of graded,
11 transferable coursework at a public community
12 college in a community college district organized
13 under the Public Community College Act;

14 (C) attended an educational institution set forth
15 in subdivision (i) or (ii) of subparagraph (A) of this
16 paragraph (2) while residing in this State and has not
17 established residency outside of this State before
18 enrolling at the University; and

19 (D) agrees to swear and affirm to the University
20 that the individual will file an application to become
21 a permanent resident of the United States at the
22 earliest opportunity if the individual is eligible to
23 do so and is not a citizen or lawful permanent resident
24 of the United States.

25 (b) If a person is on active military duty and stationed in
26 Illinois, then the Board shall deem that person and any of his

1 or her dependents Illinois residents for tuition purposes.
2 Beginning with the 2009-2010 academic year, if a person is on
3 active military duty and is stationed out of State, but he or
4 she was stationed in this State for at least 3 years
5 immediately prior to being reassigned out of State, then the
6 Board shall deem that person and any of his or her dependents
7 Illinois residents for tuition purposes, as long as that
8 person or his or her dependent (i) applies for admission to the
9 University within 18 months of the person on active military
10 duty being reassigned or (ii) remains continuously enrolled at
11 the University. Beginning with the 2013-2014 academic year, if
12 a person is utilizing benefits under the federal Post-9/11
13 Veterans Educational Assistance Act of 2008 or any subsequent
14 variation of that Act, then the Board shall deem that person an
15 Illinois resident for tuition purposes. Beginning with the
16 2015-2016 academic year, if a person is utilizing benefits
17 under the federal All-Volunteer Force Educational Assistance
18 Program, then the Board shall deem that person an Illinois
19 resident for tuition purposes. Beginning with the 2019-2020
20 academic year, per the federal requirements for maintaining
21 approval for veterans' education benefits under 38 U.S.C.
22 3679(c), if a person is on active military duty or is receiving
23 veterans' education benefits, then the Board of Trustees shall
24 deem that person an Illinois resident for tuition purposes for
25 any academic quarter, semester, or term, as applicable.

26 (c) The Board may adopt a policy to implement and

1 administer this Section and may adopt a policy for the
2 classification of in-state residents, for tuition purposes,
3 based on residency in this State.

4 (d) The General Assembly finds and declares that this
5 Section is a State law within the meaning of subsection (d) of
6 Section 1621 of Title 8 of the United States Code.

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

8 Section 40. The Northern Illinois University Law is
9 amended by changing Section 30-88 as follows:

10 (110 ILCS 685/30-88)

11 Sec. 30-88. In-state tuition charge.

12 (a) Notwithstanding any other provision of law to the
13 contrary, for tuition purposes until July 1, 2026, the Board
14 shall deem an individual an Illinois resident, until the
15 individual establishes a residence outside of this State, if
16 all of the following conditions are met:

17 (1) The individual resided with his or her parent or
18 guardian while attending a public or private high school
19 in this State.

20 (2) The individual graduated from a public or private
21 high school or received the equivalent of a high school
22 diploma in this State.

23 (3) The individual attended school in this State for
24 at least 3 years as of the date the individual graduated

1 from high school or received the equivalent of a high
2 school diploma.

3 (4) The individual registers as an entering student in
4 the University not earlier than the 2003 fall semester.

5 (5) In the case of an individual who is not a citizen
6 or a permanent resident of the United States, the
7 individual provides the University with an affidavit
8 stating that the individual will file an application to
9 become a permanent resident of the United States at the
10 earliest opportunity the individual is eligible to do so.

11 This subsection (a) applies only to tuition for a term or
12 semester that begins on or after May 20, 2003 (the effective
13 date of Public Act 93-7) but before July 1, 2026. Any revenue
14 lost by the University in implementing this subsection (a)
15 shall be absorbed by the University Income Fund.

16 (a-5) Notwithstanding any other provision of law to the
17 contrary, beginning July 1, 2026, an individual, other than an
18 individual who has a non-immigrant alien status that precludes
19 an intent to permanently reside in the United States under
20 subsection (a) of Section 1101 of Title 8 of the United States
21 Code, shall be charged tuition by the Board at the same rate as
22 an Illinois resident if the individual meets all of the
23 requirements of either paragraph (1) or (2):

24 (1) The individual:

25 (A) attended a public or private high school in
26 this State for at least 2 years before enrolling at the

1 University;

2 (B) graduated from a public or private high school
3 in this State or received the equivalent of a high
4 school diploma in this State;

5 (C) attended high school while residing in this
6 State and has not established residency outside of
7 this State before enrolling at the University; and

8 (D) agrees to swear and affirm to the University
9 that the individual will file an application to become
10 a permanent resident of the United States at the
11 earliest opportunity if the individual is eligible to
12 do so and is not a citizen or lawful permanent resident
13 of the United States.

14 (2) The individual:

15 (A) attended any of the following for at least 2
16 years and attended for a cumulative total of at least 3
17 years before enrolling at the University:

18 (i) a public or private high school in this
19 State;

20 (ii) a public community college in a community
21 college district organized under the Public
22 Community College Act; or

23 (iii) a combination of those educational
24 institutions set forth in subdivisions (i) and
25 (ii) of this subparagraph (A);

26 (B) has at the time of enrollment:

1 (i) graduated from a public or private high
2 school in this State or received the equivalent of
3 a high school diploma in this State; and

4 (ii) earned an associate degree from or
5 completed at least 60 credit hours of graded,
6 transferable coursework at a public community
7 college in a community college district organized
8 under the Public Community College Act;

9 (C) attended an educational institution set forth
10 in subdivision (i) or (ii) of subparagraph (A) of this
11 paragraph (2) while residing in this State and has not
12 established residency outside of this State before
13 enrolling at the University; and

14 (D) agrees to swear and affirm to the University
15 that the individual will file an application to become
16 a permanent resident of the United States at the
17 earliest opportunity if the individual is eligible to
18 do so and is not a citizen or lawful permanent resident
19 of the United States.

20 (b) If a person is on active military duty and stationed in
21 Illinois, then the Board shall deem that person and any of his
22 or her dependents Illinois residents for tuition purposes.
23 Beginning with the 2009-2010 academic year, if a person is on
24 active military duty and is stationed out of State, but he or
25 she was stationed in this State for at least 3 years
26 immediately prior to being reassigned out of State, then the

1 Board shall deem that person and any of his or her dependents
2 Illinois residents for tuition purposes, as long as that
3 person or his or her dependent (i) applies for admission to the
4 University within 18 months of the person on active military
5 duty being reassigned or (ii) remains continuously enrolled at
6 the University. Beginning with the 2013-2014 academic year, if
7 a person is utilizing benefits under the federal Post-9/11
8 Veterans Educational Assistance Act of 2008 or any subsequent
9 variation of that Act, then the Board shall deem that person an
10 Illinois resident for tuition purposes. Beginning with the
11 2015-2016 academic year, if a person is utilizing benefits
12 under the federal All-Volunteer Force Educational Assistance
13 Program, then the Board shall deem that person an Illinois
14 resident for tuition purposes. Beginning with the 2019-2020
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 military duty or is receiving
18 veterans' education benefits, then the Board of Trustees shall
19 deem that person an Illinois resident for tuition purposes for
20 any academic quarter, semester, or term, as applicable.

21 (c) The Board may adopt a policy to implement and
22 administer this Section and may adopt a policy for the
23 classification of in-state residents, for tuition purposes,
24 based on residency in this State.

25 (d) The General Assembly finds and declares that this
26 Section is a State law within the meaning of subsection (d) of

1 Section 1621 of Title 8 of the United States Code.

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

3 Section 45. The Western Illinois University Law is amended
4 by changing Section 35-88 as follows:

5 (110 ILCS 690/35-88)

6 Sec. 35-88. In-state tuition charge.

7 (a) Notwithstanding any other provision of law to the
8 contrary, for tuition purposes until July 1, 2026, the Board
9 shall deem an individual an Illinois resident, until the
10 individual establishes a residence outside of this State, if
11 all of the following conditions are met:

12 (1) The individual resided with his or her parent or
13 guardian while attending a public or private high school
14 in this State.

15 (2) The individual graduated from a public or private
16 high school or received the equivalent of a high school
17 diploma in this State.

18 (3) The individual attended school in this State for
19 at least 3 years as of the date the individual graduated
20 from high school or received the equivalent of a high
21 school diploma.

22 (4) The individual registers as an entering student in
23 the University not earlier than the 2003 fall semester.

24 (5) In the case of an individual who is not a citizen

1 or a permanent resident of the United States, the
2 individual provides the University with an affidavit
3 stating that the individual will file an application to
4 become a permanent resident of the United States at the
5 earliest opportunity the individual is eligible to do so.

6 This subsection (a) applies only to tuition for a term or
7 semester that begins on or after May 20, 2003 (the effective
8 date of Public Act 93-7) but before July 1, 2026. Any revenue
9 lost by the University in implementing this subsection (a)
10 shall be absorbed by the University Income Fund.

11 (a-5) Notwithstanding any other provision of law to the
12 contrary, beginning July 1, 2026, an individual, other than an
13 individual who has a non-immigrant alien status that precludes
14 an intent to permanently reside in the United States under
15 subsection (a) of Section 1101 of Title 8 of the United States
16 Code, shall be charged tuition by the Board at the same rate as
17 an Illinois resident if the individual meets all of the
18 requirements of either paragraph (1) or (2):

19 (1) The individual:

20 (A) attended a public or private high school in
21 this State for at least 2 years before enrolling at the
22 University;

23 (B) graduated from a public or private high school
24 in this State or received the equivalent of a high
25 school diploma in this State;

26 (C) attended high school while residing in this

1 State and has not established residency outside of
2 this State before enrolling at the University; and

3 (D) agrees to swear and affirm to the University
4 that the individual will file an application to become
5 a permanent resident of the United States at the
6 earliest opportunity if the individual is eligible to
7 do so and is not a citizen or lawful permanent resident
8 of the United States.

9 (2) The individual:

10 (A) attended any of the following for at least 2
11 years and attended for a cumulative total of at least 3
12 years before enrolling at the University:

13 (i) a public or private high school in this
14 State;

15 (ii) a public community college in a community
16 college district organized under the Public
17 Community College Act; or

18 (iii) a combination of those educational
19 institutions set forth in subdivisions (i) and
20 (ii) of this subparagraph (A);

21 (B) has at the time of enrollment:

22 (i) graduated from a public or private high
23 school in this State or received the equivalent of
24 a high school diploma in this State; and

25 (ii) earned an associate degree from or
26 completed at least 60 credit hours of graded,

1 transferable coursework at a public community
2 college in a community college district organized
3 under the Public Community College Act;

4 (C) attended an educational institution set forth
5 in subdivision (i) or (ii) of subparagraph (A) of this
6 paragraph (2) while residing in this State and has not
7 established residency outside of this State before
8 enrolling at the University; and

9 (D) agrees to swear and affirm to the University
10 that the individual will file an application to become
11 a permanent resident of the United States at the
12 earliest opportunity if the individual is eligible to
13 do so and is not a citizen or lawful permanent resident
14 of the United States.

15 (b) If a person is on active military duty and stationed in
16 Illinois, then the Board shall deem that person and any of his
17 or her dependents Illinois residents for tuition purposes.
18 Beginning with the 2009-2010 academic year, if a person is on
19 active military duty and is stationed out of State, but he or
20 she was stationed in this State for at least 3 years
21 immediately prior to being reassigned out of State, then the
22 Board shall deem that person and any of his or her dependents
23 Illinois residents for tuition purposes, as long as that
24 person or his or her dependent (i) applies for admission to the
25 University within 18 months of the person on active military
26 duty being reassigned or (ii) remains continuously enrolled at

1 the University. Beginning with the 2013-2014 academic year, if
2 a person is utilizing benefits under the federal Post-9/11
3 Veterans Educational Assistance Act of 2008 or any subsequent
4 variation of that Act, then the Board shall deem that person an
5 Illinois resident for tuition purposes. Beginning with the
6 2015-2016 academic year, if a person is utilizing benefits
7 under the federal All-Volunteer Force Educational Assistance
8 Program, then the Board shall deem that person an Illinois
9 resident for tuition purposes. Beginning with the 2019-2020
10 academic year, per the federal requirements for maintaining
11 approval for veterans' education benefits under 38 U.S.C.
12 3679(c), if a person is on active military duty or is receiving
13 veterans' education benefits, then the Board of Trustees shall
14 deem that person an Illinois resident for tuition purposes for
15 any academic quarter, semester, or term, as applicable.

16 (c) The Board may adopt a policy to implement and
17 administer this Section and may adopt a policy for the
18 classification of in-state residents, for tuition purposes,
19 based on residency in this State.

20 (d) The General Assembly finds and declares that this
21 Section is a State law within the meaning of subsection (d) of
22 Section 1621 of Title 8 of the United States Code.

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