



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

HB5783

Introduced 2/16/2012, by Rep. Kent Gaffney

#### SYNOPSIS AS INTRODUCED:

110 ILCS 305/7e-5  
110 ILCS 520/8d-5  
110 ILCS 660/5-88  
110 ILCS 665/10-88  
110 ILCS 670/15-88  
110 ILCS 675/20-88  
110 ILCS 680/25-88  
110 ILCS 685/30-88  
110 ILCS 690/35-88

Amends various Acts relating to the governance of public universities in Illinois. With respect to in-state tuition charges, provides that a person who is honorably discharged from the armed forces of the United States shall be granted immediate classification as an in-state student on honorable discharge from the armed forces and, while in continuous attendance toward the degree for which he or she is currently enrolled, does not lose in-state student classification if the person has registered to vote in this State and has demonstrated objective evidence of an intent to be a resident of this State, which includes at least (i) an Illinois driver's license, (ii) Illinois motor vehicle registration, (iii) employment history in this State, (iv) transfer of major banking services to this State, (v) a change of permanent address on all pertinent records, or (vi) other materials of whatever kind or source relevant to domicile or residency status.

LRB097 18747 NHT 63982 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning education.

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

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, the Board of Trustees shall  
10 deem an individual an Illinois resident, until the individual  
11 establishes a residence outside of this State, if all of the  
12 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 in  
15 this State.

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

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

23 (4) The individual registers as an entering student in

1 the University not earlier than the 2003 fall semester.

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

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

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

26 (c) With respect to in-state tuition charges, a person who

1 is honorably discharged from the armed forces of the United  
2 States shall be granted immediate classification as an in-state  
3 student on honorable discharge from the armed forces and, while  
4 in continuous attendance toward the degree for which he or she  
5 is currently enrolled, does not lose in-state student  
6 classification if the person has met the following  
7 requirements:

8 (1) Has registered to vote in this State.

9 (2) Has demonstrated objective evidence of an intent to  
10 be a resident of this State, which, for the purposes of  
11 this subsection (c), includes at least one of the  
12 following:

13 (A) An Illinois driver's license.

14 (B) Illinois motor vehicle registration.

15 (C) Employment history in this State.

16 (D) Transfer of major banking services to this  
17 State.

18 (E) A change of permanent address on all pertinent  
19 records.

20 (F) Other materials of whatever kind or source  
21 relevant to domicile or residency status.

22 (Source: P.A. 95-888, eff. 1-1-09.)

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

1 (110 ILCS 520/8d-5)

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

3 (a) Notwithstanding any other provision of law to the  
4 contrary, for tuition purposes, the Board shall deem an  
5 individual an Illinois resident, until the individual  
6 establishes a residence outside of this State, if all of the  
7 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 in  
10 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 at  
15 least 3 years as of the date the individual graduated from  
16 high school or received the equivalent of a high school  
17 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.

26 This subsection (a) applies only to tuition for a term or

1 semester that begins on or after May 20, 2003 (the effective  
2 date of Public Act 93-7). Any revenue lost by the University in  
3 implementing this subsection (a) shall be absorbed by the  
4 University Income Fund.

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 person  
14 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.

18 (c) With respect to in-state tuition charges, a person who  
19 is honorably discharged from the armed forces of the United  
20 States shall be granted immediate classification as an in-state  
21 student on honorable discharge from the armed forces and, while  
22 in continuous attendance toward the degree for which he or she  
23 is currently enrolled, does not lose in-state student  
24 classification if the person has met the following  
25 requirements:

26 (1) Has registered to vote in this State.

1           (2) Has demonstrated objective evidence of an intent to  
2           be a resident of this State, which, for the purposes of  
3           this subsection (c), includes at least one of the  
4           following:

5                   (A) An Illinois driver's license.

6                   (B) Illinois motor vehicle registration.

7                   (C) Employment history in this State.

8                   (D) Transfer of major banking services to this  
9           State.

10                   (E) A change of permanent address on all pertinent  
11           records.

12                   (F) Other materials of whatever kind or source  
13           relevant to domicile or residency status.

14           (Source: P.A. 95-888, eff. 1-1-09.)

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

17                   (110 ILCS 660/5-88)

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

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

24                   (1) The individual resided with his or her parent or

1 guardian while attending a public or private high school in  
2 this State.

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

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

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

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

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

23 (b) If a person is on active military duty and stationed in  
24 Illinois, then the Board shall deem that person and any of his  
25 or her dependents Illinois residents for tuition purposes.  
26 Beginning with the 2009-2010 academic year, if a person is on



1 active military duty and is stationed out of State, but he or  
2 she was stationed in this State for at least 3 years  
3 immediately prior to being reassigned out of State, then the  
4 Board shall deem that person and any of his or her dependents  
5 Illinois residents for tuition purposes, as long as that person  
6 or his or her dependent (i) applies for admission to the  
7 University within 18 months of the person on active military  
8 duty being reassigned or (ii) remains continuously enrolled at  
9 the University.

10 (c) With respect to in-state tuition charges, a person who  
11 is honorably discharged from the armed forces of the United  
12 States shall be granted immediate classification as an in-state  
13 student on honorable discharge from the armed forces and, while  
14 in continuous attendance toward the degree for which he or she  
15 is currently enrolled, does not lose in-state student  
16 classification if the person has met the following  
17 requirements:

18 (1) Has registered to vote in this State.

19 (2) Has demonstrated objective evidence of an intent to  
20 be a resident of this State, which, for the purposes of  
21 this subsection (c), includes at least one of the  
22 following:

23 (A) An Illinois driver's license.

24 (B) Illinois motor vehicle registration.

25 (C) Employment history in this State.

26 (D) Transfer of major banking services to this

1           State.

2                   (E) A change of permanent address on all pertinent  
3           records.

4                   (F) Other materials of whatever kind or source  
5           relevant to domicile or residency status.

6           (Source: P.A. 95-888, eff. 1-1-09.)

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

9                   (110 ILCS 665/10-88)

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

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

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

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

22                   (3) The individual attended school in this State for at  
23           least 3 years as of the date the individual graduated from  
24           high school or received the equivalent of a high school

1 diploma.

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

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

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

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 person  
24 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.

2 (c) With respect to in-state tuition charges, a person who  
3 is honorably discharged from the armed forces of the United  
4 States shall be granted immediate classification as an in-state  
5 student on honorable discharge from the armed forces and, while  
6 in continuous attendance toward the degree for which he or she  
7 is currently enrolled, does not lose in-state student  
8 classification if the person has met the following  
9 requirements:

10 (1) Has registered to vote in this State.

11 (2) Has demonstrated objective evidence of an intent to  
12 be a resident of this State, which, for the purposes of  
13 this subsection (c), includes at least one of the  
14 following:

15 (A) An Illinois driver's license.

16 (B) Illinois motor vehicle registration.

17 (C) Employment history in this State.

18 (D) Transfer of major banking services to this  
19 State.

20 (E) A change of permanent address on all pertinent  
21 records.

22 (F) Other materials of whatever kind or source  
23 relevant to domicile or residency status.

24 (Source: P.A. 95-888, eff. 1-1-09.)

25 Section 25. The Governors State University Law is amended

1 by changing Section 15-88 as follows:

2 (110 ILCS 670/15-88)

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

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

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

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

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

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

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

1 earliest opportunity the individual is eligible to do so.

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

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

20 (c) With respect to in-state tuition charges, a person who  
21 is honorably discharged from the armed forces of the United  
22 States shall be granted immediate classification as an in-state  
23 student on honorable discharge from the armed forces and, while  
24 in continuous attendance toward the degree for which he or she  
25 is currently enrolled, does not lose in-state student  
26 classification if the person has met the following

1 requirements:

2 (1) Has registered to vote in this State.

3 (2) Has demonstrated objective evidence of an intent to  
4 be a resident of this State, which, for the purposes of  
5 this subsection (c), includes at least one of the  
6 following:

7 (A) An Illinois driver's license.

8 (B) Illinois motor vehicle registration.

9 (C) Employment history in this State.

10 (D) Transfer of major banking services to this  
11 State.

12 (E) A change of permanent address on all pertinent  
13 records.

14 (F) Other materials of whatever kind or source  
15 relevant to domicile or residency status.

16 (Source: P.A. 95-888, eff. 1-1-09.)

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

19 (110 ILCS 675/20-88)

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

21 (a) Notwithstanding any other provision of law to the  
22 contrary, for tuition purposes, the Board shall deem an  
23 individual an Illinois resident, until the individual  
24 establishes a residence outside of this State, if all of the

1 following conditions are met:

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

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

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

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

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

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

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 person  
8 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.

12 (c) With respect to in-state tuition charges, a person who  
13 is honorably discharged from the armed forces of the United  
14 States shall be granted immediate classification as an in-state  
15 student on honorable discharge from the armed forces and, while  
16 in continuous attendance toward the degree for which he or she  
17 is currently enrolled, does not lose in-state student  
18 classification if the person has met the following  
19 requirements:

20 (1) Has registered to vote in this State.

21 (2) Has demonstrated objective evidence of an intent to  
22 be a resident of this State, which, for the purposes of  
23 this subsection (c), includes at least one of the  
24 following:

25 (A) An Illinois driver's license.

26 (B) Illinois motor vehicle registration.

1                   (C) Employment history in this State.

2                   (D) Transfer of major banking services to this  
3                   State.

4                   (E) A change of permanent address on all pertinent  
5                   records.

6                   (F) Other materials of whatever kind or source  
7                   relevant to domicile or residency status.

8                   (Source: P.A. 95-888, eff. 1-1-09.)

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

11                   (110 ILCS 680/25-88)

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

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

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

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

24                   (3) The individual attended school in this State for at

1           least 3 years as of the date the individual graduated from  
2           high school or received the equivalent of a high school  
3           diploma.

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

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

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

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

1 University within 18 months of the person on active military  
2 duty being reassigned or (ii) remains continuously enrolled at  
3 the University.

4 (c) With respect to in-state tuition charges, a person who  
5 is honorably discharged from the armed forces of the United  
6 States shall be granted immediate classification as an in-state  
7 student on honorable discharge from the armed forces and, while  
8 in continuous attendance toward the degree for which he or she  
9 is currently enrolled, does not lose in-state student  
10 classification if the person has met the following  
11 requirements:

12 (1) Has registered to vote in this State.

13 (2) Has demonstrated objective evidence of an intent to  
14 be a resident of this State, which, for the purposes of  
15 this subsection (c), includes at least one of the  
16 following:

17 (A) An Illinois driver's license.

18 (B) Illinois motor vehicle registration.

19 (C) Employment history in this State.

20 (D) Transfer of major banking services to this  
21 State.

22 (E) A change of permanent address on all pertinent  
23 records.

24 (F) Other materials of whatever kind or source  
25 relevant to domicile or residency status.

26 (Source: P.A. 95-888, eff. 1-1-09.)

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

3           (110 ILCS 685/30-88)

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

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

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

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

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

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

22           (5) In the case of an individual who is not a citizen  
23 or a permanent resident of the United States, the  
24 individual provides the University with an affidavit

1           stating that the individual will file an application to  
2           become a permanent resident of the United States at the  
3           earliest opportunity the individual is eligible to do so.

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

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

22          (c) With respect to in-state tuition charges, a person who  
23          is honorably discharged from the armed forces of the United  
24          States shall be granted immediate classification as an in-state  
25          student on honorable discharge from the armed forces and, while  
26          in continuous attendance toward the degree for which he or she

1 is currently enrolled, does not lose in-state student  
2 classification if the person has met the following  
3 requirements:

4 (1) Has registered to vote in this State.

5 (2) Has demonstrated objective evidence of an intent to  
6 be a resident of this State, which, for the purposes of  
7 this subsection (c), includes at least one of the  
8 following:

9 (A) An Illinois driver's license.

10 (B) Illinois motor vehicle registration.

11 (C) Employment history in this State.

12 (D) Transfer of major banking services to this  
13 State.

14 (E) A change of permanent address on all pertinent  
15 records.

16 (F) Other materials of whatever kind or source  
17 relevant to domicile or residency status.

18 (Source: P.A. 95-888, eff. 1-1-09.)

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

21 (110 ILCS 690/35-88)

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

23 (a) Notwithstanding any other provision of law to the  
24 contrary, for tuition purposes, the Board shall deem an

1 individual an Illinois resident, until the individual  
2 establishes a residence outside of this State, if all of the  
3 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 in  
6 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 at  
11 least 3 years as of the date the individual graduated from  
12 high school or received the equivalent of a high school  
13 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). Any revenue lost by the University in  
25 implementing this subsection (a) shall be absorbed by the  
26 University Income Fund.



1 (b) If a person is on active military duty and stationed in  
2 Illinois, then the Board shall deem that person and any of his  
3 or her dependents Illinois residents for tuition purposes.  
4 Beginning with the 2009-2010 academic year, if a person is on  
5 active military duty and is stationed out of State, but he or  
6 she was stationed in this State for at least 3 years  
7 immediately prior to being reassigned out of State, then the  
8 Board shall deem that person and any of his or her dependents  
9 Illinois residents for tuition purposes, as long as that person  
10 or his or her dependent (i) applies for admission to the  
11 University within 18 months of the person on active military  
12 duty being reassigned or (ii) remains continuously enrolled at  
13 the University.

14 (c) With respect to in-state tuition charges, a person who  
15 is honorably discharged from the armed forces of the United  
16 States shall be granted immediate classification as an in-state  
17 student on honorable discharge from the armed forces and, while  
18 in continuous attendance toward the degree for which he or she  
19 is currently enrolled, does not lose in-state student  
20 classification if the person has met the following  
21 requirements:

22 (1) Has registered to vote in this State.

23 (2) Has demonstrated objective evidence of an intent to  
24 be a resident of this State, which, for the purposes of  
25 this subsection (c), includes at least one of the  
26 following:

- 1           (A) An Illinois driver's license.
- 2           (B) Illinois motor vehicle registration.
- 3           (C) Employment history in this State.
- 4           (D) Transfer of major banking services to this  
5           State.
- 6           (E) A change of permanent address on all pertinent  
7           records.
- 8           (F) Other materials of whatever kind or source  
9           relevant to domicile or residency status.

10        (Source: P.A. 95-888, eff. 1-1-09.)