



## 93RD GENERAL ASSEMBLY

### State of Illinois

### 2003 and 2004

Introduced 02/09/04, by Jim Watson - Richard P. Myers - William B. Black - Ed Sullivan Jr.

#### SYNOPSIS AS INTRODUCED:

110 ILCS 205/9.30 new  
110 ILCS 305/35 new  
110 ILCS 520/20 new  
110 ILCS 660/5-130 new  
110 ILCS 665/10-130 new  
110 ILCS 670/15-130 new  
110 ILCS 675/20-135 new  
110 ILCS 680/25-130 new  
110 ILCS 685/30-140 new  
110 ILCS 690/35-135 new  
110 ILCS 805/3-21 from Ch. 122, par. 103-21  
110 ILCS 805/3-26.5 new

Amends the Board of Higher Education Act, various Acts relating to the governance of public universities in Illinois, and the Public Community College Act. Requires public institutions of higher education to establish a policy regarding currently enrolled students who are called to or enlist in active military service. Requires the policy to provide that any student enrolled in a course or courses at the institution shall not incur academic or financial penalties by virtue of performing military service on behalf of the United States. Provides that the student must be permitted the option of either completing the course or courses at a later date without penalty or withdrawing from the course or courses with a full refund of fees paid. Provides that if the student chooses to withdraw, the student's record shall reflect that the withdrawal is due to active military service. Effective July 1, 2004.

LRB093 17215 NHT 42881 b

FISCAL NOTE ACT  
MAY APPLY

1 AN ACT concerning higher education.

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

4 Section 5. The Board of Higher Education Act is amended by  
5 adding Section 9.30 as follows:

6 (110 ILCS 205/9.30 new)

7 Sec. 9.30. Students called to active military service;  
8 guidelines. The Board shall establish guidelines to assist  
9 public institutions of higher education in establishing  
10 policies regarding currently enrolled students who are called  
11 to or enlist in active military service.

12 Section 10. The University of Illinois Act is amended by  
13 adding Section 35 as follows:

14 (110 ILCS 305/35 new)

15 Sec. 35. Students called to active military service;  
16 policy. The Board of Trustees shall establish, pursuant to  
17 guidelines of the Board of Higher Education, a policy regarding  
18 currently enrolled students who are called to or enlist in  
19 active military service. The policy shall provide that any  
20 student enrolled in a course or courses at the university shall  
21 not incur academic or financial penalties by virtue of  
22 performing military service on behalf of the United States. The  
23 student must be permitted the option of either completing the  
24 course or courses at a later date without penalty or  
25 withdrawing from the course or courses with a full refund of  
26 fees paid. If the student chooses to withdraw, the student's  
27 record shall reflect that the withdrawal is due to active  
28 military service.

29 Section 15. The Southern Illinois University Management

1 Act is amended by adding Section 20 as follows:

2 (110 ILCS 520/20 new)

3 Sec. 20. Students called to active military service;  
4 policy. The Board shall establish, pursuant to guidelines of  
5 the Board of Higher Education, a policy regarding currently  
6 enrolled students who are called to or enlist in active  
7 military service. The policy shall provide that any student  
8 enrolled in a course or courses at the university shall not  
9 incur academic or financial penalties by virtue of performing  
10 military service on behalf of the United States. The student  
11 must be permitted the option of either completing the course or  
12 courses at a later date without penalty or withdrawing from the  
13 course or courses with a full refund of fees paid. If the  
14 student chooses to withdraw, the student's record shall reflect  
15 that the withdrawal is due to active military service.

16 Section 20. The Chicago State University Law is amended by  
17 adding Section 5-130 as follows:

18 (110 ILCS 660/5-130 new)

19 Sec. 5-130. Students called to active military service;  
20 policy. The Board shall establish, pursuant to guidelines of  
21 the Board of Higher Education, a policy regarding currently  
22 enrolled students who are called to or enlist in active  
23 military service. The policy shall provide that any student  
24 enrolled in a course or courses at the university shall not  
25 incur academic or financial penalties by virtue of performing  
26 military service on behalf of the United States. The student  
27 must be permitted the option of either completing the course or  
28 courses at a later date without penalty or withdrawing from the  
29 course or courses with a full refund of fees paid. If the  
30 student chooses to withdraw, the student's record shall reflect  
31 that the withdrawal is due to active military service.

32 Section 25. The Eastern Illinois University Law is amended

1 by adding Section 10-130 as follows:

2 (110 ILCS 665/10-130 new)

3 Sec. 10-130. Students called to active military service;  
4 policy. The Board shall establish, pursuant to guidelines of  
5 the Board of Higher Education, a policy regarding currently  
6 enrolled students who are called to or enlist in active  
7 military service. The policy shall provide that any student  
8 enrolled in a course or courses at the university shall not  
9 incur academic or financial penalties by virtue of performing  
10 military service on behalf of the United States. The student  
11 must be permitted the option of either completing the course or  
12 courses at a later date without penalty or withdrawing from the  
13 course or courses with a full refund of fees paid. If the  
14 student chooses to withdraw, the student's record shall reflect  
15 that the withdrawal is due to active military service.

16 Section 30. The Governors State University Law is amended  
17 by adding Section 15-130 as follows:

18 (110 ILCS 670/15-130 new)

19 Sec. 15-130. Students called to active military service;  
20 policy. The Board shall establish, pursuant to guidelines of  
21 the Board of Higher Education, a policy regarding currently  
22 enrolled students who are called to or enlist in active  
23 military service. The policy shall provide that any student  
24 enrolled in a course or courses at the university shall not  
25 incur academic or financial penalties by virtue of performing  
26 military service on behalf of the United States. The student  
27 must be permitted the option of either completing the course or  
28 courses at a later date without penalty or withdrawing from the  
29 course or courses with a full refund of fees paid. If the  
30 student chooses to withdraw, the student's record shall reflect  
31 that the withdrawal is due to active military service.

32 Section 35. The Illinois State University Law is amended by

1 adding Section 20-135 as follows:

2 (110 ILCS 675/20-135 new)

3 Sec. 20-135. Students called to active military service;  
4 policy. The Board shall establish, pursuant to guidelines of  
5 the Board of Higher Education, a policy regarding currently  
6 enrolled students who are called to or enlist in active  
7 military service. The policy shall provide that any student  
8 enrolled in a course or courses at the university shall not  
9 incur academic or financial penalties by virtue of performing  
10 military service on behalf of the United States. The student  
11 must be permitted the option of either completing the course or  
12 courses at a later date without penalty or withdrawing from the  
13 course or courses with a full refund of fees paid. If the  
14 student chooses to withdraw, the student's record shall reflect  
15 that the withdrawal is due to active military service.

16 Section 40. The Northeastern Illinois University Law is  
17 amended by adding Section 25-130 as follows:

18 (110 ILCS 680/25-130 new)

19 Sec. 25-130. Students called to active military service;  
20 policy. The Board shall establish, pursuant to guidelines of  
21 the Board of Higher Education, a policy regarding currently  
22 enrolled students who are called to or enlist in active  
23 military service. The policy shall provide that any student  
24 enrolled in a course or courses at the university shall not  
25 incur academic or financial penalties by virtue of performing  
26 military service on behalf of the United States. The student  
27 must be permitted the option of either completing the course or  
28 courses at a later date without penalty or withdrawing from the  
29 course or courses with a full refund of fees paid. If the  
30 student chooses to withdraw, the student's record shall reflect  
31 that the withdrawal is due to active military service.

32 Section 45. The Northern Illinois University Law is amended

1 by adding Section 30-140 as follows:

2 (110 ILCS 685/30-140 new)

3 Sec. 30-140. Students called to active military service;  
4 policy. The Board shall establish, pursuant to guidelines of  
5 the Board of Higher Education, a policy regarding currently  
6 enrolled students who are called to or enlist in active  
7 military service. The policy shall provide that any student  
8 enrolled in a course or courses at the university shall not  
9 incur academic or financial penalties by virtue of performing  
10 military service on behalf of the United States. The student  
11 must be permitted the option of either completing the course or  
12 courses at a later date without penalty or withdrawing from the  
13 course or courses with a full refund of fees paid. If the  
14 student chooses to withdraw, the student's record shall reflect  
15 that the withdrawal is due to active military service.

16 Section 50. The Western Illinois University Law is amended  
17 by adding Section 35-135 as follows:

18 (110 ILCS 690/35-135 new)

19 Sec. 35-135. Students called to active military service;  
20 policy. The Board shall establish, pursuant to guidelines of  
21 the Board of Higher Education, a policy regarding currently  
22 enrolled students who are called to or enlist in active  
23 military service. The policy shall provide that any student  
24 enrolled in a course or courses at the university shall not  
25 incur academic or financial penalties by virtue of performing  
26 military service on behalf of the United States. The student  
27 must be permitted the option of either completing the course or  
28 courses at a later date without penalty or withdrawing from the  
29 course or courses with a full refund of fees paid. If the  
30 student chooses to withdraw, the student's record shall reflect  
31 that the withdrawal is due to active military service.

32 Section 55. The Public Community College Act is amended by

1 changing Section 3-21 and by adding Section 3-26.5 as follows:

2 (110 ILCS 805/3-21) (from Ch. 122, par. 103-21)

3 Sec. 3-21. The board of community college districts shall  
4 have the duties enumerated in the Sections following this  
5 Section and preceding Section 3-30 ~~Sections 3-22 through~~  
6 ~~3-29.2.~~

7 Notwithstanding any provision of this Article to the  
8 contrary, when bonds are issued by any district and the  
9 purposes for which such bonds have been issued have been  
10 accomplished and paid for in full and there remains funds on  
11 hand in such bond and interest account, the board by resolution  
12 may transfer such excess to the fund of the district which  
13 bears the nearest relation to the purpose for which the bonds  
14 from which such excess funds arose were issued.

15 (Source: P.A. 86-1246.)

16 (110 ILCS 805/3-26.5 new)

17 Sec. 3-26.5. Students called to active military service;  
18 policy. The board shall establish, pursuant to guidelines of  
19 the Board of Higher Education, a policy regarding currently  
20 enrolled students who are called to or enlist in active  
21 military service. The policy shall provide that any student  
22 enrolled in a course or courses at the community college shall  
23 not incur academic or financial penalties by virtue of  
24 performing military service on behalf of the United States. The  
25 student must be permitted the option of either completing the  
26 course or courses at a later date without penalty or  
27 withdrawing from the course or courses with a full refund of  
28 fees paid. If the student chooses to withdraw, the student's  
29 record shall reflect that the withdrawal is due to active  
30 military service.

31 Section 99. Effective date. This Act takes effect on July  
32 1, 2004.