



Rep. William B. Black

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LRB096 07439 NHT 24612 a

1 AMENDMENT TO HOUSE BILL 2807

2 AMENDMENT NO. _____. Amend House Bill 2807 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 2-16.02 as follows:

6 (110 ILCS 805/2-16.02) (from Ch. 122, par. 102-16.02)

7 Sec. 2-16.02. Grants. Any community college district that
8 maintains a community college recognized by the State Board
9 shall receive, when eligible, grants enumerated in this
10 Section. Funded semester credit hours or other measures or both
11 as specified by the State Board shall be used to distribute
12 grants to community colleges. Funded semester credit hours
13 shall be defined, for purposes of this Section, as the greater
14 of (1) the number of semester credit hours, or equivalent, in
15 all funded instructional categories of students who have been
16 certified as being in attendance at midterm during the

1 respective terms of the base fiscal year or (2) the average of
2 semester credit hours, or equivalent, in all funded
3 instructional categories of students who have been certified as
4 being in attendance at midterm during the respective terms of
5 the base fiscal year and the 2 prior fiscal years. For purposes
6 of this Section, "base fiscal year" means the fiscal year 2
7 years prior to the fiscal year for which the grants are
8 appropriated. Such students shall have been residents of
9 Illinois and shall have been enrolled in courses that are part
10 of instructional program categories approved by the State Board
11 and that are applicable toward an associate degree or
12 certificate. Courses that are eligible for reimbursement are
13 those courses for which the district pays 50% or more of the
14 program costs from unrestricted revenue sources, with the
15 exception of courses offered by contract with the Department of
16 Corrections in correctional institutions. For the purposes of
17 this Section, "unrestricted revenue sources" means those
18 revenues in which the provider of the revenue imposes no
19 financial limitations upon the district as it relates to the
20 expenditure of the funds. Base operating grants shall be paid
21 based on rates per funded semester credit hour or equivalent
22 calculated by the State Board for funded instructional
23 categories using cost of instruction, enrollment, inflation,
24 and other relevant factors. A portion of the base operating
25 grant shall be allocated on the basis of non-residential gross
26 square footage of space maintained by the district.

1 Equalization grants shall be calculated by the State Board
2 by determining a local revenue factor for each district by: (A)
3 adding (1) each district's Corporate Personal Property
4 Replacement Fund allocations from the base fiscal year or the
5 average of the base fiscal year and prior year, whichever is
6 less, divided by the applicable statewide average tax rate to
7 (2) the district's most recently audited year's equalized
8 assessed valuation or the average of the most recently audited
9 year and prior year, whichever is less, (B) then dividing by
10 the district's audited full-time equivalent resident students
11 for the base fiscal year or the average for the base fiscal
12 year and the 2 prior fiscal years, whichever is greater, and
13 (C) then multiplying by the applicable statewide average tax
14 rate. The State Board shall calculate a statewide weighted
15 average threshold by applying the same methodology to the
16 totals of all districts' Corporate Personal Property Tax
17 Replacement Fund allocations, equalized assessed valuations,
18 and audited full-time equivalent district resident students
19 and multiplying by the applicable statewide average tax rate.
20 The difference between the statewide weighted average
21 threshold and the local revenue factor, multiplied by the
22 number of full-time equivalent resident students, shall
23 determine the amount of equalization funding that each district
24 is eligible to receive. A percentage factor, as determined by
25 the State Board, may be applied to the statewide threshold as a
26 method for allocating equalization funding. A minimum

1 equalization grant of an amount per district as determined by
2 the State Board shall be established for any community college
3 district which qualifies for an equalization grant based upon
4 the preceding criteria, but becomes ineligible for
5 equalization funding, or would have received a grant of less
6 than the minimum equalization grant, due to threshold
7 prorations applied to reduce equalization funding. As of July
8 1, 2009, to qualify for equalization grant funding, a community
9 college district must have a minimum of 30% of its current
10 funds revenue coming from tuition and fee revenue or a
11 community college district must maintain a minimum required
12 combined in-district tuition and universal fee rate per
13 semester credit hour equal to 70% of the State-average combined
14 rate, as determined by the State Board. ~~As of July 1, 2004, a~~
15 ~~community college district must maintain a minimum required~~
16 ~~combined in district tuition and universal fee rate per~~
17 ~~semester credit hour equal to 85% of the State average combined~~
18 ~~rate, as determined by the State Board, for equalization~~
19 ~~funding.~~ As of July 1, 2004, a community college district must
20 maintain a minimum required operating tax rate equal to at
21 least 95% of its maximum authorized tax rate to qualify for
22 equalization funding. This 95% minimum tax rate requirement
23 shall be based upon the maximum operating tax rate as limited
24 by the Property Tax Extension Limitation Law.

25 The State Board shall distribute such other grants as may
26 be authorized or appropriated by the General Assembly.

1 Each community college district entitled to State grants
2 under this Section must submit a report of its enrollment to
3 the State Board not later than 30 days following the end of
4 each semester, quarter, or term in a format prescribed by the
5 State Board. These semester credit hours, or equivalent, shall
6 be certified by each district on forms provided by the State
7 Board. Each district's certified semester credit hours, or
8 equivalent, are subject to audit pursuant to Section 3-22.1.

9 The State Board shall certify, prepare, and submit to the
10 State Comptroller during August, November, February, and May of
11 each fiscal year vouchers setting forth an amount equal to 25%
12 of the grants approved by the State Board for base operating
13 grants and equalization grants. The State Board shall prepare
14 and submit to the State Comptroller vouchers for payments of
15 other grants as appropriated by the General Assembly. If the
16 amount appropriated for grants is different from the amount
17 provided for such grants under this Act, the grants shall be
18 proportionately reduced or increased accordingly.

19 For the purposes of this Section, "resident student" means
20 a student in a community college district who maintains
21 residency in that district or meets other residency definitions
22 established by the State Board, and who was enrolled either in
23 one of the approved instructional program categories in that
24 district, or in another community college district to which the
25 resident's district is paying tuition under Section 6-2 or with
26 which the resident's district has entered into a cooperative

1 agreement in lieu of such tuition.

2 For the purposes of this Section, a "full-time equivalent"
3 student is equal to 30 semester credit hours.

4 The Illinois Community College Board Contracts and Grants
5 Fund is hereby created in the State Treasury. Items of income
6 to this fund shall include any grants, awards, endowments, or
7 like proceeds, and where appropriate, other funds made
8 available through contracts with governmental, public, and
9 private agencies or persons. The General Assembly shall from
10 time to time make appropriations payable from such fund for the
11 support, improvement, and expenses of the State Board and
12 Illinois community college districts.
13 (Source: P.A. 93-21, eff. 7-1-03.)

14 Section 99. Effective date. This Act takes effect July 1,
15 2009.".