

1 AN ACT concerning State government.

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

4 Section 5. The School Code is amended by changing Sections
5 30-9, 30-10, and 30-12.5 and by adding Section 30-12.7 as
6 follows:

7 (105 ILCS 5/30-9) (from Ch. 122, par. 30-9)

8 Sec. 30-9. General Assembly scholarship; conditions of
9 admission; award by competitive examination.

10 Each member of the General Assembly may nominate annually 2
11 persons of school age and otherwise eligible, from his
12 district; each shall receive a certificate of scholarship in
13 any State supported university designated by the member. Any
14 member of the General Assembly in making nominations under this
15 Section may designate that his nominee be granted a 4 year
16 scholarship or may instead designate 2 or 4 nominees for that
17 particular scholarship, each to receive a 2 year or a one year
18 scholarship, respectively. The nominee, if a graduate of a
19 school accredited by the University to which nominated, shall
20 be admitted to the university on the same conditions as to
21 educational qualifications as are other graduates of
22 accredited schools. If the nominee is not a graduate of a
23 school accredited by the university to which nominated, he

1 must, before being entitled to the benefits of the scholarship,
2 pass an examination given by the superintendent of schools of
3 the county where he resides at the time stated in Section 30-7
4 for the competitive examination. The president of each
5 university shall prescribe the rules governing the examination
6 for scholarship to his university.

7 A member of the General Assembly may award the scholarship
8 by competitive examination conducted under like rules as
9 prescribed in Section 30-7 even though one or more of the
10 applicants are graduates of schools accredited by the
11 university.

12 A member of the General Assembly may delegate to the
13 Illinois Student Assistance Commission the authority to
14 nominate persons for General Assembly scholarships which that
15 member would otherwise be entitled to award, or may direct the
16 Commission to evaluate and make recommendations to the member
17 concerning candidates for such scholarships. In the event a
18 member delegates his nominating authority or directs the
19 Commission to evaluate and make recommendations concerning
20 candidates for General Assembly scholarships, the member shall
21 inform the Commission in writing of the criteria which he
22 wishes the Commission to apply in nominating or recommending
23 candidates. Those criteria may include some or all of the
24 criteria provided in Section 25 of the Higher Education Student
25 Assistance Act. A delegation of authority under this paragraph
26 may be revoked at any time by the member.

1 A member of the General Assembly may forfeit the privilege
2 of nominating persons for one or more scholarships in any year
3 by so notifying the State Board of Education in writing. If not
4 forfeited, then failure ~~Failure~~ of a member of the General
5 Assembly to make a nomination in any year shall not cause that
6 scholarship to lapse, but the member may make a nomination for
7 such scholarship at any time thereafter before the expiration
8 of his term, and the person so nominated shall be entitled to
9 the same benefits as holders of other scholarships provided
10 herein. Any such scholarship for which a member has made no
11 nomination prior to the expiration of the term for which he was
12 elected shall lapse upon the expiration of that term.

13 No member of the General Assembly shall nominate a person
14 for a scholarship under this Section if that person or an
15 immediate family member has made a contribution, as defined in
16 the Election Code, during the then current calendar year or any
17 of the previous 5 calendar years to a candidate political
18 committee, as defined in the Election Code, of the member;
19 except that this restriction does not apply to contributions
20 made before the effective date of this amendatory Act of the
21 96th General Assembly. No person or an immediate family member
22 shall make a contribution, as defined by the Election Code,
23 during any calendar year for which a scholarship has been
24 awarded or any of the 5 following calendar years to a candidate
25 political committee, as defined in the Election Code, of the
26 member; except that this restriction does not apply to

1 contributions made before the effective date of this amendatory
2 Act of the 96th General Assembly. For the purposes of this
3 Section and Sections 30-12.5 and 30-12.7, "immediate family
4 member" means a spouse, parent, or any person living with a
5 parent of the person seeking or awarded a General Assembly
6 scholarship. A member of the General Assembly is prohibited
7 from nominating a person for a scholarship under this Section
8 if that person has not already been admitted to a
9 State-supported university.

10 (Source: P.A. 93-349, eff. 7-24-03.)

11 (105 ILCS 5/30-10) (from Ch. 122, par. 30-10)

12 Sec. 30-10. Filing nominations-Failure to accept or
13 pass-Second nomination.

14 Nominations, under Section 30-9, showing the name and
15 address of the nominee, and the term of the scholarship,
16 whether 4 years, 2 years or one year, must be filed with the
17 State Superintendent of Education not later than the opening
18 day of the semester or term with which the scholarship is to
19 become effective. The State Superintendent of Education shall
20 forthwith notify the president of the university of such
21 nomination.

22 If the nominee fails to accept the nomination or, not being
23 a graduate of a school accredited by the university, fails to
24 pass the examination for admission, the president of the
25 university shall at once notify the State Superintendent of

1 Education. Upon receiving such notification, the State
2 Superintendent of Education shall notify the nominating
3 member, who may name another person for the scholarship. The
4 second nomination must be received by the State Superintendent
5 of Education not later than the middle of the semester or term
6 with which the scholarship was to have become effective under
7 the original nomination in order to become effective as of the
8 opening date of such semester or term otherwise it shall not
9 become effective until the beginning of the next semester or
10 term following the making of the second nomination. Upon
11 receiving such notification, the State Superintendent of
12 Education shall notify the president of the university of such
13 second nomination. If any person nominated after the effective
14 date of this amendatory Act of 1973 to receive a General
15 Assembly scholarship changes his residence to a location
16 outside of the district from which he was nominated, his
17 nominating member shall ~~may~~ terminate that scholarship at the
18 conclusion of the college year in which he is then enrolled.
19 For purposes of this paragraph, a person changes his residence
20 if he registers to vote in a location outside of the district
21 from which he was nominated, but does not change his residence
22 merely by taking off-campus housing or living in a
23 nonuniversity residence.

24 (Source: P.A. 93-349, eff. 7-24-03.)

25 (105 ILCS 5/30-12.5)

1 Sec. 30-12.5. Waiver of confidentiality.

2 (a) As a condition of nomination for a General Assembly
3 scholarship under Section 30-9, 30-10, or 30-11, each nominee
4 shall provide to the member of the General Assembly making the
5 nomination a waiver document stating that, notwithstanding any
6 provision of law to the contrary, if the nominee receives a
7 General Assembly scholarship, then the nominee waives all
8 rights to confidentiality with respect to the contents of the
9 waiver document. The waiver document shall state at a minimum
10 the nominee's name, domicile address, attending university,
11 degree program in which the nominee is enrolled, amount of
12 tuition waived by the legislative scholarship and the name of
13 the member of the General Assembly who is making the
14 nomination. The waiver document shall also contain a statement
15 by the nominee that, at the time of the nomination for the
16 legislative scholarship, the domicile of the nominee is within
17 the legislative district of the legislator making the
18 scholarship nomination. The waiver document shall contain a
19 statement by the nominee that the nominee has been admitted to
20 a State-supported university. The waiver document shall also
21 contain a statement by the nominee that neither the nominee nor
22 an immediate family member has made a contribution in violation
23 of Section 30-9. The waiver document must be signed by the
24 nominee, and the nominee shall have his or her signature on the
25 waiver document acknowledged before a notary public. The waiver
26 document must be accompanied by an affidavit or certification

1 as provided by Section 1-109 of the Code of Civil Procedure.

2 The member of the General Assembly making the nomination shall
3 file the signed, notarized waiver document, together with the
4 nomination itself, with the State Superintendent of Education.
5 By so filing the waiver document, the member waives all his or
6 her rights to confidentiality with respect to the contents of
7 the waiver document.

8 (b) The legislative scholarship of any nominee shall be
9 revoked upon a determination by the State Board of Education
10 after a hearing that the nominee knowingly provided false or
11 misleading information on the waiver document. Upon revocation
12 of the legislative scholarship, the scholarship nominee shall
13 reimburse the university for the full amount of any tuition
14 waived prior to revocation of the scholarship.

15 (c) The Illinois Student Assistance Commission shall
16 prepare a form waiver document to be used as provided in
17 subsection (a) and shall provide copies of the form upon
18 request.

19 (Source: P.A. 93-349, eff. 7-24-03.)

20 (105 ILCS 5/30-12.7 new)

21 Sec. 30-12.7. Annual scholarship information document.

22 (a) As a condition of nomination for a General Assembly
23 scholarship under Section 30-9, 30-10, or 30-11 of this Code,
24 each nominee in receipt of a multi-year scholarship shall
25 annually provide to the State Board of Education a scholarship

1 information document. The document shall state, at a minimum,
2 the nominee's name, domicile address, attending university,
3 degree program in which the nominee is enrolled, amount of
4 tuition waived by the legislative scholarship, and the name of
5 the member of the General Assembly who is making the
6 nomination. The document shall also contain a statement by the
7 nominee that the domicile of the nominee is within the
8 legislative district of the legislator making the scholarship
9 nomination. The document shall also contain a statement by the
10 nominee that neither the nominee nor an immediate family member
11 has made a contribution in violation of Section 30-9. The
12 document must be signed by the nominee. The document must be
13 accompanied by an affidavit or certification as provided by
14 Section 1-109 of the Code of Civil Procedure.

15 (b) The State Board of Education shall promptly mail a copy
16 of a nominee's scholarship information document to the member
17 of the General Assembly who made that nomination.

18 (c) The legislative scholarship of any nominee shall be
19 revoked upon a determination by the State Board of Education
20 after a hearing that the nominee knowingly provided false or
21 misleading information on the document. Upon revocation of the
22 legislative scholarship, the scholarship nominee shall
23 reimburse the University for the full amount of any tuition
24 waived prior to revocation of the scholarship.

25 (d) The Illinois Student Assistance Commission shall
26 prepare a form document to be used as provided in subsection

1 (a) of this Section and shall provide copies of the form upon
2 request.

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