



98TH GENERAL ASSEMBLY

State of Illinois

2013 and 2014

HB3389

by Rep. Jay Hoffman

SYNOPSIS AS INTRODUCED:

See Index

Amends the Southern Illinois University Management Act. Abolishes the Board of Trustees of Southern Illinois University. Provides that that part of Southern Illinois University associated with the Carbondale campus (except the School of Medicine) shall be known as Southern Illinois University at Carbondale and shall be under the governance and control of the Board of Trustees of Southern Illinois University at Carbondale. Provides that that part of Southern Illinois University associated with the Edwardsville campus (along with the School of Medicine) shall be known as Southern Illinois University at Edwardsville and shall be under the governance and control of the Board of Trustees of Southern Illinois University at Edwardsville. Makes corresponding changes in various Acts. Effective July 1, 2014.

LRB098 09928 RPM 41692 b

FISCAL NOTE ACT
MAY APPLY

PENSION IMPACT
NOTE ACT MAY
APPLY

1 AN ACT regarding education.

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

4 Section 5. The Transportation Cooperation Act of 1971 is
5 amended by changing Section 2 as follows:

6 (5 ILCS 225/2) (from Ch. 111 2/3, par. 602)

7 Sec. 2. For the purposes of this Act:

8 (a) "Railroad passenger service" means any railroad
9 passenger service within the State of Illinois, including the
10 equipment and facilities used in connection therewith, with the
11 exception of the basic system operated by the National Railroad
12 Passenger Corporation pursuant to Title II and Section 403(a)
13 of the Federal Rail Passenger Service Act of 1970.

14 (b) "Federal Railroad Corporation" means the National
15 Railroad Passenger Corporation established pursuant to an Act
16 of Congress known as the "Rail Passenger Service Act of 1970."

17 (c) "Transportation system" means any and all modes of
18 public transportation within the State, including, but not
19 limited to, transportation of persons or property by rapid
20 transit, rail, bus, and aircraft, and all equipment, facilities
21 and property, real and personal, used in connection therewith.

22 (d) "Carrier" means any corporation, authority,
23 partnership, association, person or district authorized to

1 maintain a transportation system within the State with the
2 exception of the Federal Railroad Corporation.

3 (e) "Units of local government" means cities, villages,
4 incorporated towns, counties, municipalities, townships, and
5 special districts, including any district created pursuant to
6 the "Local Mass Transit District Act", approved July 21, 1959,
7 as amended; any Authority created pursuant to the "Metropolitan
8 Transit Authority Act", approved April 12, 1945, as amended;
9 and, any authority, commission or other entity which by virtue
10 of an interstate compact approved by Congress is authorized to
11 provide mass transportation.

12 (f) "Universities" means all public institutions of higher
13 education as defined in an "Act creating a Board of Higher
14 Education, defining its powers and duties, making an
15 appropriation therefor, and repealing an Act herein named",
16 approved August 22, 1961, as amended, and all private
17 institutions of higher education as defined in the Illinois
18 Finance Authority Act.

19 (g) "Department" means the Illinois Department of
20 Transportation, or such other department designated by law to
21 perform the duties and functions of the Illinois Department of
22 Transportation prior to January 1, 1972.

23 (h) "Association" means any Transportation Service
24 Association created pursuant to Section 4 of this Act.

25 (i) "Contracting Parties" means any units of local
26 government or universities which have associated and joined

1 together pursuant to Section 3 of this Act.

2 (j) "Governing authorities" means (1) the city council or
3 similar legislative body of a city; (2) the board of trustees
4 or similar body of a village or incorporated town; (3) the
5 council of a municipality under the commission form of
6 municipal government; (4) the board of trustees in a township;
7 (5) the Board of Trustees of the University of Illinois, the
8 Board of Trustees of Southern Illinois University at
9 Carbondale, the Board of Trustees of Southern Illinois
10 University at Edwardsville, the Board of Trustees of Chicago
11 State University, the Board of Trustees of Eastern Illinois
12 University, the Board of Trustees of Governors State
13 University, the Board of Trustees of Illinois State University,
14 the Board of Trustees of Northeastern Illinois University, the
15 Board of Trustees of Northern Illinois University, the Board of
16 Trustees of Western Illinois University, and the Illinois
17 Community College Board; (6) the county board of a county; and
18 (7) the trustees, commissioners, board members, or directors of
19 a university, special district, authority or similar agency.

20 (Source: P.A. 93-205, eff. 1-1-04.)

21 Section 10. The Official Bond Act is amended by changing
22 Section 14.3 as follows:

23 (5 ILCS 260/14.3) (from Ch. 103, par. 14.3)

24 Sec. 14.3. All departments, boards, bureaus, commissions,

1 authorities, or other units of State government, except the
2 Board of Trustees of Chicago State University, the Board of
3 Trustees of Eastern Illinois University, the Board of Trustees
4 of Governors State University, the Board of Trustees of
5 Illinois State University, the Board of Trustees of
6 Northeastern Illinois University, the Board of Trustees of
7 Northern Illinois University, the Board of Trustees of Western
8 Illinois University, the Board of Trustees of the University of
9 Illinois, ~~and~~ the Board of Trustees of Southern Illinois
10 University at Carbondale, and the Board of Trustees of Southern
11 Illinois University at Edwardsville, that bond officers or
12 employees who are not required by law to obtain bonds to
13 qualify for office or employment, shall effect such bonding
14 through the Department of Central Management Services by
15 inclusion in the blanket bond or bonds or self-insurance
16 program provided for in Sections 14.1 and 14.2 of this Act.
17 (Source: P.A. 89-4, eff. 1-1-96.)

18 Section 15. The Voluntary Payroll Deductions Act of 1983 is
19 amended by changing Sections 4 and 5 as follows:

20 (5 ILCS 340/4) (from Ch. 15, par. 504)

21 Sec. 4. Employee withholding. An employee may authorize
22 the withholding of a portion of his or her salary or wages for
23 contribution to a maximum number of 4 organizations described
24 in paragraphs (b) and (c) of Section 3 of this Act. A

1 department, board, body, agency or commission may direct the
2 State Comptroller to deduct, and the University of Illinois,
3 Southern Illinois University at Carbondale, Southern Illinois
4 University at Edwardsville, Chicago State University, Eastern
5 Illinois University, Governors State University, Illinois
6 State University, Northeastern Illinois University, Northern
7 Illinois University, and Western Illinois University may
8 deduct, upon written request of a State employee, for each
9 regular payroll period, from the salary or wages of the
10 employee the amount specified in the written request for
11 payment to the organization designated by the employee. The
12 moneys so deducted shall be paid over promptly to the
13 organizations designated by the employee by means of warrants
14 drawn by the State Comptroller, the University of Illinois,
15 Southern Illinois University at Carbondale, Southern Illinois
16 University at Edwardsville, Chicago State University, Eastern
17 Illinois University, Governors State University, Illinois
18 State University, Northeastern Illinois University, Northern
19 Illinois University, and Western Illinois University, against
20 the appropriation for personal services of the department,
21 board, body, agency or commission by which such employee is
22 employed.

23 Such deductions may be made notwithstanding that the
24 compensation paid in cash to such employee is thereby reduced
25 below the minimum prescribed by law. Payment to such employee
26 of compensation less such deduction shall constitute a full and

1 complete discharge and acquittance of all claims and demands
2 whatsoever for the services rendered by such employee during
3 the period covered by such payment.

4 Such request for deduction may be withdrawn at any time by
5 filing a written notification of withdrawal with the
6 department, board, body, agency or commission, the University
7 of Illinois, Southern Illinois University at Carbondale,
8 Southern Illinois University at Edwardsville, Chicago State
9 University, Eastern Illinois University, Governors State
10 University, Illinois State University, Northeastern Illinois
11 University, Northern Illinois University, or Western Illinois
12 University, by which such employee is employed.

13 (Source: P.A. 91-896, eff. 7-6-00.)

14 (5 ILCS 340/5) (from Ch. 15, par. 505)

15 Sec. 5. Rules; Advisory Committee. The State Comptroller
16 shall promulgate and issue reasonable rules and regulations as
17 deemed necessary for the administration of this Act.

18 However, all solicitations of State employees for
19 contributions at their workplace and all solicitations of State
20 annuitants for contributions shall be in accordance with rules
21 promulgated by the Governor or his or her designee or other
22 agency as may be designated by the Governor. All solicitations
23 of State annuitants for contributions shall also be in
24 accordance with the rules promulgated by the applicable
25 retirement system.

1 The rules promulgated by the Governor or his or her
2 designee or other agency as designated by the Governor shall
3 include a Code of Campaign Conduct that all qualified
4 organizations and United Funds shall subscribe to in writing,
5 sanctions for violations of the Code of Campaign Conduct,
6 provision for the handling of cash contributions, provision for
7 an Advisory Committee, provisions for the allocation of
8 expenses among the participating organizations, an
9 organizational plan and structure whereby responsibilities are
10 set forth for the appropriate State employees or State
11 annuitants and the participating organizations, and any other
12 matters that are necessary to accomplish the purposes of this
13 Act.

14 The Governor or the Governor's designee shall promulgate
15 rules to establish the composition and the duties of the
16 Advisory Committee. The Governor or the Governor's designee
17 shall make appointments to the Advisory Committee. The powers
18 of the Advisory Committee shall include, at a minimum, the
19 ability to impose the sanctions authorized by rule. Each State
20 agency and each retirement system shall file an annual report
21 that sets forth, for the prior calendar year, (i) the total
22 amount of money contributed to each qualified organization and
23 united fund through both payroll deductions and cash
24 contributions, (ii) the number of employees or State annuitants
25 who have contributed to each qualified organization and united
26 fund, and (iii) any other information required by the rules.

1 The report shall not include the names of any contributing or
2 non-contributing employees or State annuitants. The report
3 shall be filed with the Advisory Committee no later than March
4 15. The report shall be available for inspection.

5 Other constitutional officers, retirement systems, the
6 University of Illinois, Southern Illinois University at
7 Carbondale, Southern Illinois University at Edwardsville,
8 Chicago State University, Eastern Illinois University,
9 Governors State University, Illinois State University,
10 Northeastern Illinois University, Northern Illinois
11 University, and Western Illinois University shall be governed
12 by the rules promulgated pursuant to this Section, unless such
13 entities adopt their own rules governing solicitation of
14 contributions at the workplace.

15 All rules promulgated pursuant to this Section shall not
16 discriminate against one or more qualified organizations or
17 United Funds.

18 (Source: P.A. 90-799, eff. 6-1-99; 91-896, eff. 7-6-00.)

19 Section 20. The State Salary and Annuity Withholding Act is
20 amended by changing Section 2 as follows:

21 (5 ILCS 365/2) (from Ch. 127, par. 352)

22 Sec. 2. Definitions. As used in this Act, unless the
23 context otherwise requires:

24 "Office" means the State Comptroller, the Board of Trustees

1 of the State Universities Retirement System, or the Board of
2 Trustees of any of the following institutions: the University
3 of Illinois, Southern Illinois University at Carbondale,
4 Southern Illinois University at Edwardsville, Chicago State
5 University, Eastern Illinois University, Governors State
6 University, Illinois State University, Northeastern Illinois
7 University, Northern Illinois University, and Western Illinois
8 University.

9 "Department" means any department, board, commission,
10 institution, officer, court, or agency of State government,
11 other than the University of Illinois, Southern Illinois
12 University at Carbondale, Southern Illinois University at
13 Edwardsville, Chicago State University, Eastern Illinois
14 University, Governors State University, Illinois State
15 University, Northeastern Illinois University, Northern
16 Illinois University, and Western Illinois University,
17 receiving State appropriations and having the power to certify
18 payrolls to the Comptroller authorizing payments of salary or
19 wages from appropriations from any State fund or from trust
20 funds held by the State Treasurer; and the Board of Trustees of
21 the General Assembly Retirement System, the Board of Trustees
22 of the State Employees' Retirement System of Illinois, the
23 Board of Trustees of the Teachers' Retirement System of the
24 State of Illinois, and the Board of Trustees of the Judges
25 Retirement System of Illinois created respectively by Articles
26 2, 14, 16, and 18 of the Illinois Pension Code.

1 "Employee" means any regular officer or employee who
2 receives salary or wages for personal service rendered to the
3 State of Illinois and, for the purpose of deduction for the
4 purchase of United States Savings Bonds, includes any State
5 contractual employee.

6 "Annuitant" means a person receiving a retirement annuity
7 or disability benefits under Article 2, 14, 15, 16, or 18 of
8 the Illinois Pension Code.

9 "Annuity" means the retirement annuity or disability
10 benefits received by an annuitant.

11 (Source: P.A. 89-4, eff. 1-1-96; 90-14, eff. 7-1-97; 90-448,
12 eff. 8-16-97.)

13 Section 25. The State Employment Records Act is amended by
14 changing Section 10 as follows:

15 (5 ILCS 410/10)

16 Sec. 10. Definitions. As used in this Act:

17 (a) "Agency work force" means those persons employed by a
18 State agency who are part of the State work force.

19 (b) "Contractual services employee" means a person
20 employed by the State, or a State supported institution of
21 higher education, under a written contract and paid by a State
22 system CO-2 voucher (or its administrative equivalent) whose
23 daily duties and responsibilities are directly or indirectly
24 supervised or managed by a person paid by a payroll warrant (or

1 its administrative equivalent) funded by State funds or pass
2 through funds.

3 (c) "Agency" or "State agency" means those entities
4 included in the definition of "State agencies" in the Illinois
5 State Auditing Act.

6 (d) "Minority" means a person who is any of the following:

7 (1) American Indian or Alaska Native (a person having
8 origins in any of the original peoples of North and South
9 America, including Central America, and who maintains
10 tribal affiliation or community attachment).

11 (2) Asian (a person having origins in any of the
12 original peoples of the Far East, Southeast Asia, or the
13 Indian subcontinent, including, but not limited to,
14 Cambodia, China, India, Japan, Korea, Malaysia, Pakistan,
15 the Philippine Islands, Thailand, and Vietnam).

16 (3) Black or African American (a person having origins
17 in any of the black racial groups of Africa). Terms such as
18 "Haitian" or "Negro" can be used in addition to "Black or
19 African American".

20 (4) Hispanic or Latino (a person of Cuban, Mexican,
21 Puerto Rican, South or Central American, or other Spanish
22 culture or origin, regardless of race).

23 (5) Native Hawaiian or Other Pacific Islander (a person
24 having origins in any of the original peoples of Hawaii,
25 Guam, Samoa, or other Pacific Islands).

26 (e) "Professional employee" means a person employed to

1 perform employment duties requiring academic training,
2 evidenced by a graduate or advanced degree from an accredited
3 institution of higher education, and who, in the performance of
4 those employment duties, may only engage in active practice of
5 the academic training received when licensed or certified by
6 the State of Illinois.

7 (f) "State employee" means any person employed within the
8 State work force.

9 (g) "State work force" means all persons employed by the
10 State of Illinois as evidenced by:

11 (1) the total number of all payroll warrants (or their
12 administrative equivalent) issued by the Comptroller to
13 pay:

14 (i) persons subject to the Personnel Code; and

15 (ii) for the sole purpose of providing accurate
16 statistical information, all persons exempt from the
17 Personnel Code; and

18 (2) the total number of payroll warrants (or their
19 administrative equivalent) funded by State appropriation
20 which are issued by educational institutions governed by
21 the Board of Trustees of the University of Illinois, the
22 Board of Trustees of Southern Illinois University at
23 Carbondale, the Board of Trustees of Southern Illinois
24 University at Edwardsville, the Board of Trustees of
25 Chicago State University, the Board of Trustees of Eastern
26 Illinois University, the Board of Trustees of Governors

1 State University, the Board of Trustees of Illinois State
2 University, the Board of Trustees of Northeastern Illinois
3 University, the Board of Trustees of Northern Illinois
4 University, and the Board of Trustees of Western Illinois
5 University ~~the Board of Governors of State Colleges and~~
6 ~~Universities, and the Board of Regents; and~~

7 (3) the total number of contractual payroll system CO-2
8 vouchers (or their administrative equivalent) funded by
9 State revenues and issued by:

10 (i) the State Comptroller; and

11 (ii) the issuing agents of the educational
12 institutions listed in subdivision (2) of this
13 subsection (g).

14 "State work force" does not, however, include persons holding
15 elective State office.

16 (Source: P.A. 97-396, eff. 1-1-12.)

17 Section 30. The Illinois Governmental Ethics Act is amended
18 by changing Section 4A-101 as follows:

19 (5 ILCS 420/4A-101) (from Ch. 127, par. 604A-101)

20 Sec. 4A-101. Persons required to file. The following
21 persons shall file verified written statements of economic
22 interests, as provided in this Article:

23 (a) Members of the General Assembly and candidates for
24 nomination or election to the General Assembly.

1 (b) Persons holding an elected office in the Executive
2 Branch of this State, and candidates for nomination or
3 election to these offices.

4 (c) Members of a Commission or Board created by the
5 Illinois Constitution, and candidates for nomination or
6 election to such Commission or Board.

7 (d) Persons whose appointment to office is subject to
8 confirmation by the Senate and persons appointed by the
9 Governor to any other position on a board or commission
10 described in subsection (a) of Section 15 of the
11 Gubernatorial Boards and Commissions Act.

12 (e) Holders of, and candidates for nomination or
13 election to, the office of judge or associate judge of the
14 Circuit Court and the office of judge of the Appellate or
15 Supreme Court.

16 (f) Persons who are employed by any branch, agency,
17 authority or board of the government of this State,
18 including but not limited to, the Illinois State Toll
19 Highway Authority, the Illinois Housing Development
20 Authority, the Illinois Community College Board, and
21 institutions under the jurisdiction of the Board of
22 Trustees of the University of Illinois, Board of Trustees
23 of Southern Illinois University at Carbondale, Board of
24 Trustees of Southern Illinois University at Edwardsville,
25 Board of Trustees of Chicago State University, Board of
26 Trustees of Eastern Illinois University, Board of Trustees

1 of Governor's State University, Board of Trustees of
2 Illinois State University, Board of Trustees of
3 Northeastern Illinois University, Board of Trustees of
4 Northern Illinois University, Board of Trustees of Western
5 Illinois University, or Board of Trustees of the Illinois
6 Mathematics and Science Academy, and are compensated for
7 services as employees and not as independent contractors
8 and who:

9 (1) are, or function as, the head of a department,
10 commission, board, division, bureau, authority or
11 other administrative unit within the government of
12 this State, or who exercise similar authority within
13 the government of this State;

14 (2) have direct supervisory authority over, or
15 direct responsibility for the formulation,
16 negotiation, issuance or execution of contracts
17 entered into by the State in the amount of \$5,000 or
18 more;

19 (3) have authority for the issuance or
20 promulgation of rules and regulations within areas
21 under the authority of the State;

22 (4) have authority for the approval of
23 professional licenses;

24 (5) have responsibility with respect to the
25 financial inspection of regulated nongovernmental
26 entities;

1 (6) adjudicate, arbitrate, or decide any judicial
2 or administrative proceeding, or review the
3 adjudication, arbitration or decision of any judicial
4 or administrative proceeding within the authority of
5 the State;

6 (7) have supervisory responsibility for 20 or more
7 employees of the State;

8 (8) negotiate, assign, authorize, or grant naming
9 rights or sponsorship rights regarding any property or
10 asset of the State, whether real, personal, tangible,
11 or intangible; or

12 (9) have responsibility with respect to the
13 procurement of goods or services.

14 (g) Persons who are elected to office in a unit of
15 local government, and candidates for nomination or
16 election to that office, including regional
17 superintendents of school districts.

18 (h) Persons appointed to the governing board of a unit
19 of local government, or of a special district, and persons
20 appointed to a zoning board, or zoning board of appeals, or
21 to a regional, county, or municipal plan commission, or to
22 a board of review of any county, and persons appointed to
23 the Board of the Metropolitan Pier and Exposition Authority
24 and any Trustee appointed under Section 22 of the
25 Metropolitan Pier and Exposition Authority Act, and
26 persons appointed to a board or commission of a unit of

1 local government who have authority to authorize the
2 expenditure of public funds. This subsection does not apply
3 to members of boards or commissions who function in an
4 advisory capacity.

5 (i) Persons who are employed by a unit of local
6 government and are compensated for services as employees
7 and not as independent contractors and who:

8 (1) are, or function as, the head of a department,
9 division, bureau, authority or other administrative
10 unit within the unit of local government, or who
11 exercise similar authority within the unit of local
12 government;

13 (2) have direct supervisory authority over, or
14 direct responsibility for the formulation,
15 negotiation, issuance or execution of contracts
16 entered into by the unit of local government in the
17 amount of \$1,000 or greater;

18 (3) have authority to approve licenses and permits
19 by the unit of local government; this item does not
20 include employees who function in a ministerial
21 capacity;

22 (4) adjudicate, arbitrate, or decide any judicial
23 or administrative proceeding, or review the
24 adjudication, arbitration or decision of any judicial
25 or administrative proceeding within the authority of
26 the unit of local government;

1 (5) have authority to issue or promulgate rules and
2 regulations within areas under the authority of the
3 unit of local government; or

4 (6) have supervisory responsibility for 20 or more
5 employees of the unit of local government.

6 (j) Persons on the Board of Trustees of the Illinois
7 Mathematics and Science Academy.

8 (k) Persons employed by a school district in positions
9 that require that person to hold an administrative or a
10 chief school business official endorsement.

11 (l) Special government agents. A "special government
12 agent" is a person who is directed, retained, designated,
13 appointed, or employed, with or without compensation, by or
14 on behalf of a statewide executive branch constitutional
15 officer to make an ex parte communication under Section
16 5-50 of the State Officials and Employees Ethics Act or
17 Section 5-165 of the Illinois Administrative Procedure
18 Act.

19 (m) Members of the board of commissioners of any flood
20 prevention district created under the Flood Prevention
21 District Act or the Beardstown Regional Flood Prevention
22 District Act.

23 (n) Members of the board of any retirement system or
24 investment board established under the Illinois Pension
25 Code, if not required to file under any other provision of
26 this Section.

1 (o) Members of the board of any pension fund
2 established under the Illinois Pension Code, if not
3 required to file under any other provision of this Section.

4 (p) Members of the investment advisory panel created
5 under Section 20 of the Illinois Prepaid Tuition Act.

6 This Section shall not be construed to prevent any unit of
7 local government from enacting financial disclosure
8 requirements that mandate more information than required by
9 this Act.

10 (Source: P.A. 96-6, eff. 4-3-09; 96-543, eff. 8-17-09; 96-555,
11 eff. 8-18-09; 96-1000, eff. 7-2-10; 97-309, eff. 8-11-11;
12 97-754, eff. 7-6-12.)

13 Section 35. The State Comptroller Act is amended by
14 changing Sections 13, 13.1, and 21 as follows:

15 (15 ILCS 405/13) (from Ch. 15, par. 213)

16 Sec. 13. Payment of salaries of State employees - Schedule.
17 The comptroller shall prepare a schedule showing the dates on
18 which all employees of the State shall be paid. All employees
19 shall be paid at least semi-monthly, except that employees of
20 the University of Illinois, Chicago State University, Eastern
21 Illinois University, Governors State University, Illinois
22 State University, Northeastern Illinois University, Northern
23 Illinois University, Western Illinois University, ~~and~~ Southern
24 Illinois University at Carbondale, and Southern Illinois

1 University at Edwardsville who are not subject to the State
2 Universities Civil Service System shall be paid at least once
3 each month. No payment shall be made before the completion of
4 the period for which the compensation is being paid, except
5 that employees leaving the service of the State may be paid at
6 the termination of their period of employment.

7 Such schedule shall be prepared showing such dates of
8 payment so as to provide as far as is practical, an even flow
9 of work for issuance of warrants in payment of personal
10 services.

11 In making payments for a fractional part of a pay period,
12 that part of the regular compensation for the period shall be
13 paid represented by a fraction, the numerator being the number
14 of days worked and the denominator being the number of work
15 days in the period. However, in making payments for a
16 fractional part of a pay period for positions subject to the
17 jurisdiction of the Department of Central Management Services,
18 that part of the regular compensation shall be paid by
19 deducting an amount determined by multiplying the number of
20 work days without pay by the applicable daily rate as defined
21 within the Department of Central Management Services Pay Plan.

22 In employments of a teaching or professional nature in
23 connection with the educational, charitable, penal or
24 reformatory institutions, where the compensation of an
25 employee is based upon an annual salary, a teaching or
26 professional year may be substituted for a calendar year in

1 determining the pay schedule.

2 (Source: P.A. 89-4, eff. 1-1-96.)

3 (15 ILCS 405/13.1) (from Ch. 15, par. 213.1)

4 Sec. 13.1. Compliance with State Employment Records Act.

5 The Comptroller, for the purpose of facilitating an accurate
6 compilation of the entire State work force as defined and
7 required by the State Employment Records Act, shall report, on
8 a fiscal year basis, the total number of payroll warrants drawn
9 for the payment of salaries for State employees, including
10 contractual payroll system CO-2 vouchers (or their
11 administrative equivalent) or any other information necessary
12 to comply with that Act. The State Employment Records (SER)
13 report shall be maintained and kept on file as public
14 information within the Office of the Comptroller.

15 The total number of payroll warrants drawn by the Board of
16 Trustees of the University of Illinois, the Board of Trustees
17 of Southern Illinois University at Carbondale, the Board of
18 Trustees of Southern Illinois University at Edwardsville, the
19 Board of Trustees of Chicago State University, the Board of
20 Trustees of Eastern Illinois University, the Board of Trustees
21 of Governors State University, the Board of Trustees of
22 Illinois State University, the Board of Trustees of
23 Northeastern Illinois University, the Board of Trustees of
24 Northern Illinois University, the Board of Trustees of Western
25 Illinois University, the Board of Governors of State Colleges

1 ~~and Universities, the Board of Regents~~ and all educational
2 institutions governed by those boards to be paid from funds
3 retained in their own treasuries shall be filed with the Office
4 of the Secretary of State by the respective boards and
5 educational institutions in the same manner.

6 Multiple payroll warrants issued to the same person shall
7 be noted with multiple warrants counted and reported as one
8 payroll warrant count for the purposes of the State Employment
9 Records Act. The total State remuneration to persons paid by
10 multiple payroll warrants or, if applicable, contractual
11 payroll system CO-2 vouchers, or both, shall be reported
12 separately by agency.

13 (Source: P.A. 87-1211.)

14 (15 ILCS 405/21) (from Ch. 15, par. 221)

15 Sec. 21. Rules and Regulations - Imprest accounts. The
16 Comptroller shall promulgate rules and regulations to
17 implement the exercise of his or her powers and performance of
18 his or her duties under this Act and to guide and assist State
19 agencies in complying with this Act. Any rule or regulation
20 specifically requiring the approval of the State Treasurer
21 under this Act for adoption by the Comptroller shall require
22 the approval of the State Treasurer for modification or repeal.

23 The Comptroller may provide in his or her rules and
24 regulations for periodic transfers, with the approval of the
25 State Treasurer, for use in accordance with the imprest system,

1 subject to the rules and regulations of the Comptroller as
2 respects vouchers, controls and reports, as follows:

3 (a) To the University of Illinois, Southern Illinois
4 University at Carbondale, Southern Illinois University at
5 Edwardsville, Chicago State University, Eastern Illinois
6 University, Governors State University, Illinois State
7 University, Northeastern Illinois University, Northern
8 Illinois University, Western Illinois University, and
9 State Community College of East St. Louis under the
10 jurisdiction of the Illinois Community College Board
11 (abolished under Section 2-12.1 of the Public Community
12 College Act), not to exceed \$200,000 for each campus.

13 (b) To the Department of Agriculture and the Department
14 of Commerce and Economic Opportunity for the operation and
15 closing of overseas offices, not to exceed \$500,000 for
16 each Department for each overseas office.

17 (c) To the Department of Agriculture for the purpose of
18 making change for activities at each State Fair, not to
19 exceed \$200,000, to be returned within 5 days of the
20 termination of such activity.

21 (d) To the Department of Agriculture to pay (i) State
22 Fair premiums and awards and State Fair entertainment
23 contracts at each State Fair, and (ii) ticket refunds for
24 cancelled events. The amount transferred from any fund
25 shall not exceed the appropriation for each specific
26 purpose. This authorization shall terminate each year

1 within 60 days of the close of each State Fair. The
2 Department shall be responsible for withholding State
3 income tax, where necessary, as required by Section 709 of
4 the Illinois Income Tax Act.

5 (e) To the State Treasurer to pay for securities'
6 safekeeping charges assessed by the Board of Governors of
7 the Federal Reserve System as a consequence of the
8 Treasurer's use of the government securities' book-entry
9 system. This account shall not exceed \$25,000.

10 (f) To the Illinois Mathematics and Science Academy,
11 not to exceed \$100,000.

12 (g) To the Department of Natural Resources to pay out
13 cash prizes associated with competitions held at the World
14 Shooting and Recreational Complex, to purchase awards
15 associated with competitions held at the World Shooting and
16 Recreational Complex, to pay State and national membership
17 dues associated with competitions held at the World
18 Shooting and Recreational Complex, and to pay State and
19 national membership target fees associated with
20 competitions held at the World Shooting and Recreational
21 Complex. The amount of funds advanced to the account
22 created by this subsection (g) must not exceed \$250,000 in
23 any fiscal year.

24 (Source: P.A. 96-785, eff. 8-28-09; 96-1118, eff. 7-20-10;
25 97-72, eff. 7-1-11; 97-333, eff. 8-12-11.)

1 Section 40. The Civil Administrative Code of Illinois is
2 amended by changing Section 5-525 as follows:

3 (20 ILCS 5/5-525) (was 20 ILCS 5/6.01)

4 Sec. 5-525. In the Department of Agriculture.

5 (a) (Blank).

6 (b) An Advisory Board of Livestock Commissioners to consist
7 of 25 persons. The Board shall consist of the administrator of
8 animal disease programs, the Dean of the College of
9 Agricultural, Consumer, and Environmental Sciences of the
10 University of Illinois, the Dean of the College of Veterinary
11 Medicine of the University of Illinois, and, commencing on
12 January 1, 1990, the Deans or Chairmen of the Colleges or
13 Departments of Agriculture of Illinois State University,
14 Southern Illinois University at Carbondale, and Western
15 Illinois University in that order who shall each serve for 1
16 year terms, provided that, commencing on January 1, 1993, such
17 terms shall be for 2 years in the same order, the Director of
18 Public Health, the Director of Natural Resources, the
19 Chairperson of the Agriculture and Conservation Committee of
20 the Senate, and the Chairperson of the Agriculture &
21 Conservation Committee of the House of Representatives, who
22 shall be ex-officio members of the Board, and 17 additional
23 persons, appointed by the Governor to serve at the Governor's
24 pleasure, who are interested in the well-being of domestic
25 animals and poultry and in the prevention, elimination, and

1 control of diseases affecting them. Of the 17 additional
2 persons, one shall be a representative of breeders of beef
3 cattle, one shall be a representative of breeders of dairy
4 cattle, one shall be a representative of breeders of dual
5 purpose cattle, one shall be a representative of breeders of
6 swine, one shall be a representative of poultry breeders, one
7 shall be a representative of sheep breeders, one shall be a
8 veterinarian licensed in this State, one shall be a
9 representative of general or diversified farming, one shall be
10 a representative of deer or elk breeders, one shall be a
11 representative of livestock auction markets, one shall be a
12 representative of cattle feeders, one shall be a representative
13 of pork producers, one shall be a representative of the State
14 licensed meat packers, one shall be a representative of canine
15 breeders, one shall be a representative of equine breeders, one
16 shall be a representative of the Illinois licensed renderers,
17 and one shall be a representative of livestock dealers. An
18 appointed member's office becomes vacant upon the member's
19 absence from 3 consecutive meetings. Appointments made by the
20 Governor after the effective date of this amendatory Act of the
21 96th General Assembly shall be for a term of 5 years. The
22 members of the Board shall receive no compensation but shall be
23 reimbursed for expenses necessarily incurred in the
24 performance of their duties. In the appointment of the Advisory
25 Board of Livestock Commissioners, the Governor shall consult
26 with representative persons and recognized organizations in

1 the respective fields concerning the appointments.

2 Rules and regulations of the Department of Agriculture
3 pertaining to the well-being of domestic animals and poultry
4 and the prevention, elimination, and control of diseases
5 affecting them shall be submitted to the Advisory Board of
6 Livestock Commissioners for approval at its duly called
7 meeting. The chairperson of the Board shall certify the
8 official minutes of the Board's action and shall file the
9 certified minutes with the Department of Agriculture within 30
10 days after the proposed rules and regulations are submitted and
11 before they are promulgated and made effective. In the event it
12 is deemed desirable, the Board may hold hearings upon the rules
13 and regulations or proposed revisions. The Board members shall
14 be familiar with the Acts relating to the well-being of
15 domestic animals and poultry and to the prevention,
16 elimination, and control of diseases affecting them. The
17 Department shall, upon the request of a Board member, advise
18 the Board concerning the administration of the respective Acts.

19 The Director of Agriculture or his or her representative
20 from the Department shall act as chairperson of the Board. The
21 Director shall call semiannual meetings of the Board and may
22 call other meetings of the Board from time to time or when
23 requested by 3 or more appointed members of the Board. A quorum
24 of appointed members must be present to convene an official
25 meeting. The chairperson and ex-officio members shall not be
26 included in a quorum call. Ex-officio members may be

1 represented by a duly authorized representative from their
2 department, division, college, or committee; however, that
3 representative may not exercise the voting privileges of the
4 ex-officio member. Appointed members shall not be represented
5 at a meeting by another person. Ex-officio members and
6 appointed members shall have the right to vote on all proposed
7 rules and regulations; voting that in effect would pertain to
8 approving rules and regulations shall be taken by an oral roll
9 call. No member shall vote by proxy. The chairman shall not
10 vote except in the case of a tie vote. Any ex-officio or
11 appointed member may ask for and shall receive an oral roll
12 call on any motion before the Board. The Department shall
13 provide a clerk to take minutes of the meetings and record
14 transactions of the Board. The Board, by oral roll call, may
15 require an official court reporter to record the minutes of the
16 meetings.

17 (Source: P.A. 96-1025, eff. 7-12-10.)

18 Section 45. The Personnel Code is amended by changing
19 Section 4c as follows:

20 (20 ILCS 415/4c) (from Ch. 127, par. 63b104c)

21 Sec. 4c. General exemptions. The following positions in
22 State service shall be exempt from jurisdictions A, B, and C,
23 unless the jurisdictions shall be extended as provided in this
24 Act:

1 (1) All officers elected by the people.

2 (2) All positions under the Lieutenant Governor,
3 Secretary of State, State Treasurer, State Comptroller,
4 State Board of Education, Clerk of the Supreme Court,
5 Attorney General, and State Board of Elections.

6 (3) Judges, and officers and employees of the courts,
7 and notaries public.

8 (4) All officers and employees of the Illinois General
9 Assembly, all employees of legislative commissions, all
10 officers and employees of the Illinois Legislative
11 Reference Bureau, the Legislative Research Unit, and the
12 Legislative Printing Unit.

13 (5) All positions in the Illinois National Guard and
14 Illinois State Guard, paid from federal funds or positions
15 in the State Military Service filled by enlistment and paid
16 from State funds.

17 (6) All employees of the Governor at the executive
18 mansion and on his immediate personal staff.

19 (7) Directors of Departments, the Adjutant General,
20 the Assistant Adjutant General, the Director of the
21 Illinois Emergency Management Agency, members of boards
22 and commissions, and all other positions appointed by the
23 Governor by and with the consent of the Senate.

24 (8) The presidents, other principal administrative
25 officers, and teaching, research and extension faculties
26 of Chicago State University, Eastern Illinois University,

1 Governors State University, Illinois State University,
2 Northeastern Illinois University, Northern Illinois
3 University, Western Illinois University, the Illinois
4 Community College Board, Southern Illinois University at
5 Carbondale, Southern Illinois University at Edwardsville,
6 the Illinois Board of Higher Education, the University of
7 Illinois, the State Universities Civil Service System,
8 University Retirement System of Illinois, and the
9 administrative officers and scientific and technical staff
10 of the Illinois State Museum.

11 (9) All other employees, except the presidents, other
12 principal administrative officers, and teaching, research
13 and extension faculties of the ~~universities under the~~
14 ~~jurisdiction of the Board of Regents and the colleges and~~
15 ~~universities under the jurisdiction of the Board of~~
16 ~~Governors of State Colleges and Universities,~~ Illinois
17 Community College Board, Southern Illinois University at
18 Carbondale, Southern Illinois University at Edwardsville,
19 the Illinois Board of Higher Education, Chicago State
20 University, Eastern Illinois University, Governors State
21 University, Illinois State University, Northeastern
22 Illinois University, Northern Illinois University, Western
23 Illinois University ~~Board of Governors of State Colleges~~
24 ~~and Universities, the Board of Regents, the~~ University of
25 Illinois, the State Universities Civil Service System, and
26 the University Retirement System of Illinois, so long as

1 these are subject to the provisions of the State
2 Universities Civil Service Act.

3 (10) The State Police so long as they are subject to
4 the merit provisions of the State Police Act.

5 (11) (Blank).

6 (12) The technical and engineering staffs of the
7 Department of Transportation, the Department of Nuclear
8 Safety, the Pollution Control Board, and the Illinois
9 Commerce Commission, and the technical and engineering
10 staff providing architectural and engineering services in
11 the Department of Central Management Services.

12 (13) All employees of the Illinois State Toll Highway
13 Authority.

14 (14) The Secretary of the Illinois Workers'
15 Compensation Commission.

16 (15) All persons who are appointed or employed by the
17 Director of Insurance under authority of Section 202 of the
18 Illinois Insurance Code to assist the Director of Insurance
19 in discharging his responsibilities relating to the
20 rehabilitation, liquidation, conservation, and dissolution
21 of companies that are subject to the jurisdiction of the
22 Illinois Insurance Code.

23 (16) All employees of the St. Louis Metropolitan Area
24 Airport Authority.

25 (17) All investment officers employed by the Illinois
26 State Board of Investment.

1 (18) Employees of the Illinois Young Adult
2 Conservation Corps program, administered by the Illinois
3 Department of Natural Resources, authorized grantee under
4 Title VIII of the Comprehensive Employment and Training Act
5 of 1973, 29 USC 993.

6 (19) Seasonal employees of the Department of
7 Agriculture for the operation of the Illinois State Fair
8 and the DuQuoin State Fair, no one person receiving more
9 than 29 days of such employment in any calendar year.

10 (20) All "temporary" employees hired under the
11 Department of Natural Resources' Illinois Conservation
12 Service, a youth employment program that hires young people
13 to work in State parks for a period of one year or less.

14 (21) All hearing officers of the Human Rights
15 Commission.

16 (22) All employees of the Illinois Mathematics and
17 Science Academy.

18 (23) All employees of the Kankakee River Valley Area
19 Airport Authority.

20 (24) The commissioners and employees of the Executive
21 Ethics Commission.

22 (25) The Executive Inspectors General, including
23 special Executive Inspectors General, and employees of
24 each Office of an Executive Inspector General.

25 (26) The commissioners and employees of the
26 Legislative Ethics Commission.

1 (27) The Legislative Inspector General, including
2 special Legislative Inspectors General, and employees of
3 the Office of the Legislative Inspector General.

4 (28) The Auditor General's Inspector General and
5 employees of the Office of the Auditor General's Inspector
6 General.

7 (29) All employees of the Illinois Power Agency.

8 (30) Employees having demonstrable, defined advanced
9 skills in accounting, financial reporting, or technical
10 expertise who are employed within executive branch
11 agencies and whose duties are directly related to the
12 submission to the Office of the Comptroller of financial
13 information for the publication of the Comprehensive
14 Annual Financial Report (CAFR).

15 (Source: P.A. 97-618, eff. 10-26-11; 97-1055, eff. 8-23-12.)

16 Section 50. The Forms Notice Act is amended by changing
17 Section 4 as follows:

18 (20 ILCS 435/4) (from Ch. 127, par. 1404)

19 Sec. 4. Definition; State agency.

20 As used in this Act the term "state agency" means and
21 includes all boards, commissions, agencies, institutions,
22 authorities, bodies politic and corporate of the State created
23 by or pursuant to the constitution or statute, of the executive
24 branch of State government; However, such term does not include

1 colleges, universities and institutions under the jurisdiction
2 of the Board of Trustees of the University of Illinois, the
3 Board of Trustees of Southern Illinois University at
4 Carbondale, the Board of Trustees of Southern Illinois
5 University at Edwardsville, the Board of Trustees of Chicago
6 State University, the Board of Trustees of Eastern Illinois
7 University, the Board of Trustees of Governors State
8 University, the Board of Trustees of Illinois State University,
9 the Board of Trustees of Northeastern Illinois University, the
10 Board of Trustees of Northern Illinois University, the Board of
11 Trustees of Western Illinois University, the Board of Higher
12 Education, or the Illinois Community College Board.

13 (Source: P.A. 89-4, eff. 1-1-96; 90-156, eff. 7-23-97; 90-372,
14 eff. 7-1-98.)

15 Section 55. The Department of Commerce and Community
16 Affairs Law of the Civil Administrative Code of Illinois is
17 amended by changing Section 605-355 as follows:

18 (20 ILCS 605/605-355) (was 20 ILCS 605/46.19a in part)

19 Sec. 605-355. Grants for research and development in high
20 technology and service sectors.

21 (a) The Department is authorized to establish a program of
22 grants to universities, community colleges, research
23 institutions, research consortiums, other not-for-profit
24 entities, and Illinois businesses for the purpose of fostering

1 research and development in the high technology and the service
2 sector leading to the development of new products and services
3 that can be marketed by Illinois businesses. All grant awards
4 shall include a contract that may provide for payment of
5 negotiated royalties to the Department if the product or
6 service to be developed by the grantee is subsequently licensed
7 for production.

8 (b) Grants may be awarded to universities and research
9 institutions to assist them in making their faculties and
10 facilities available to Illinois businesses. The grants may be
11 used by a university or research institution for purposes
12 including but not limited to the following: (i) to establish or
13 enhance computerized cataloging of all research labs and
14 university staff and make those catalogues available to
15 Illinois businesses; (ii) to market products developed by the
16 university to Illinois businesses; (iii) to review
17 publications in order to identify, catalog, and inform Illinois
18 businesses of new practices in areas such as robotics and
19 biotechnology; (iv) to build an on-line, information and
20 technology system that relies on other computerized networks in
21 the United States; and (v) to assist in securing temporary
22 replacement for faculty who are granted a leave of absence from
23 their teaching duties for the purpose of working full-time for
24 an Illinois business to assist that business with technology
25 transfer.

26 (c) Grants may be awarded to universities and research

1 institutions, research consortiums, and other not-for-profit
2 entities for the purpose of identifying and supporting Illinois
3 businesses engaged in high technology and service sector
4 enterprises. The Illinois businesses identified and funded
5 shall include recipients of Small Business Innovation Research
6 Program funds under subsections (e) through (k) of Section 9 of
7 the Small Business Act (15 U.S.C. 638, subsections (e) through
8 (k)). Entities receiving grants under this subsection (c) shall
9 be known as commercialization centers and shall engage in one
10 or more of the following activities:

11 (1) Directing research assistance for new venture
12 creations.

13 (2) General feasibility studies of new venture ideas.

14 (3) Furthering the technical and intellectual skills
15 of the managers and owners of Illinois small businesses.

16 (4) Commercialization of technology and research.

17 (5) Development of prototypes and testing new
18 products.

19 (6) Identifying and assisting in securing financing.

20 (7) Marketing assistance.

21 (8) Assisting Illinois inventors in finding Illinois
22 manufacturers to produce and market their inventions.

23 A commercialization center may charge a nominal fee or
24 accept royalty agreements for conducting feasibility studies
25 and other services.

26 (d) Grants may be awarded by the Department to Illinois

1 businesses to fund research and consultation arrangements
2 between businesses and universities, community colleges,
3 research institutions, research consortiums, and other
4 not-for-profit entities within this State.

5 The Department shall give priority to Illinois small
6 businesses in awarding grants. Each grant awarded under this
7 subsection (d) shall provide funding for up to 50% of the cost
8 of the research or consultation arrangements, not to exceed
9 \$100,000; provided that the grant recipient utilizes Illinois
10 not for profit research and academic institutions to perform
11 the research and development function for which grant funds
12 were requested.

13 (e) Grants may be awarded to research consortiums and other
14 qualified applicants, in conjunction with private sector or
15 federal funding, for other creative systems that bridge
16 university resources and business, technological, production,
17 and development concerns.

18 (f) For the purposes of this Section:

19 "High technology" means any area of research or development
20 designed to foster greater knowledge or understanding in fields
21 such as computer science, electronics, physics, chemistry, or
22 biology for the purpose of producing designing, developing, or
23 improving prototypes and new processes.

24 "Illinois business" means a "small business concern" as
25 defined in 15 U.S.C. 632 that conducts its business primarily
26 in Illinois.

1 "Illinois research institutions" refers to not-for-profit
2 entities, which include federally funded research
3 laboratories, that conduct research and development activities
4 for the purpose of producing, designing, developing, or
5 improving prototypes and new processes.

6 "Other not-for-profit entities" means nonprofit
7 organizations based in Illinois that are primarily devoted to
8 new enterprise or product development.

9 "Private sector" has the meaning ascribed to it in 29
10 U.S.C. 1503.

11 "University" means either a degree granting institution
12 located in Illinois as defined in Section 2 of the Academic
13 Degree Act, or a State-supported institution of higher learning
14 administered by the Board of Trustees of the University of
15 Illinois, the Board of Trustees of Southern Illinois University
16 at Carbondale, the Board of Trustees of Southern Illinois
17 University at Edwardsville, the Board of Trustees of Chicago
18 State University, the Board of Trustees of Eastern Illinois
19 University, the Board of Trustees of Governors State
20 University, the Board of Trustees of Illinois State University,
21 the Board of Trustees of Northeastern Illinois University, the
22 Board of Trustees of Northern Illinois University, the Board of
23 Trustees of Western Illinois University, or the Illinois
24 Community College Board.

25 "Venture" means any Illinois business engaged in research
26 and development to create new products or services with high

1 growth potential.

2 (g) The Department may establish a program of grant
3 assistance on a matching basis to universities, community
4 colleges, small business development centers, community action
5 agencies and other not-for-profit economic development
6 agencies to encourage new enterprise development and new
7 business formation and to encourage enterprises in this State.
8 The Department may provide grants, which shall be exempt from
9 the provisions of Section 35-360, to universities, community
10 colleges, small business development centers, community action
11 agencies, and other not-for-profit economic development
12 entities for the purpose of making loans to small businesses.
13 All grant applications shall contain information as required by
14 the Department, including the following: a program operation
15 plan; a certification and assurance that the small business
16 applicants have received business development training or
17 education, have a business and finance plan, and have
18 experience in the proposed business area; and a description of
19 the support services that the grant recipient will provide to
20 the small business. No more than 10% of the grant may be used
21 by the grant recipient for administrative costs associated with
22 the grant. Grant recipients may use grant funds under this
23 program to make loans on terms and conditions favorable to the
24 small business and shall give priority to those businesses
25 located in high poverty areas, enterprise zones, or both.

26 (Source: P.A. 90-454, eff. 8-16-97; 91-239, eff. 1-1-00.)

1 Section 60. The Capital Development Board Act is amended by
2 changing Section 12 as follows:

3 (20 ILCS 3105/12) (from Ch. 127, par. 782)

4 Sec. 12. Nothing in this Act shall be construed to include
5 the power to abrogate those powers vested in the boards of the
6 local public community college districts and the Illinois
7 Community College Board by the Public Community College Act,
8 the Board of Trustees of the University of Illinois, the Board
9 of Trustees of Southern Illinois University at Carbondale, the
10 Board of Trustees of Southern Illinois University at
11 Edwardsville, the Board of Trustees of Chicago State
12 University, the Board of Trustees of Eastern Illinois
13 University, the Board of Trustees of Governors State
14 University, the Board of Trustees of Illinois State University,
15 the Board of Trustees of Northeastern Illinois University, the
16 Board of Trustees of Northern Illinois University, and the
17 Board of Trustees of Western Illinois University, hereinafter
18 referred to as Governing Boards. In the exercise of the powers
19 conferred by law upon the Board and in the exercise of the
20 powers vested in such Governing Boards, it is hereby provided
21 that (i) the Board and any such Governing Board may contract
22 with each other and other parties as to the design and
23 construction of any project to be constructed for or upon the
24 property of such Governing Board or any institution under its

1 jurisdiction; (ii) in connection with any such project,
2 compliance with the provisions of the Illinois Purchasing Act
3 by either the Board or such Governing Board shall be deemed to
4 be compliance by the other; (iii) funds appropriated to any
5 such Governing Board may be expended for any project
6 constructed by the Board for such Governing Board; (iv) in
7 connection with any such project the architects and engineers
8 retained for the project and the plans and specifications for
9 the project must be approved by both the Governing Board and
10 the Board before undertaking either design or construction of
11 the project, as the case may be.

12 (Source: P.A. 89-4, eff. 1-1-96.)

13 Section 65. The Building Authority Act is amended by
14 changing Sections 3, 4, 5, and 9 as follows:

15 (20 ILCS 3110/3) (from Ch. 127, par. 213.3)

16 Sec. 3. Duties. The Authority shall make thorough and
17 continuous studies and investigations of the following
18 building needs of the State of Illinois as they may from time
19 to time develop:

20 (a) Office structures, recreational facilities, fixed
21 equipment of any kind, electric, gas, steam, water and sewer
22 utilities, motor parking facilities, hospitals, penitentiaries
23 and facilities of every kind and character, other than movable
24 equipment, considered by the Authority necessary or convenient

1 for the efficient operation of any unit which is used by any
2 officer, department, board, commission or other agency of the
3 State.

4 (b) Buildings and other facilities intended for use as
5 classrooms, laboratories, libraries, student residence halls,
6 instructional and administrative facilities for students,
7 faculty, officers, and employees, and motor vehicle parking
8 facilities and fixed equipment for any institution or unit
9 under the control of the Board of Trustees of the University of
10 Illinois, the Board of Trustees of Southern Illinois University
11 at Carbondale, the Board of Trustees of Southern Illinois
12 University at Edwardsville, the Board of Trustees of Chicago
13 State University, the Board of Trustees of Eastern Illinois
14 University, the Board of Trustees of Governors State
15 University, the Board of Trustees of Illinois State University,
16 the Board of Trustees of Northeastern Illinois University, the
17 Board of Trustees of Northern Illinois University, the Board of
18 Trustees of Western Illinois University, the School Building
19 Commission or any public community college district board.

20 (c) School sites, buildings and fixed equipment to meet the
21 needs of school districts unable to provide such facilities
22 because of lack of funds and constitutional bond limitations,
23 whenever any General Assembly has declared the acquisition of
24 sites, construction of buildings and installation of fixed
25 equipment for such school districts to be in the public
26 interest, and allocations of said declarations shall be made as

1 provided in Section 5 of this Act.

2 Whenever the General Assembly declares by law that it is in
3 the public interest for the Authority to acquire any real
4 estate, construct, complete and remodel buildings, and install
5 fixed equipment in buildings and other facilities for public
6 community college districts, the amount of any declaration to
7 be allocated to any public community college district shall be
8 determined by the Illinois Community College Board, unless
9 otherwise provided by law.

10 (Source: P.A. 94-1105, eff. 6-1-07.)

11 (20 ILCS 3110/4) (from Ch. 127, par. 213.4)

12 Sec. 4. Any department, board, commission, agency or
13 officer of this State or the Board of Trustees of the
14 University of Illinois, the Board of Trustees of Southern
15 Illinois University at Carbondale, the Board of Trustees of
16 Southern Illinois University at Edwardsville, the Board of
17 Trustees of Chicago State University, the Board of Trustees of
18 Eastern Illinois University, the Board of Trustees of Governors
19 State University, the Board of Trustees of Illinois State
20 University, the Board of Trustees of Northeastern Illinois
21 University, the Board of Trustees of Northern Illinois
22 University, the Board of Trustees of Western Illinois
23 University, or any public community college district board may
24 transfer jurisdiction of or title to any property under its or
25 his control to the Authority when such transfer is approved in

1 writing by the Governor as being advantageous to the State.

2 (Source: P.A. 94-1105, eff. 6-1-07.)

3 (20 ILCS 3110/5) (from Ch. 127, par. 213.5)

4 Sec. 5. Powers. To accomplish projects of the kind listed
5 in Section 3 above, the Authority shall possess the following
6 powers:

7 (a) Acquire by purchase or otherwise (including the power
8 of condemnation in the manner provided for the exercise of the
9 right of eminent domain under the Eminent Domain Act),
10 construct, complete, remodel and install fixed equipment in any
11 and all buildings and other facilities as the General Assembly
12 by law declares to be in the public interest.

13 Whenever the General Assembly has by law declared it to be
14 in the public interest for the Authority to acquire any real
15 estate, construct, complete, remodel and install fixed
16 equipment in buildings and other facilities for public
17 community college districts, the Director of the Department of
18 Central Management Services shall, when requested by any such
19 public community college district board, enter into a lease by
20 and on behalf of and for the use of such public community
21 college district board to the extent appropriations have been
22 made by the General Assembly to pay the rents under the terms
23 of such lease.

24 In the course of such activities, acquire property of any
25 and every kind and description, whether real, personal or

1 mixed, by gift, purchase or otherwise. It may also acquire real
2 estate of the State of Illinois controlled by any officer,
3 department, board, commission, or other agency of the State, or
4 the Board of Trustees of the University of Illinois, the Board
5 of Trustees of Southern Illinois University at Carbondale, the
6 Board of Trustees of Southern Illinois University at
7 Edwardsville, the Board of Trustees of Chicago State
8 University, the Board of Trustees of Eastern Illinois
9 University, the Board of Trustees of Governors State
10 University, the Board of Trustees of Illinois State University,
11 the Board of Trustees of Northeastern Illinois University, the
12 Board of Trustees of Northern Illinois University, the Board of
13 Trustees of Western Illinois University, or any public
14 community college district board, the jurisdiction of which is
15 transferred by such officer, department, board, commission, or
16 other agency or the Board of Trustees of Southern Illinois
17 University at Carbondale, the Board of Trustees of Southern
18 Illinois University at Edwardsville, the Board of Trustees of
19 Chicago State University, the Board of Trustees of Eastern
20 Illinois University, the Board of Trustees of Governors State
21 University, the Board of Trustees of Illinois State University,
22 the Board of Trustees of Northeastern Illinois University, the
23 Board of Trustees of Northern Illinois University, the Board of
24 Trustees of Western Illinois University, or any public
25 community college district board to the Authority. The Board of
26 Trustees of the University of Illinois, the Board of Trustees

1 of Southern Illinois University at Carbondale, the Board of
2 Trustees of Southern Illinois University at Edwardsville, the
3 Board of Trustees of Chicago State University, the Board of
4 Trustees of Eastern Illinois University, the Board of Trustees
5 of Governors State University, the Board of Trustees of
6 Illinois State University, the Board of Trustees of
7 Northeastern Illinois University, the Board of Trustees of
8 Northern Illinois University, the Board of Trustees of Western
9 Illinois University, and any public community college district
10 board, respectively, shall prepare plans and specifications
11 for and have supervision over any project to be undertaken by
12 the Authority for their use. Before any other particular
13 construction is undertaken, plans and specifications shall be
14 approved by the lessee provided for under (b) below, except as
15 indicated above.

16 (b) Execute leases of facilities and sites to, and charge
17 for the use of any such facilities and sites by, any officer,
18 department, board, commission or other agency of the State of
19 Illinois, or the Director of the Department of Central
20 Management Services when the Director is requested to, by and
21 on behalf of, or for the use of, any officer, department,
22 board, commission or other agency of the State of Illinois, or
23 by the Board of Trustees of the University of Illinois, the
24 Board of Trustees of Southern Illinois University at
25 Carbondale, the Board of Trustees of Southern Illinois
26 University at Edwardsville, the Board of Trustees of Chicago

1 State University, the Board of Trustees of Eastern Illinois
2 University, the Board of Trustees of Governors State
3 University, the Board of Trustees of Illinois State University,
4 the Board of Trustees of Northeastern Illinois University, the
5 Board of Trustees of Northern Illinois University, the Board of
6 Trustees of Western Illinois University, or any public
7 community college district board. Such leases may be entered
8 into contemporaneously with any financing to be done by the
9 Authority and payments under the terms of the lease shall begin
10 at any time after execution of any such lease.

11 (c) In the event of non-payment of rents reserved in such
12 leases, maintain and operate such facilities and sites or
13 execute leases thereof to others for any suitable purposes.
14 Such leases to the officers, departments, boards, commissions,
15 other agencies, the respective Boards of Trustees, or any
16 public community college district board shall contain the
17 provision that rents under such leases shall be payable solely
18 from appropriations to be made by the General Assembly for the
19 payment of such rent and any revenues derived from the
20 operation of the leased premises.

21 (d) Borrow money and issue and sell bonds in such amount or
22 amounts as the Authority may determine for the purpose of
23 acquiring, constructing, completing or remodeling, or putting
24 fixed equipment in any such facility; refund and refinance the
25 same from time to time as often as advantageous and in the
26 public interest to do so; and pledge any and all income of such

1 Authority, and any revenues derived from such facilities, or
2 any combination thereof, to secure the payment of such bonds
3 and to redeem such bonds. All such bonds are subject to the
4 provisions of Section 6 of this Act.

5 In addition to the permanent financing authorized by
6 Sections 5 and 6 of this Act, the Illinois Building Authority
7 may borrow money and issue interim notes in evidence thereof
8 for any of the projects, or to perform any of the duties
9 authorized under this Act, and in addition may borrow money and
10 issue interim notes for planning, architectural and
11 engineering, acquisition of land, and purchase of fixed
12 equipment as follows:

13 1. Whenever the Authority considers it advisable and in
14 the interests of the Authority to borrow funds temporarily
15 for any of the purposes enumerated in this Section, the
16 Authority may from time to time, and pursuant to
17 appropriate resolution, issue interim notes to evidence
18 such borrowings including funds for the payment of interest
19 on such borrowings and funds for all necessary and
20 incidental expenses in connection with any of the purposes
21 provided for by this Section and this Act until the date of
22 the permanent financing. Any resolution authorizing the
23 issuance of such notes shall describe the project to be
24 undertaken and shall specify the principal amount, rate of
25 interest (not exceeding the maximum rate authorized by the
26 Bond Authorization Act, as amended at the time of the

1 making of the contract,) and maturity date, but not to
2 exceed 5 years from date of issue, and such other terms as
3 may be specified in such resolution; however, time of
4 payment of any such notes may be extended for a period of
5 not exceeding 3 years from the maturity date thereof.

6 The Authority may provide for the registration of the
7 notes in the name of the owner either as to principal
8 alone, or as to both principal and interest, on such terms
9 and conditions as the Authority may determine by the
10 resolution authorizing their issue. The notes shall be
11 issued from time to time by the Authority as funds are
12 borrowed, in the manner the Authority may determine.
13 Interest on the notes may be made payable semiannually,
14 annually or at maturity. The notes may be made redeemable,
15 prior to maturity, at the option of the Authority, in the
16 manner and upon the terms fixed by the resolution
17 authorizing their issuance. The notes may be executed in
18 the name of the Authority by the Chairman of the Authority
19 or by any other officer or officers of the Authority as the
20 Authority by resolution may direct, shall be attested by
21 the Secretary or such other officer or officers of the
22 Authority as the Authority may by resolution direct, and be
23 sealed with the Authority's corporate seal. All such notes
24 and the interest thereon may be secured by a pledge of any
25 income and revenue derived by the Authority from the
26 project to be undertaken with the proceeds of the notes and

1 shall be payable solely from such income and revenue and
2 from the proceeds to be derived from the sale of any
3 revenue bonds for permanent financing authorized to be
4 issued under Sections 5 and 6 of this Act, and from the
5 property acquired with the proceeds of the notes.

6 Contemporaneously with the issue of revenue bonds as
7 provided by this Act, all interim notes, even though they
8 may not then have matured, shall be paid, both principal
9 and interest to date of payment, from the funds derived
10 from the sale of revenue bonds for the permanent financing
11 and such interim notes shall be surrendered and canceled.

12 2. The Authority, in order further to secure the
13 payment of the interim notes, is, in addition to the
14 foregoing, authorized and empowered to make any other or
15 additional covenants, terms and conditions not
16 inconsistent with the provisions of subparagraph (a) of
17 this Section, and do any and all acts and things as may be
18 necessary or convenient or desirable in order to secure
19 payment of its interim notes, or in the discretion of the
20 Authority, as will tend to make the interim notes more
21 acceptable to lenders, notwithstanding that the covenants,
22 acts or things may not be enumerated herein; however,
23 nothing contained in this subparagraph shall authorize the
24 Authority to secure the payment of the interim notes out of
25 property or facilities, other than the facilities acquired
26 with the proceeds of the interim notes, and any net income

1 and revenue derived from the facilities and the proceeds of
2 revenue bonds as hereinabove provided.

3 (e) Convey property, without charge, to the State or to the
4 appropriate corporate agency of the State or to any public
5 community college district board if and when all debts which
6 have been secured by the income from such property have been
7 paid.

8 (f) Enter into contracts regarding any matter connected
9 with any corporate purpose within the objects and purposes of
10 this Act.

11 (g) Employ agents and employees necessary to carry out the
12 duties and purposes of the Authority.

13 (h) Adopt all necessary by-laws, rules and regulations for
14 the conduct of the business and affairs of the Authority, and
15 for the management and use of facilities and sites acquired
16 under the powers granted by this Act.

17 (i) Have and use a common seal and alter the same at
18 pleasure.

19 The Interim notes shall constitute State debt of the State
20 of Illinois within the meaning of any of the provisions of the
21 Constitution and statutes of the State of Illinois.

22 No member, officer, agent or employee of the Authority, nor
23 any other person who executes interim notes, shall be liable
24 personally by reason of the issuance thereof.

25 With respect to instruments for the payment of money issued
26 under this Section either before, on, or after the effective

1 date of this amendatory Act of 1989, it is and always has been
2 the intention of the General Assembly (i) that the Omnibus Bond
3 Acts are and always have been supplementary grants of power to
4 issue instruments in accordance with the Omnibus Bond Acts,
5 regardless of any provision of this Act that may appear to be
6 or to have been more restrictive than those Acts, (ii) that the
7 provisions of this Section are not a limitation on the
8 supplementary authority granted by the Omnibus Bond Acts, and
9 (iii) that instruments issued under this Section within the
10 supplementary authority granted by the Omnibus Bond Acts are
11 not invalid because of any provision of this Act that may
12 appear to be or to have been more restrictive than those Acts.

13 (Source: P.A. 94-1055, eff. 1-1-07; 94-1105, eff. 6-1-07;
14 95-876, eff. 8-21-08.)

15 (20 ILCS 3110/9) (from Ch. 127, par. 213.9)

16 Sec. 9. Limitation on disbursements. The Authority shall
17 keep account of the gross total income derived from each
18 separate project or any combination thereof undertaken
19 pursuant to this Act. Disbursements from a given account in The
20 Public Building Fund shall be ordered by the Authority only for
21 the payment of (1) the principal of and interest on the bonds
22 issued for each project, or combination thereof, and (2) any
23 other purposes set forth in the resolution authorizing the
24 issuance of such bonds.

25 An accurate record shall be kept of the rental payments

1 under each lease entered into by the Authority and any officer,
2 department, board, commission or other agency of the State of
3 Illinois, the Director of the Department of Central Management
4 Services, the Board of Trustees of the University of Illinois,
5 the Board of Trustees of Southern Illinois University at
6 Carbondale, the Board of Trustees of Southern Illinois
7 University at Edwardsville, the Board of Trustees of Chicago
8 State University, the Board of Trustees of Eastern Illinois
9 University, the Board of Trustees of Governors State
10 University, the Board of Trustees of Illinois State University,
11 the Board of Trustees of Northeastern Illinois University, the
12 Board of Trustees of Northern Illinois University, the Board of
13 Trustees of Western Illinois University, or any public
14 community college district board, and when the rentals
15 applicable to each project or facility, or any combination
16 thereof, constructed, completed, remodeled, maintained and
17 equipped, have been paid in (1) amounts sufficient to amortize
18 and pay the principal of and interest upon the total principal
19 amount of bonds of the Authority issued to pay the cost of each
20 project or facility, including maintenance and operation
21 expenses and that proportion of the administrative expense of
22 the Authority as provided for by each lease, or (2) amounts
23 which when invested in direct obligations of the United States
24 of America are, together with earnings thereon, sufficient to
25 amortize and pay the principal of and interest upon the total
26 principal amount of bonds of the Authority issued to pay the

1 cost of each project or facility, including maintenance and
2 operation expenses and that proportion of the administrative
3 expense of the Authority as provided for by each lease, the
4 property shall be conveyed without charge to the lessee.

5 (Source: P.A. 94-1105, eff. 6-1-07.)

6 Section 70. The David A. Wirsing Food Animal Institute Act
7 is amended by changing Section 15 as follows:

8 (20 ILCS 3931/15)

9 Sec. 15. Governing board. The Institute is governed by a
10 board of 15 voting members who are appointed by the Governor
11 and who must ensure unbiased information. Five of the
12 Governor's appointees must represent food animal production.
13 Five of the Governor's appointees must represent allied
14 agribusiness aspects of the food animal industry. Five of the
15 Governor's appointees must represent other, non-agribusiness
16 aspects of the food animal industry.

17 The board must also include, as non-voting members, the
18 dean or department chairperson or his or her designated
19 representative of the following institutions: the University
20 of Illinois College of ACES, the University of Illinois College
21 of Veterinary Medicine, the Southern Illinois University at
22 Carbondale College of Agriculture, the Western Illinois
23 University Agriculture Department, and the Illinois State
24 University Agriculture Department.

1 (Source: P.A. 93-883, eff. 8-6-04.)

2 Section 75. The State Finance Act is amended by changing
3 Sections 6a-1, 6a-2, 6a-3, 10, 12-1, 13.2, and 13.5 and by
4 adding Section 6a-1h as follows:

5 (30 ILCS 105/6a-1) (from Ch. 127, par. 142a1)

6 Sec. 6a-1. Southern Illinois University at Carbondale;
7 retention of income.

8 (1) ~~Beginning on the effective date of this amendatory Act~~
9 ~~of 1996,~~ The following items of income received by ~~the~~ Southern
10 Illinois University at Carbondale for general operational and
11 educational purposes shall be retained by the University in its
12 own treasury and credited to an account known as the University
13 Income Fund that it shall establish in its treasury for
14 purposes of this paragraph: (a) tuition and laboratory fees not
15 pledged to discharge obligations arising out of the issuance of
16 revenue bonds, library fees, and all interest which may be
17 earned thereon; and (b) excess income from auxiliary
18 enterprises and activities as provided in paragraph (2) of this
19 Section, and all other income arising out of any activity or
20 purpose not specified in paragraph (2) of this Section or in
21 Sections 6a-2 or 6a-3 upon receipt of the same without any
22 deduction whatever. Such items of income shall be deposited
23 into a college or university bank account within the time
24 period established for like amounts in Section 2 of the State

1 Officers and Employees Money Disposition Act. Within 10 days
2 after the effective date of this amendatory Act of 1996, all
3 moneys then remaining in the Southern Illinois University
4 Income Fund heretofore established as a special fund in the
5 State Treasury that were covered and paid into that fund by the
6 University shall be repaid to the University upon the warrant
7 of the State Comptroller, directed to the State Treasurer as an
8 order to pay the sum required to be repaid under this paragraph
9 and shown as due on the warrant. The University shall deposit
10 the amount so repaid to it in a college or university bank
11 account within the time period established for like amounts in
12 Section 2 of the State Officers and Employees Money Disposition
13 Act, to be credited to the University Income Fund established
14 by the University in its own treasury for purposes of this
15 paragraph. All moneys from time to time held in the University
16 Income Fund in the treasury of the University shall be used by
17 the University, pursuant to the order and direction of the
18 Board of Trustees of the University, for the support and
19 improvement of the University, except for amounts disbursed
20 from that University Income Fund for refunds to students for
21 whom duplicate payment has been made and to students who have
22 withdrawn after registration and who are entitled to such
23 refunds.

24 (2) The following items of income shall be retained by the
25 University in its own treasury: endowment funds, gifts, trust
26 funds, and Federal aid; funds received in connection with

1 contracts with governmental, public, or private agencies or
2 persons, for research or services including funds which are
3 paid as reimbursement to the University; funds received in
4 connection with reserves authorized by Section 8a of the
5 Southern Illinois University Management Act; funds received in
6 connection with its operation of medical research and high
7 technology parks and with the retention, receipt, assignment,
8 license, sale or transfer of interests in, rights to, or income
9 from discoveries, inventions, patents, or copyrightable works;
10 funds retained by the University under the authority of
11 Sections 6a-2 and 6a-3; and funds received from the operation
12 of student or staff residence facilities, student and staff
13 medical and health programs, Union buildings, bookstores,
14 farms, stores, and other auxiliary enterprises or activities
15 which are self-supporting in whole or in part. Any income
16 derived from such auxiliary enterprises or activities which is
17 not necessary to their support, maintenance, or development
18 shall not, however, be applied to any general operational or
19 educational purposes but shall be retained by the University in
20 its own treasury and credited to the University Income Fund
21 that it shall establish in its treasury as provided in
22 paragraph (1) of this Section.

23 Whenever such funds retained by the University in its own
24 treasury are deposited with a bank or savings and loan
25 association and the amount of the deposit exceeds the amount of
26 federal deposit insurance coverage, a bond or pledged

1 securities shall be obtained. Only the types of securities
2 which the State Treasurer may, in his discretion, accept for
3 amounts not insured by the Federal Deposit Insurance
4 Corporation or the Federal Savings and Loan Insurance
5 Corporation under Section 11 of the Deposit of State Moneys
6 Act, may be accepted as pledged securities. The market value of
7 the bond or pledged securities shall at all times be equal to
8 or greater than the uninsured portion of the deposit.

9 The Auditor General shall audit or cause to be audited the
10 above items of income and all other income and expenditures of
11 such institution.

12 (Source: P.A. 89-602, eff. 8-2-96.)

13 (30 ILCS 105/6a-1h new)

14 Sec. 6a-1h. Southern Illinois University at Edwardsville;
15 retention of income.

16 (a) The following items of income received by Southern
17 Illinois University at Edwardsville for general operational
18 and educational purposes shall be retained by the University in
19 its own treasury and credited to an account known as the
20 University Income Fund that it shall establish in its treasury
21 for purposes of this subsection (a): (1) tuition and laboratory
22 fees not pledged to discharge obligations arising out of the
23 issuance of revenue bonds, library fees, and all interest that
24 may be earned thereon; and (2) excess income from auxiliary
25 enterprises and activities as provided in subsection (b) of

1 this Section and all other income arising out of any activity
2 or purpose not specified in subsection (b) of this Section or
3 in Sections 6a-2 or 6a-3 upon receipt of the same without any
4 deduction whatever. Such items of income shall be deposited
5 into a college or university bank account within the time
6 period established for like amounts in Section 2 of the State
7 Officers and Employees Money Disposition Act. All moneys from
8 time to time held in the University Income Fund in the treasury
9 of the University shall be used by the University, pursuant to
10 the order and direction of the Board of Trustees of the
11 University, for the support and improvement of the University,
12 except for amounts disbursed from that University Income Fund
13 for refunds to students for whom duplicate payment has been
14 made and to students who have withdrawn after registration and
15 who are entitled to such refunds.

16 (b) The following items of income shall be retained by the
17 University in its own treasury: endowment funds, gifts, trust
18 funds, and Federal aid; funds received in connection with
19 contracts with governmental, public, or private agencies or
20 persons for research or services, including funds that are paid
21 as reimbursement to the University; funds received in
22 connection with reserves authorized by Section 8a of the
23 Southern Illinois University Management Act; funds received in
24 connection with its operation of medical research and high
25 technology parks and with the retention, receipt, assignment,
26 license, sale, or transfer of interests in, rights to, or

1 income from discoveries, inventions, patents, or copyrightable
2 works; funds retained by the University under the authority of
3 Sections 6a-2 and 6a-3; and funds received from the operation
4 of student or staff residence facilities, student and staff
5 medical and health programs, Union buildings, bookstores,
6 farms, stores, and other auxiliary enterprises or activities
7 that are self-supporting in whole or in part. Any income
8 derived from such auxiliary enterprises or activities that is
9 not necessary to their support, maintenance, or development
10 shall not, however, be applied to any general operational or
11 educational purposes but shall be retained by the University in
12 its own treasury and credited to the University Income Fund
13 that it shall establish in its treasury as provided in
14 subsection (a) of this Section.

15 Whenever such funds retained by the University in its own
16 treasury are deposited with a bank or savings and loan
17 association and the amount of the deposit exceeds the amount of
18 federal deposit insurance coverage, a bond or pledged
19 securities shall be obtained. Only the types of securities that
20 the State Treasurer may, in his or her discretion, accept for
21 amounts not insured by the Federal Deposit Insurance
22 Corporation or the Federal Savings and Loan Insurance
23 Corporation under Section 11 of the Deposit of State Moneys Act
24 may be accepted as pledged securities. The market value of the
25 bond or pledged securities shall at all times be equal to or
26 greater than the uninsured portion of the deposit.

1 The Auditor General shall audit or cause to be audited the
2 above items of income and all other income and expenditures of
3 such institution.

4 (30 ILCS 105/6a-2) (from Ch. 127, par. 142a2)

5 Sec. 6a-2. Retention of certain funds by universities; use
6 of funds; audit.

7 (a) Each University listed in Section ~~Sections 6a, or 6a-1,~~
8 or 6a-1h may retain in its treasury any funds derived from
9 rentals, service charges and laboratory and building service
10 charges or other sources, assessed or obtained for or arising
11 out of the operation of any building or buildings or structure
12 or structures and pledged to discharge obligations created in
13 order to complete or operate such building or structure, or for
14 the payment of revenue bonds issued under "An Act to authorize
15 The Board of Trustees of Southern Illinois University to
16 acquire, build, purchase, or otherwise construct, equip,
17 complete, remodel, operate, control, and manage student
18 residence halls, dormitories, dining halls, student union
19 buildings, field houses, stadiums and other revenue-producing
20 buildings, including sites therefor, for the Southern Illinois
21 University, defining the duties of The Board of Trustees of
22 Southern Illinois University with respect to operation and
23 maintenance thereof, charging rates or fees for the use
24 thereof, and providing for and authorizing the issuance of
25 bonds for the purpose of defraying the cost of construction,

1 acquisition or equipment of any such building or buildings
2 payable from the revenues derived from the operation thereof,
3 or, when authorized by The Board of Trustees, payable from such
4 revenues as supplemented by University income authorized by law
5 to be retained in the University treasury and applied to such
6 purpose, and for the refunding of any such bonds, and
7 authorizing investment in such bonds", approved June 30, 1949,
8 as amended, or issued under the "Board of Governors of State
9 Colleges and Universities Revenue Bond Act", approved May 8,
10 1947, as amended, as the case may be; and, to be disbursed from
11 time to time pursuant to the order and direction of the Board
12 of Trustees of Southern Illinois University at Carbondale, the
13 Board of Trustees of Southern Illinois University at
14 Edwardsville, or the Board of Governors of State Colleges and
15 Universities, and in accordance with any contracts, pledges,
16 trusts or agreements heretofore or hereafter made by the Board
17 of Trustees or Board of Governors of State Colleges and
18 Universities.

19 (b) The Board of Trustees of Southern Illinois University
20 at Carbondale and the Board of Trustees of Southern Illinois
21 University at Edwardsville may also retain in their treasuries
22 ~~its treasury,~~ out of student fees and tuition, such sums
23 annually as each ~~the~~ Board determines are necessary to
24 supplement revenue derived from any building or buildings
25 constructed or acquired after July 1, 1957, or to supplement
26 revenues derived from any building or buildings having bonds

1 outstanding thereon which are refunded under the provisions of
2 "An Act to authorize The Board of Trustees of Southern Illinois
3 University to acquire, build, purchase, or otherwise
4 construct, equip, complete, remodel, operate, control, and
5 manage student residence halls, dormitories, dining halls,
6 student union buildings, field houses, stadiums, and other
7 revenue-producing buildings, including sites therefor, for the
8 Southern Illinois University, defining the duties of The Board
9 of Trustees of Southern Illinois University with respect to
10 operation and maintenance thereof, charging rates or fees for
11 the use thereof, and providing for and authorizing the issuance
12 of bonds for the purpose of defraying the cost of construction,
13 acquisition or equipment of any such building or buildings
14 payable from the revenues derived from the operation thereof,
15 or, when authorized by The Board of Trustees, payable from such
16 revenues as supplemented by University income authorized by law
17 to be retained in the University treasury and applied to such
18 purpose, and for the refunding of any such bonds, and
19 authorizing investment in such bonds", approved June 30, 1949,
20 as amended, and pledge or by resolution make a supplementary
21 allocation of the funds so retained out of students' fees and
22 tuition for the retirement of such bonds as may be issued under
23 such Act. Such funds as are so pledged shall annually be
24 credited to the account to which the pledge applies. Such funds
25 as are supplementarily allocated by Board resolution
26 subsequent to the resolution creating the bonds shall be

1 credited in accordance with the terms of the resolution making
2 such supplementary allocation to the account to which the
3 allocation applies. Each ~~The~~ Board may authorize such
4 supplementation only after a determination by it that the
5 maximum revenues which may reasonably and economically be
6 derived from the operation of a building proposed to be
7 constructed or acquired under the Act herein cited will be
8 insufficient to meet the costs of operation and maintenance and
9 to pay the principal of and interest on bonds issued for such
10 building, or after a determination by it that the maximum
11 revenues which may reasonably and economically be derived from
12 the operation of a building already constructed or acquired
13 under the Act are or will be insufficient to meet the costs of
14 operation and maintenance and to pay the principal of and
15 interest on bonds issued for such building. In no event shall
16 the supplementation from University income be in excess of an
17 amount which, when added to the revenues to be derived from the
18 operation of the building or buildings, will be sufficient to
19 meet the annual debt service requirements on the bonds issued
20 in respect to such building or buildings, the annual cost of
21 maintenance or operation of such building or buildings, and to
22 provide for such reserves, accounts or covenants which the
23 resolution authorizing the issuing of such bonds may require.

24 (c) The Auditor General shall audit or cause to be audited
25 the above items of income and all other income and expenditures
26 of such institutions.

1 (d) Beginning on January 1, 1996, the provisions of
2 subsection (a) of this Section, insofar as they relate to the
3 retention and use of any funds by or on behalf of the
4 universities listed in Section 6a, shall be superseded by
5 Section 5-35 of the Chicago State University Law and Section
6 6a-1c of the State Finance Act with respect to Chicago State
7 University; by Section 10-35 of the Eastern Illinois University
8 Law and Section 6a-1d of the State Finance Act with respect to
9 Eastern Illinois University; by Section 15-35 of the Governors
10 State University Law and Section 6a-1e of the State Finance Act
11 with respect to Governors State University; by Section 25-35 of
12 the Northeastern Illinois University Law and Section 6a-1f of
13 the State Finance Act with respect to Northeastern Illinois
14 University; and by Section 35-35 of the Western Illinois
15 University Law and Section 6a-1g of the State Finance Act with
16 respect to Western Illinois University. On January 1, 1996 all
17 funds deposited, retained, or otherwise held under subsection
18 (a) of this Section with respect to the universities listed in
19 Section 6a shall be transferred, retained and held as provided
20 by the provisions of law cited in this subsection (d) as
21 superseding the provisions of subsection (a) of this Section,
22 and in accordance with any contracts, pledges, trusts, or
23 agreements heretofore made by the Teachers College Board or the
24 Board of Governors of State Colleges and Universities, or
25 hereafter made by the respective Boards of Trustees of the
26 Universities named in this paragraph (d).

1 (Source: P.A. 89-4, eff. 1-1-96.)

2 (30 ILCS 105/6a-3) (from Ch. 127, par. 142a3)

3 Sec. 6a-3. The Board of Trustees of Southern Illinois
4 University at Carbondale and the Board of Trustees of Southern
5 Illinois University at Edwardsville may retain in their
6 treasuries ~~sits treasury~~ (a) all moneys received from the sale
7 of all bonds issued under the Southern Illinois University
8 Revenue Bond Act, (b) all fees, rentals and other charges from
9 students, staff members and others using or being served by, or
10 having the right to use or the right to be served by, or to
11 operate any project acquired under the said Act, (c) all
12 tuition, registration, matriculation, health, hospital,
13 medical, laboratory, admission, student activities, student
14 services, and all other fees collected from students
15 matriculated, registered or otherwise enrolled at and
16 attending the Universities ~~University~~ pledged under the terms
17 of any resolution authorizing bonds, or authorizing a
18 supplemental allocation of fees for debt service of bonds
19 theretofore issued, pursuant to the said Act, and (d) all
20 rentals from any facility or building acquired under the said
21 Act and leased to the United States of America.

22 The Auditor General shall audit or cause to be audited the
23 above items of income and all other income and expenditures of
24 such institutions ~~institution~~.

25 (Source: P.A. 76-1337.)

1 (30 ILCS 105/10) (from Ch. 127, par. 146)

2 Sec. 10. When an appropriation has been made by the General
3 Assembly for the ordinary and contingent expenses of the
4 operation, maintenance and administration of the several
5 offices, departments, institutions, boards, commissions and
6 agencies of the State government, the State Comptroller shall
7 draw his warrant on the State Treasurer for the payment of the
8 same upon the presentation of itemized vouchers, issued,
9 certified, and approved, as follows:

10 For appropriations to:

11 (1) Elective State officers in the executive
12 Department, to be certified and approved by such officers,
13 respectively;

14 (2) The Supreme Court, to be certified and approved by
15 the Chief Justice thereof;

16 (3) Appellate Court, to be certified and approved by
17 the Chief Justice of each judicial district;

18 (4) The State Senate, to be certified and approved by
19 the President;

20 (5) The House of Representatives, to be certified and
21 approved by the Speaker;

22 (6) The Auditor General, to be certified and approved
23 by the Auditor General;

24 (7) Clerks of courts, to be certified and approved by
25 the clerk incurring expenditures;

1 (8) The departments under the Civil Administrative
2 Code, to be certified and approved by the Director or
3 Secretary of the Department;

4 (9) The University of Illinois, to be certified by the
5 president and secretary of the Board of Trustees of the
6 University of Illinois, with the corporate seal of the
7 University attached thereto;

8 (10) The State Universities Retirement System, to be
9 certified to by the President and Secretary of the Board of
10 Trustees of the System;

11 (11) The Board of Trustees of Illinois State
12 University, to be certified to by the president and
13 secretary of that Board of Trustees, with the corporate
14 seal of that University attached thereto;

15 (12) The Board of Trustees of Northern Illinois
16 University, to be certified to by the president and
17 secretary of that Board of Trustees, with the corporate
18 seal of that University attached thereto;

19 (12a) The Board of Trustees of Chicago State
20 University, certified to by the president and secretary of
21 that Board of Trustees, with the corporate seal of that
22 University attached thereto;

23 (12b) The Board of Trustees of Eastern Illinois
24 University, certified to by the president and secretary of
25 that Board of Trustees, with the corporate seal of that
26 University attached thereto;

1 (12c) The Board of Trustees of Governors State
2 University, certified to by the president and secretary of
3 that Board of Trustees, with the corporate seal of that
4 University attached thereto;

5 (12d) The Board of Trustees of Northeastern Illinois
6 University, certified to by the president and secretary of
7 that Board of Trustees, with the corporate seal of that
8 University attached thereto;

9 (12e) The Board of Trustees of Western Illinois
10 University, certified to by the president and secretary of
11 that Board of Trustees, with the corporate seal of that
12 University attached thereto;

13 (13) Southern Illinois University at Carbondale, to be
14 certified to by the President and Secretary of the Board of
15 Trustees of Southern Illinois University at Carbondale,
16 with the corporate seal of the University attached thereto;

17 (13a) Southern Illinois University at Edwardsville, to
18 be certified to by the President and Secretary of the Board
19 of Trustees of Southern Illinois University at
20 Edwardsville, with the corporate seal of the University
21 attached thereto;

22 (14) The Adjutant General, to be certified and approved
23 by the Adjutant General;

24 (15) The Illinois Legislative Investigating
25 Commission, to be certified and approved by its Chairman,
26 or when it is organized with Co-Chairmen, by either of its

1 Co-Chairmen;

2 (16) All other officers, boards, commissions and
3 agencies of the State government, certified and approved by
4 such officer or by the president or chairman and secretary
5 or by the executive officer of such board, commission or
6 agency;

7 (17) Individuals, to be certified by such individuals;

8 (18) The farmers' institute, agricultural, livestock,
9 poultry, scientific, benevolent, and other private
10 associations, or corporations of whatsoever nature, to be
11 certified and approved by the president and secretary of
12 such society.

13 Nothing contained in this Section shall be construed to
14 amend or modify the "Personnel Code".

15 This Section is subject to Section 9.02.

16 (Source: P.A. 89-4, eff. 1-1-96; 90-372, eff. 7-1-98.)

17 (30 ILCS 105/12-1) (from Ch. 127, par. 148-1)

18 Sec. 12-1. Travel control boards.

19 (a) The following travel control boards are created with
20 the members and jurisdiction set forth below:

21 (1) A Travel Control Board is created within the Office
22 of the Attorney General consisting of the Attorney General
23 as chairman and 2 members of his supervisory staff
24 appointed by him. The board shall have jurisdiction over
25 travel by employees of the office.

1 (2) A Travel Control Board is created within the Office
2 of the State Comptroller consisting of the Comptroller as
3 chairman and 2 members of his supervisory staff appointed
4 by him. The board shall have jurisdiction over travel by
5 employees of the office.

6 (3) The Higher Education Travel Control Board shall
7 consist of 12 ~~11~~ members, one to be appointed by each of
8 the following: the Board of Trustees of the University of
9 Illinois, the Board of Trustees of Southern Illinois
10 University at Carbondale, the Board of Trustees of Southern
11 Illinois University at Edwardsville, the Board of Trustees
12 of Chicago State University, the Board of Trustees of
13 Eastern Illinois University, the Board of Trustees of
14 Governors State University, the Board of Trustees of
15 Illinois State University, the Board of Trustees of
16 Northeastern Illinois University, the Board of Trustees of
17 Northern Illinois University, the Board of Trustees of
18 Western Illinois University, the Illinois Community
19 College Board and the Illinois Board of Higher Education.
20 Each member shall be an officer, member or employee of the
21 board making the appointment, or of an institution governed
22 or maintained by such board. The board shall have
23 jurisdiction over travel by the Board of Higher Education,
24 the Board of Trustees of the University of Illinois, the
25 Board of Trustees of Southern Illinois University at
26 Carbondale, the Board of Trustees of Southern Illinois

1 University at Edwardsville, the Board of Trustees of
2 Chicago State University, the Board of Trustees of Eastern
3 Illinois University, the Board of Trustees of Governors
4 State University, the Board of Trustees of Illinois State
5 University, the Board of Trustees of Northeastern Illinois
6 University, the Board of Trustees of Northern Illinois
7 University, the Board of Trustees of Western Illinois
8 University, the Illinois Community College Board, the
9 State Community College of East St. Louis (abolished under
10 Section 2-12.1 of the Public Community College Act), the
11 Illinois State Scholarship Commission, the State
12 Universities Retirement System, the University Civil
13 Service Merit Board, the Board of Trustees of the Illinois
14 Mathematics and Science Academy and all employees of the
15 named Boards, Commission and System and of the institutions
16 governed or maintained by the named Boards. The Higher
17 Education Travel Control Board shall select a chairman from
18 among its members.

19 (4) The Legislative Travel Control Board shall consist
20 of the following members serving ex-officio: The Auditor
21 General as chairman, the President and the Minority Leader
22 of the Senate and the Speaker and the Minority Leader of
23 the House of Representatives. The board shall have
24 jurisdiction over travel by employees of: the General
25 Assembly, legislative boards and commissions, the Office
26 of the Auditor General and all legislative agencies.

1 (5) A Travel Control Board is created within the Office
2 of the Lieutenant Governor consisting of the Lieutenant
3 Governor as chairman and 2 members of his supervisory staff
4 appointed by him. The board shall have jurisdiction over
5 travel by employees of the office. The Travel Control Board
6 within the office of the Lieutenant Governor is subject to
7 the provisions of Section 405-500 of the Department of
8 Central Management Services Law (20 ILCS 405/405-500).

9 (6) A Travel Control Board is created within the Office
10 of the Secretary of State consisting of the Secretary of
11 State as chairman, and 2 members of his supervisory staff
12 appointed by him. The board shall have jurisdiction over
13 travel by employees of the office.

14 (7) A Travel Control Board is created within the
15 Judicial Branch consisting of a chairman and 2 members
16 appointed by the Supreme Court. The board shall have
17 jurisdiction over travel by personnel of the Judicial
18 Branch, except the circuit courts and the judges.

19 (8) A Travel Control Board is created under the State
20 Board of Education, consisting of the State Superintendent
21 of Education as chairman, and 2 members of his supervisory
22 staff appointed by the State Board of Education. The Board
23 shall have jurisdiction over travel by employees of the
24 State Board of Education.

25 (9) A Travel Control Board is created within the Office
26 of the State Treasurer, consisting of the State Treasurer

1 as chairman and 2 members of his supervisory staff
2 appointed by him. The board shall have jurisdiction over
3 travel by employees of the office.

4 (10) A Governor's Travel Control Board is created
5 consisting of the Governor ex-officio as chairman, and 2
6 members appointed by the Governor. The board shall have
7 jurisdiction over travel by employees and officers of all
8 State agencies as defined in the Illinois State Auditing
9 Act, except for the following: judges, members of the
10 General Assembly, elected constitutional officers of the
11 State, the Auditor General, and personnel under the
12 jurisdiction of another travel control board created by
13 statute.

14 (a-5) The Commissioner of Banks and Real Estate, the
15 Prisoner Review Board, and the State Fire Marshal shall submit
16 to the Governor's Travel Control Board the quarterly reports
17 required by regulation pertaining to their employees
18 reimbursed for housing.

19 (b) Each travel control board created by this Section shall
20 meet at the call of the chairman at least quarterly to review
21 all vouchers, or a report thereof, for travel reimbursements
22 involving an exception to the State Travel Regulations and
23 Rates. Each travel control board shall prescribe the procedures
24 for submission of an information copy of vouchers involving an
25 exception to the general provisions established by the State
26 Travel Regulations and Reimbursement Rates.

1 (c) Any chairman or member of a travel control board may,
2 with the consent of the respective appointing official,
3 designate a deputy to serve in his place at any or all meetings
4 of the board. The designation shall be in writing and directed
5 to the chairman of the board.

6 (d) No member of a travel control board may receive
7 additional compensation for his service as a member.

8 (e) A report of the travel reimbursement claims reviewed by
9 each travel control board shall be submitted to the Legislative
10 Audit Commission at least once each quarter and that Commission
11 shall comment on all such reports in its annual reports to the
12 General Assembly.

13 (Source: P.A. 97-333, eff. 8-12-11.)

14 (30 ILCS 105/13.2) (from Ch. 127, par. 149.2)

15 Sec. 13.2. Transfers among line item appropriations.

16 (a) Transfers among line item appropriations from the same
17 treasury fund for the objects specified in this Section may be
18 made in the manner provided in this Section when the balance
19 remaining in one or more such line item appropriations is
20 insufficient for the purpose for which the appropriation was
21 made.

22 (a-1) No transfers may be made from one agency to another
23 agency, nor may transfers be made from one institution of
24 higher education to another institution of higher education
25 except as provided by subsection (a-4).

1 (a-2) Except as otherwise provided in this Section,
2 transfers may be made only among the objects of expenditure
3 enumerated in this Section, except that no funds may be
4 transferred from any appropriation for personal services, from
5 any appropriation for State contributions to the State
6 Employees' Retirement System, from any separate appropriation
7 for employee retirement contributions paid by the employer, nor
8 from any appropriation for State contribution for employee
9 group insurance. During State fiscal year 2005, an agency may
10 transfer amounts among its appropriations within the same
11 treasury fund for personal services, employee retirement
12 contributions paid by employer, and State Contributions to
13 retirement systems; notwithstanding and in addition to the
14 transfers authorized in subsection (c) of this Section, the
15 fiscal year 2005 transfers authorized in this sentence may be
16 made in an amount not to exceed 2% of the aggregate amount
17 appropriated to an agency within the same treasury fund. During
18 State fiscal year 2007, the Departments of Children and Family
19 Services, Corrections, Human Services, and Juvenile Justice
20 may transfer amounts among their respective appropriations
21 within the same treasury fund for personal services, employee
22 retirement contributions paid by employer, and State
23 contributions to retirement systems. During State fiscal year
24 2010, the Department of Transportation may transfer amounts
25 among their respective appropriations within the same treasury
26 fund for personal services, employee retirement contributions

1 paid by employer, and State contributions to retirement
2 systems. During State fiscal year 2010 only, an agency may
3 transfer amounts among its respective appropriations within
4 the same treasury fund for personal services, employee
5 retirement contributions paid by employer, and State
6 contributions to retirement systems. Notwithstanding, and in
7 addition to, the transfers authorized in subsection (c) of this
8 Section, these transfers may be made in an amount not to exceed
9 2% of the aggregate amount appropriated to an agency within the
10 same treasury fund.

11 (a-3) Further, if an agency receives a separate
12 appropriation for employee retirement contributions paid by
13 the employer, any transfer by that agency into an appropriation
14 for personal services must be accompanied by a corresponding
15 transfer into the appropriation for employee retirement
16 contributions paid by the employer, in an amount sufficient to
17 meet the employer share of the employee contributions required
18 to be remitted to the retirement system.

19 (a-4) Long-Term Care Rebalancing. The Governor may
20 designate amounts set aside for institutional services
21 appropriated from the General Revenue Fund or any other State
22 fund that receives monies for long-term care services to be
23 transferred to all State agencies responsible for the
24 administration of community-based long-term care programs,
25 including, but not limited to, community-based long-term care
26 programs administered by the Department of Healthcare and

1 Family Services, the Department of Human Services, and the
2 Department on Aging, provided that the Director of Healthcare
3 and Family Services first certifies that the amounts being
4 transferred are necessary for the purpose of assisting persons
5 in or at risk of being in institutional care to transition to
6 community-based settings, including the financial data needed
7 to prove the need for the transfer of funds. The total amounts
8 transferred shall not exceed 4% in total of the amounts
9 appropriated from the General Revenue Fund or any other State
10 fund that receives monies for long-term care services for each
11 fiscal year. A notice of the fund transfer must be made to the
12 General Assembly and posted at a minimum on the Department of
13 Healthcare and Family Services website, the Governor's Office
14 of Management and Budget website, and any other website the
15 Governor sees fit. These postings shall serve as notice to the
16 General Assembly of the amounts to be transferred. Notice shall
17 be given at least 30 days prior to transfer.

18 (b) In addition to the general transfer authority provided
19 under subsection (c), the following agencies have the specific
20 transfer authority granted in this subsection:

21 The Department of Healthcare and Family Services is
22 authorized to make transfers representing savings attributable
23 to not increasing grants due to the births of additional
24 children from line items for payments of cash grants to line
25 items for payments for employment and social services for the
26 purposes outlined in subsection (f) of Section 4-2 of the

1 Illinois Public Aid Code.

2 The Department of Children and Family Services is
3 authorized to make transfers not exceeding 2% of the aggregate
4 amount appropriated to it within the same treasury fund for the
5 following line items among these same line items: Foster Home
6 and Specialized Foster Care and Prevention, Institutions and
7 Group Homes and Prevention, and Purchase of Adoption and
8 Guardianship Services.

9 The Department on Aging is authorized to make transfers not
10 exceeding 2% of the aggregate amount appropriated to it within
11 the same treasury fund for the following Community Care Program
12 line items among these same line items: Homemaker and Senior
13 Companion Services, Alternative Senior Services, Case
14 Coordination Units, and Adult Day Care Services.

15 The State Treasurer is authorized to make transfers among
16 line item appropriations from the Capital Litigation Trust
17 Fund, with respect to costs incurred in fiscal years 2002 and
18 2003 only, when the balance remaining in one or more such line
19 item appropriations is insufficient for the purpose for which
20 the appropriation was made, provided that no such transfer may
21 be made unless the amount transferred is no longer required for
22 the purpose for which that appropriation was made.

23 The State Board of Education is authorized to make
24 transfers from line item appropriations within the same
25 treasury fund for General State Aid and General State Aid -
26 Hold Harmless, provided that no such transfer may be made

1 unless the amount transferred is no longer required for the
2 purpose for which that appropriation was made, to the line item
3 appropriation for Transitional Assistance when the balance
4 remaining in such line item appropriation is insufficient for
5 the purpose for which the appropriation was made.

6 The State Board of Education is authorized to make
7 transfers between the following line item appropriations
8 within the same treasury fund: Disabled Student
9 Services/Materials (Section 14-13.01 of the School Code),
10 Disabled Student Transportation Reimbursement (Section
11 14-13.01 of the School Code), Disabled Student Tuition -
12 Private Tuition (Section 14-7.02 of the School Code),
13 Extraordinary Special Education (Section 14-7.02b of the
14 School Code), Reimbursement for Free Lunch/Breakfast Program,
15 Summer School Payments (Section 18-4.3 of the School Code), and
16 Transportation - Regular/Vocational Reimbursement (Section
17 29-5 of the School Code). Such transfers shall be made only
18 when the balance remaining in one or more such line item
19 appropriations is insufficient for the purpose for which the
20 appropriation was made and provided that no such transfer may
21 be made unless the amount transferred is no longer required for
22 the purpose for which that appropriation was made.

23 The Department of Healthcare and Family Services is
24 authorized to make transfers not exceeding 4% of the aggregate
25 amount appropriated to it, within the same treasury fund, among
26 the various line items appropriated for Medical Assistance.

1 (c) The sum of such transfers for an agency in a fiscal
2 year shall not exceed 2% of the aggregate amount appropriated
3 to it within the same treasury fund for the following objects:
4 Personal Services; Extra Help; Student and Inmate
5 Compensation; State Contributions to Retirement Systems; State
6 Contributions to Social Security; State Contribution for
7 Employee Group Insurance; Contractual Services; Travel;
8 Commodities; Printing; Equipment; Electronic Data Processing;
9 Operation of Automotive Equipment; Telecommunications
10 Services; Travel and Allowance for Committed, Paroled and
11 Discharged Prisoners; Library Books; Federal Matching Grants
12 for Student Loans; Refunds; Workers' Compensation,
13 Occupational Disease, and Tort Claims; and, in appropriations
14 to institutions of higher education, Awards and Grants.
15 Notwithstanding the above, any amounts appropriated for
16 payment of workers' compensation claims to an agency to which
17 the authority to evaluate, administer and pay such claims has
18 been delegated by the Department of Central Management Services
19 may be transferred to any other expenditure object where such
20 amounts exceed the amount necessary for the payment of such
21 claims.

22 (c-1) Special provisions for State fiscal year 2003.
23 Notwithstanding any other provision of this Section to the
24 contrary, for State fiscal year 2003 only, transfers among line
25 item appropriations to an agency from the same treasury fund
26 may be made provided that the sum of such transfers for an

1 agency in State fiscal year 2003 shall not exceed 3% of the
2 aggregate amount appropriated to that State agency for State
3 fiscal year 2003 for the following objects: personal services,
4 except that no transfer may be approved which reduces the
5 aggregate appropriations for personal services within an
6 agency; extra help; student and inmate compensation; State
7 contributions to retirement systems; State contributions to
8 social security; State contributions for employee group
9 insurance; contractual services; travel; commodities;
10 printing; equipment; electronic data processing; operation of
11 automotive equipment; telecommunications services; travel and
12 allowance for committed, paroled, and discharged prisoners;
13 library books; federal matching grants for student loans;
14 refunds; workers' compensation, occupational disease, and tort
15 claims; and, in appropriations to institutions of higher
16 education, awards and grants.

17 (c-2) Special provisions for State fiscal year 2005.
18 Notwithstanding subsections (a), (a-2), and (c), for State
19 fiscal year 2005 only, transfers may be made among any line
20 item appropriations from the same or any other treasury fund
21 for any objects or purposes, without limitation, when the
22 balance remaining in one or more such line item appropriations
23 is insufficient for the purpose for which the appropriation was
24 made, provided that the sum of those transfers by a State
25 agency shall not exceed 4% of the aggregate amount appropriated
26 to that State agency for fiscal year 2005.

1 (d) Transfers among appropriations made to agencies of the
2 Legislative and Judicial departments and to the
3 constitutionally elected officers in the Executive branch
4 require the approval of the officer authorized in Section 10 of
5 this Act to approve and certify vouchers. Transfers among
6 appropriations made to the University of Illinois, Southern
7 Illinois University at Carbondale, Southern Illinois
8 University at Edwardsville, Chicago State University, Eastern
9 Illinois University, Governors State University, Illinois
10 State University, Northeastern Illinois University, Northern
11 Illinois University, Western Illinois University, the Illinois
12 Mathematics and Science Academy and the Board of Higher
13 Education require the approval of the Board of Higher Education
14 and the Governor. Transfers among appropriations to all other
15 agencies require the approval of the Governor.

16 The officer responsible for approval shall certify that the
17 transfer is necessary to carry out the programs and purposes
18 for which the appropriations were made by the General Assembly
19 and shall transmit to the State Comptroller a certified copy of
20 the approval which shall set forth the specific amounts
21 transferred so that the Comptroller may change his records
22 accordingly. The Comptroller shall furnish the Governor with
23 information copies of all transfers approved for agencies of
24 the Legislative and Judicial departments and transfers
25 approved by the constitutionally elected officials of the
26 Executive branch other than the Governor, showing the amounts

1 transferred and indicating the dates such changes were entered
2 on the Comptroller's records.

3 (e) The State Board of Education, in consultation with the
4 State Comptroller, may transfer line item appropriations for
5 General State Aid between the Common School Fund and the
6 Education Assistance Fund. With the advice and consent of the
7 Governor's Office of Management and Budget, the State Board of
8 Education, in consultation with the State Comptroller, may
9 transfer line item appropriations between the General Revenue
10 Fund and the Education Assistance Fund for the following
11 programs:

12 (1) Disabled Student Personnel Reimbursement (Section
13 14-13.01 of the School Code);

14 (2) Disabled Student Transportation Reimbursement
15 (subsection (b) of Section 14-13.01 of the School Code);

16 (3) Disabled Student Tuition - Private Tuition
17 (Section 14-7.02 of the School Code);

18 (4) Extraordinary Special Education (Section 14-7.02b
19 of the School Code);

20 (5) Reimbursement for Free Lunch/Breakfast Programs;

21 (6) Summer School Payments (Section 18-4.3 of the
22 School Code);

23 (7) Transportation - Regular/Vocational Reimbursement
24 (Section 29-5 of the School Code);

25 (8) Regular Education Reimbursement (Section 18-3 of
26 the School Code); and

1 (9) Special Education Reimbursement (Section 14-7.03
2 of the School Code).

3 (Source: P.A. 96-37, eff. 7-13-09; 96-820, eff. 11-18-09;
4 96-959, eff. 7-1-10; 96-1086, eff. 7-16-10; 96-1501, eff.
5 1-25-11; 97-689, eff. 7-1-12.)

6 (30 ILCS 105/13.5)

7 Sec. 13.5. Appropriations for education.

8 (a) Except for the State fiscal year beginning on July 1,
9 2009, State appropriations to the State Board of Education, the
10 Board of Trustees of Southern Illinois University at
11 Carbondale, the Board of Trustees of Southern Illinois
12 University at Edwardsville, the Board of Trustees of the
13 University of Illinois, the Board of Trustees of Chicago State
14 University, the Board of Trustees of Eastern Illinois
15 University, the Board of Trustees of Illinois State University,
16 the Board of Trustees of Governors State University, the Board
17 of Trustees of Northeastern Illinois University, the Board of
18 Trustees of Northern Illinois University, and the Board of
19 Trustees of Western Illinois University for operations shall
20 identify the amounts appropriated for personal services, State
21 contributions to social security for Medicare, contractual
22 services, travel, commodities, equipment, operation of
23 automotive equipment, telecommunications, awards and grants,
24 and permanent improvements.

25 (b) Within 120 days after the conclusion of each fiscal

1 year, each State-supported institution of higher learning must
2 provide, through the Illinois Board of Higher Education, a
3 financial report to the Governor and General Assembly
4 documenting the institution's revenues and expenditures of
5 funds for that fiscal year ending June 30 for all funds.

6 (Source: P.A. 96-45, eff. 7-15-09.)

7 Section 80. The State Officers and Employees Money
8 Disposition Act is amended by changing Section 1 as follows:

9 (30 ILCS 230/1) (from Ch. 127, par. 170)

10 Sec. 1. Application of Act; exemptions. The officers of
11 the Executive Department of the State Government, the Clerk of
12 the Supreme Court, the Clerks of the Appellate Courts, the
13 Departments of the State government created by the Civil
14 Administrative Code of Illinois, and all other officers,
15 boards, commissions, commissioners, departments, institutions,
16 arms or agencies, or agents of the Executive Department of the
17 State government, except the University of Illinois, Southern
18 Illinois University at Carbondale, Southern Illinois
19 University at Edwardsville, Chicago State University, Eastern
20 Illinois University, Governors State University, Illinois
21 State University, Northeastern Illinois University, Northern
22 Illinois University, Western Illinois University, the
23 Cooperative Computer Center, and the Board of Trustees of the
24 Illinois Bank Examiners' Education Foundation for moneys

1 collected pursuant to subsection (11) of Section 48 of the
2 Illinois Banking Act for purposes of the Illinois Bank
3 Examiners' Education Program, are subject to this Act. This Act
4 shall not apply, however, to any of the following: (i) the
5 receipt by any such officer of federal funds made available
6 under such conditions as precluded the payment thereof into the
7 State Treasury, (ii) (blank), (iii) the Director of Insurance
8 in his capacity as rehabilitator or liquidator under Article
9 XIII of the Illinois Insurance Code, (iv) funds received by the
10 Illinois State Scholarship Commission from private firms
11 employed by the State to collect delinquent amounts due and
12 owing from a borrower on any loans guaranteed by such
13 Commission under the Higher Education Student Assistance Law or
14 on any "eligible loans" as that term is defined under the
15 Education Loan Purchase Program Law, or (v) moneys collected on
16 behalf of lessees of facilities of the Department of
17 Agriculture located on the Illinois State Fairgrounds at
18 Springfield and DuQuoin. This Section 1 shall not apply to the
19 receipt of funds required to be deposited in the Industrial
20 Project Fund pursuant to Section 12 of the Disabled Persons
21 Rehabilitation Act.

22 (Source: P.A. 92-850, eff. 8-26-02.)

23 Section 85. The Public Funds Investment Act is amended by
24 changing Section 6 as follows:

1 (30 ILCS 235/6) (from Ch. 85, par. 906)

2 Sec. 6. Report of financial institutions.

3 (a) No bank shall receive any public funds unless it has
4 furnished the corporate authorities of a public agency
5 submitting a deposit with copies of the last two sworn
6 statements of resources and liabilities which the bank is
7 required to furnish to the Commissioner of Banks and Real
8 Estate or to the Comptroller of the Currency. Each bank
9 designated as a depository for public funds shall, while acting
10 as such depository, furnish the corporate authorities of a
11 public agency with a copy of all statements of resources and
12 liabilities which it is required to furnish to the Commissioner
13 of Banks and Real Estate or to the Comptroller of the Currency;
14 provided, that if such funds or moneys are deposited in a bank,
15 the amount of all such deposits not collateralized or insured
16 by an agency of the federal government shall not exceed 75% of
17 the capital stock and surplus of such bank, and the corporate
18 authorities of a public agency submitting a deposit shall not
19 be discharged from responsibility for any funds or moneys
20 deposited in any bank in excess of such limitation.

21 (b) No savings bank or savings and loan association shall
22 receive public funds unless it has furnished the corporate
23 authorities of a public agency submitting a deposit with copies
24 of the last 2 sworn statements of resources and liabilities
25 which the savings bank or savings and loan association is
26 required to furnish to the Commissioner of Banks and Real

1 Estate or the Federal Deposit Insurance Corporation. Each
2 savings bank or savings and loan association designated as a
3 depository for public funds shall, while acting as such
4 depository, furnish the corporate authorities of a public
5 agency with a copy of all statements of resources and
6 liabilities which it is required to furnish to the Commissioner
7 of Banks and Real Estate or the Federal Deposit Insurance
8 Corporation; provided, that if such funds or moneys are
9 deposited in a savings bank or savings and loan association,
10 the amount of all such deposits not collateralized or insured
11 by an agency of the federal government shall not exceed 75% of
12 the net worth of such savings bank or savings and loan
13 association as defined by the Federal Deposit Insurance
14 Corporation, and the corporate authorities of a public agency
15 submitting a deposit shall not be discharged from
16 responsibility for any funds or moneys deposited in any savings
17 bank or savings and loan association in excess of such
18 limitation.

19 (c) No credit union shall receive public funds unless it
20 has furnished the corporate authorities of a public agency
21 submitting a share deposit with copies of the last two reports
22 of examination prepared by or submitted to the Illinois
23 Department of Financial Institutions or the National Credit
24 Union Administration. Each credit union designated as a
25 depository for public funds shall, while acting as such
26 depository, furnish the corporate authorities of a public

1 agency with a copy of all reports of examination prepared by or
2 furnished to the Illinois Department of Financial Institutions
3 or the National Credit Union Administration; provided that if
4 such funds or moneys are invested in a credit union account,
5 the amount of all such investments not collateralized or
6 insured by an agency of the federal government or other
7 approved share insurer shall not exceed 50% of the unimpaired
8 capital and surplus of such credit union, which shall include
9 shares, reserves and undivided earnings and the corporate
10 authorities of a public agency making an investment shall not
11 be discharged from responsibility for any funds or moneys
12 invested in a credit union in excess of such limitation.

13 (d) Whenever a public agency deposits any public funds in a
14 financial institution, the public agency may enter into an
15 agreement with the financial institution requiring any funds
16 not insured by the Federal Deposit Insurance Corporation or the
17 National Credit Union Administration or other approved share
18 insurer to be collateralized by any of the following classes of
19 securities, provided there has been no default in the payment
20 of principal or interest thereon:

21 (1) Bonds, notes, or other securities constituting
22 direct and general obligations of the United States, the
23 bonds, notes, or other securities constituting the direct
24 and general obligation of any agency or instrumentality of
25 the United States, the interest and principal of which is
26 unconditionally guaranteed by the United States, and

1 bonds, notes, or other securities or evidence of
2 indebtedness constituting the obligation of a U.S. agency
3 or instrumentality.

4 (2) Direct and general obligation bonds of the State of
5 Illinois or of any other state of the United States.

6 (3) Revenue bonds of this State or any authority,
7 board, commission, or similar agency thereof.

8 (4) Direct and general obligation bonds of any city,
9 town, county, school district, or other taxing body of any
10 state, the debt service of which is payable from general ad
11 valorem taxes.

12 (5) Revenue bonds of any city, town, county, or school
13 district of the State of Illinois.

14 (6) Obligations issued, assumed, or guaranteed by the
15 International Finance Corporation, the principal of which
16 is not amortized during the life of the obligation, but no
17 such obligation shall be accepted at more than 90% of its
18 market value.

19 (7) Illinois Affordable Housing Program Trust Fund
20 Bonds or Notes as defined in and issued pursuant to the
21 Illinois Housing Development Act.

22 (8) In an amount equal to at least market value of that
23 amount of funds deposited exceeding the insurance
24 limitation provided by the Federal Deposit Insurance
25 Corporation or the National Credit Union Administration or
26 other approved share insurer: (i) securities, (ii)

1 mortgages, (iii) letters of credit issued by a Federal Home
2 Loan Bank, or (iv) loans covered by a State Guarantee under
3 the Illinois Farm Development Act, if that guarantee has
4 been assumed by the Illinois Finance Authority under
5 Section 845-75 of the Illinois Finance Authority Act, and
6 loans covered by a State Guarantee under Article 830 of the
7 Illinois Finance Authority Act.

8 (9) Certificates of deposit or share certificates
9 issued to the depository institution pledging them as
10 security. The public agency may require security in the
11 amount of 125% of the value of the public agency deposit.
12 Such certificate of deposit or share certificate shall:

13 (i) be fully insured by the Federal Deposit
14 Insurance Corporation, the Federal Savings and Loan
15 Insurance Corporation, or the National Credit Union
16 Share Insurance Fund or issued by a depository
17 institution which is rated within the 3 highest
18 classifications established by at least one of the 2
19 standard rating services;

20 (ii) be issued by a financial institution having
21 assets of \$15,000,000 or more; and

22 (iii) be issued by either a savings and loan
23 association having a capital to asset ratio of at least
24 2%, by a bank having a capital to asset ratio of at
25 least 6% or by a credit union having a capital to asset
26 ratio of at least 4%.

1 The depository institution shall effect the assignment of
2 the certificate of deposit or share certificate to the public
3 agency and shall agree that, in the event the issuer of the
4 certificate fails to maintain the capital to asset ratio
5 required by this Section, such certificate of deposit or share
6 certificate shall be replaced by additional suitable security.

7 (e) The public agency may accept a system established by
8 the State Treasurer to aggregate permissible securities
9 received as collateral from financial institutions in a
10 collateral pool to secure public deposits of the institutions
11 that have pledged securities to the pool.

12 (f) The public agency may at any time declare any
13 particular security ineligible to qualify as collateral when,
14 in the public agency's judgment, it is deemed desirable to do
15 so.

16 (g) Notwithstanding any other provision of this Section, as
17 security a public agency may, at its discretion, accept a bond,
18 executed by a company authorized to transact the kinds of
19 business described in clause (g) of Section 4 of the Illinois
20 Insurance Code, in an amount not less than the amount of the
21 deposits required by this Section to be secured, payable to the
22 public agency for the benefit of the People of the unit of
23 government, in a form that is acceptable to the public agency.

24 (h) Paragraphs (a), (b), (c), (d), (e), (f), and (g) of
25 this Section do not apply to the University of Illinois,
26 Southern Illinois University at Carbondale, Southern Illinois

1 University at Edwardsville, Chicago State University, Eastern
2 Illinois University, Governors State University, Illinois
3 State University, Northeastern Illinois University, Northern
4 Illinois University, Western Illinois University, the
5 Cooperative Computer Center and public community colleges.

6 (Source: P.A. 95-331, eff. 8-21-07.)

7 Section 90. The Educational Institution Bond Authorization
8 Act is amended by changing Section 1 as follows:

9 (30 ILCS 395/1) (from Ch. 127, par. 307)

10 Sec. 1. The State of Illinois is authorized to issue and
11 sell and provide for the retirement of bonds of the State of
12 Illinois to the amount of \$195,000,000 for the purpose of
13 providing funds in order to relieve overcrowded conditions by
14 making permanent improvements at educational institutions
15 owned by this State which are now under the jurisdiction,
16 management and control of the Board of Trustees of the
17 University of Illinois, the Board of Trustees of Southern
18 Illinois University at Carbondale, the Board of Trustees of
19 Southern Illinois University at Edwardsville, the Board of
20 Trustees of Chicago State University, the Board of Trustees of
21 Eastern Illinois University, the Board of Trustees of Governors
22 State University, the Board of Trustees of Illinois State
23 University, the Board of Trustees of Northeastern Illinois
24 University, the Board of Trustees of Northern Illinois

1 University, and the Board of Trustees of Western Illinois
2 University.

3 (Source: P.A. 89-4, eff. 1-1-96.)

4 Section 95. The Illinois Procurement Code is amended by
5 changing Sections 1-13, 1-15.100, 50-13, and 50-37 as follows:

6 (30 ILCS 500/1-13)

7 (Section scheduled to be repealed on December 31, 2014)

8 Sec. 1-13. Applicability to public institutions of higher
9 education.

10 (a) This Code shall apply to public institutions of higher
11 education, regardless of the source of the funds with which
12 contracts are paid, except as provided in this Section.

13 (b) Except as provided in this Section, this Code shall not
14 apply to procurements made by or on behalf of public
15 institutions of higher education for any of the following:

16 (1) Memberships in professional, academic, or athletic
17 organizations on behalf of a public institution of higher
18 education, an employee of a public institution of higher
19 education, or a student at a public institution of higher
20 education.

21 (2) Procurement expenditures for events or activities
22 paid for exclusively by revenues generated by the event or
23 activity, gifts or donations for the event or activity,
24 private grants, or any combination thereof.

1 (3) Procurement expenditures for events or activities
2 for which the use of specific vendors is mandated or
3 identified by the sponsor of the event or activity,
4 provided that the sponsor is providing a majority of the
5 funding for the event or activity.

6 (4) Procurement expenditures necessary to provide
7 artistic or musical services, performances, or productions
8 held at a venue operated by a public institution of higher
9 education.

10 (5) Procurement expenditures for periodicals and books
11 procured for use by a university library or academic
12 department, except for expenditures related to procuring
13 textbooks for student use or materials for resale or
14 rental.

15 Notice of each contract entered into by a public institution of
16 higher education that is related to the procurement of goods
17 and services identified in items (1) through (5) of this
18 subsection shall be published in the Procurement Bulletin
19 within 14 days after contract execution. The Chief Procurement
20 Officer shall prescribe the form and content of the notice.
21 Each public institution of higher education shall provide the
22 Chief Procurement Officer, on a monthly basis, in the form and
23 content prescribed by the Chief Procurement Officer, a report
24 of contracts that are related to the procurement of goods and
25 services identified in this subsection. At a minimum, this
26 report shall include the name of the contractor, a description

1 of the supply or service provided, the total amount of the
2 contract, the term of the contract, and the exception to the
3 Code utilized. A copy of any or all of these contracts shall be
4 made available to the Chief Procurement Officer immediately
5 upon request. The Chief Procurement Officer shall submit a
6 report to the Governor and General Assembly no later than
7 November 1 of each year that shall include, at a minimum, an
8 annual summary of the monthly information reported to the Chief
9 Procurement Officer.

10 (c) Procurements made by or on behalf of public
11 institutions of higher education for any of the following shall
12 be made in accordance with the requirements of this Code to the
13 extent practical as provided in this subsection:

14 (1) Contracts with a foreign entity necessary for
15 research or educational activities, provided that the
16 foreign entity either does not maintain an office in the
17 United States or is the sole source of the service or
18 product.

19 (2) Procurements of FDA-regulated goods, products, and
20 services necessary for the delivery of care and treatment
21 at medical, dental, or veterinary teaching facilities
22 utilized by the University of Illinois or Southern Illinois
23 University at Edwardsville.

24 (3) Contracts for programming and broadcast license
25 rights for university-operated radio and television
26 stations.

1 (4) Procurements required for fulfillment of a grant.

2 Upon the written request of a public institution of higher
3 education, the Chief Procurement Officer may waive
4 registration, certification, and hearing requirements of this
5 Code if, based on the item to be procured or the terms of a
6 grant, compliance is impractical. The public institution of
7 higher education shall provide the Chief Procurement Officer
8 with specific reasons for the waiver, including the necessity
9 of contracting with a particular vendor, and shall certify that
10 an effort was made in good faith to comply with the provisions
11 of this Code. The Chief Procurement Officer shall provide
12 written justification for any waivers. By November 1 of each
13 year, the Chief Procurement Officer shall file a report with
14 the General Assembly identifying each contract approved with
15 waivers and providing the justification given for any waivers
16 for each of those contracts. Notice of each waiver made under
17 this subsection shall be published in the Procurement Bulletin
18 within 14 days after contract execution. The Chief Procurement
19 Officer shall prescribe the form and content of the notice.

20 (d) Notwithstanding this Section, a waiver of the
21 registration requirements of Section 20-160 does not permit a
22 business entity and any affiliated entities or affiliated
23 persons to make campaign contributions if otherwise prohibited
24 by Section 50-37. The total amount of contracts awarded in
25 accordance with this Section shall be included in determining
26 the aggregate amount of contracts or pending bids of a business

1 entity and any affiliated entities or affiliated persons.

2 (e) Notwithstanding subsection (e) of Section 50-10.5 of
3 this Code, the Chief Procurement Officer, with the approval of
4 the Executive Ethics Commission, may permit a public
5 institution of higher education to accept a bid or enter into a
6 contract with a business that assisted the public institution
7 of higher education in determining whether there is a need for
8 a contract or assisted in reviewing, drafting, or preparing
9 documents related to a bid or contract, provided that the bid
10 or contract is essential to research administered by the public
11 institution of higher education and it is in the best interest
12 of the public institution of higher education to accept the bid
13 or contract. For purposes of this subsection, "business"
14 includes all individuals with whom a business is affiliated,
15 including, but not limited to, any officer, agent, employee,
16 consultant, independent contractor, director, partner,
17 manager, or shareholder of a business. The Executive Ethics
18 Commission may promulgate rules and regulations for the
19 implementation and administration of the provisions of this
20 subsection (e).

21 (f) As used in this Section:

22 "Grant" means non-appropriated funding provided by a
23 federal or private entity to support a project or program
24 administered by a public institution of higher education and
25 any non-appropriated funding provided to a sub-recipient of the
26 grant.

1 "Public institution of higher education" means Chicago
2 State University, Eastern Illinois University, Governors State
3 University, Illinois State University, Northeastern Illinois
4 University, Northern Illinois University, Southern Illinois
5 University at Carbondale, Southern Illinois University at
6 Edwardsville, University of Illinois, Western Illinois
7 University, and, for purposes of this Code only, the Illinois
8 Mathematics and Science Academy.

9 (g) This Section is repealed on December 31, 2014.

10 (Source: P.A. 97-643, eff. 12-20-11; 97-895, eff. 8-3-12.)

11 (30 ILCS 500/1-15.100)

12 Sec. 1-15.100. State agency. "State agency" means and
13 includes all boards, commissions, agencies, institutions,
14 authorities, and bodies politic and corporate of the State,
15 created by or in accordance with the constitution or statute,
16 of the executive branch of State government and does include
17 colleges, universities, and institutions under the
18 jurisdiction of the governing boards of the University of
19 Illinois, Southern Illinois University at Carbondale, Southern
20 Illinois University at Edwardsville, Illinois State
21 University, Eastern Illinois University, Northern Illinois
22 University, Western Illinois University, Chicago State
23 University, Governor State University, Northeastern Illinois
24 University, and the Board of Higher Education. However, this
25 term does not apply to public employee retirement systems or

1 investment boards that are subject to fiduciary duties imposed
2 by the Illinois Pension Code or to the University of Illinois
3 Foundation. "State agency" does not include units of local
4 government, school districts, community colleges under the
5 Public Community College Act, and the Illinois Comprehensive
6 Health Insurance Board.

7 (Source: P.A. 90-572, eff. 2-6-98.)

8 (30 ILCS 500/50-13)

9 Sec. 50-13. Conflicts of interest.

10 (a) Prohibition. It is unlawful for any person holding an
11 elective office in this State, holding a seat in the General
12 Assembly, or appointed to or employed in any of the offices or
13 agencies of State government and who receives compensation for
14 such employment in excess of 60% of the salary of the Governor
15 of the State of Illinois, or who is an officer or employee of
16 the Capital Development Board or the Illinois Toll Highway
17 Authority, or who is the spouse or minor child of any such
18 person to have or acquire any contract, or any direct pecuniary
19 interest in any contract therein, whether for stationery,
20 printing, paper, or any services, materials, or supplies, that
21 will be wholly or partially satisfied by the payment of funds
22 appropriated by the General Assembly of the State of Illinois
23 or in any contract of the Capital Development Board or the
24 Illinois Toll Highway Authority.

25 (b) Interests. It is unlawful for any firm, partnership,

1 association, or corporation, in which any person listed in
2 subsection (a) is entitled to receive (i) more than 7 1/2% of
3 the total distributable income or (ii) an amount in excess of
4 the salary of the Governor, to have or acquire any such
5 contract or direct pecuniary interest therein.

6 (c) Combined interests. It is unlawful for any firm,
7 partnership, association, or corporation, in which any person
8 listed in subsection (a) together with his or her spouse or
9 minor children is entitled to receive (i) more than 15%, in the
10 aggregate, of the total distributable income or (ii) an amount
11 in excess of 2 times the salary of the Governor, to have or
12 acquire any such contract or direct pecuniary interest therein.

13 (c-5) Appointees and firms. In addition to any provisions
14 of this Code, the interests of certain appointees and their
15 firms are subject to Section 3A-35 of the Illinois Governmental
16 Ethics Act.

17 (d) Securities. Nothing in this Section invalidates the
18 provisions of any bond or other security previously offered or
19 to be offered for sale or sold by or for the State of Illinois.

20 (e) Prior interests. This Section does not affect the
21 validity of any contract made between the State and an officer
22 or employee of the State or member of the General Assembly, his
23 or her spouse, minor child, or other immediate family member
24 living in his or her residence or any combination of those
25 persons if that contract was in existence before his or her
26 election or employment as an officer, member, or employee. The

1 contract is voidable, however, if it cannot be completed within
2 365 days after the officer, member, or employee takes office or
3 is employed.

4 (f) Exceptions.

5 (1) Public aid payments. This Section does not apply to
6 payments made for a public aid recipient.

7 (2) Teaching. This Section does not apply to a contract
8 for personal services as a teacher or school administrator
9 between a member of the General Assembly or his or her
10 spouse, or a State officer or employee or his or her
11 spouse, and any school district, public community college
12 district, the University of Illinois, Southern Illinois
13 University at Carbondale, Southern Illinois University at
14 Edwardsville, Illinois State University, Eastern Illinois
15 University, Northern Illinois University, Western Illinois
16 University, Chicago State University, Governor State
17 University, or Northeastern Illinois University.

18 (3) Ministerial duties. This Section does not apply to
19 a contract for personal services of a wholly ministerial
20 character, including but not limited to services as a
21 laborer, clerk, typist, stenographer, page, bookkeeper,
22 receptionist, or telephone switchboard operator, made by a
23 spouse or minor child of an elective or appointive State
24 officer or employee or of a member of the General Assembly.

25 (4) Child and family services. This Section does not
26 apply to payments made to a member of the General Assembly,

1 a State officer or employee, his or her spouse or minor
2 child acting as a foster parent, homemaker, advocate, or
3 volunteer for or in behalf of a child or family served by
4 the Department of Children and Family Services.

5 (5) Licensed professionals. Contracts with licensed
6 professionals, provided they are competitively bid or part
7 of a reimbursement program for specific, customary goods
8 and services through the Department of Children and Family
9 Services, the Department of Human Services, the Department
10 of Healthcare and Family Services, the Department of Public
11 Health, or the Department on Aging.

12 (g) Penalty. A person convicted of a violation of this
13 Section is guilty of a business offense and shall be fined not
14 less than \$1,000 nor more than \$5,000.

15 (Source: P.A. 95-331, eff. 8-21-07.)

16 (30 ILCS 500/50-37)

17 Sec. 50-37. Prohibition of political contributions.

18 (a) As used in this Section:

19 The terms "contract", "State contract", and "contract
20 with a State agency" each mean any contract, as defined in
21 this Code, between a business entity and a State agency let
22 or awarded pursuant to this Code. The terms "contract",
23 "State contract", and "contract with a State agency" do not
24 include cost reimbursement contracts; purchase of care
25 agreements as defined in Section 1-15.68 of this Code;

1 contracts for projects eligible for full or partial
2 federal-aid funding reimbursements authorized by the
3 Federal Highway Administration; grants, including but are
4 not limited to grants for job training or transportation;
5 and grants, loans, or tax credit agreements for economic
6 development purposes.

7 "Contribution" means a contribution as defined in
8 Section 9-1.4 of the Election Code.

9 "Declared candidate" means a person who has filed a
10 statement of candidacy and petition for nomination or
11 election in the principal office of the State Board of
12 Elections.

13 "State agency" means and includes all boards,
14 commissions, agencies, institutions, authorities, and
15 bodies politic and corporate of the State, created by or in
16 accordance with the Illinois Constitution or State
17 statute, of the executive branch of State government and
18 does include colleges, universities, public employee
19 retirement systems, and institutions under the
20 jurisdiction of the governing boards of the University of
21 Illinois, Southern Illinois University at Carbondale,
22 Southern Illinois University at Edwardsville, Illinois
23 State University, Eastern Illinois University, Northern
24 Illinois University, Western Illinois University, Chicago
25 State University, Governors State University, Northeastern
26 Illinois University, and the Illinois Board of Higher

1 Education.

2 "Officeholder" means the Governor, Lieutenant
3 Governor, Attorney General, Secretary of State,
4 Comptroller, or Treasurer. The Governor shall be
5 considered the officeholder responsible for awarding all
6 contracts by all officers and employees of, and vendors and
7 others doing business with, executive branch State
8 agencies under the jurisdiction of the Executive Ethics
9 Commission and not within the jurisdiction of the Attorney
10 General, the Secretary of State, the Comptroller, or the
11 Treasurer.

12 "Sponsoring entity" means a sponsoring entity as
13 defined in Section 9-3 of the Election Code.

14 "Affiliated person" means (i) any person with any
15 ownership interest or distributive share of the bidding or
16 contracting business entity in excess of 7.5%, (ii)
17 executive employees of the bidding or contracting business
18 entity, and (iii) the spouse of any such persons.

19 "Affiliated person" does not include a person prohibited by
20 federal law from making contributions or expenditures in
21 connection with a federal, state, or local election.

22 "Affiliated entity" means (i) any corporate parent and
23 each operating subsidiary of the bidding or contracting
24 business entity, (ii) each operating subsidiary of the
25 corporate parent of the bidding or contracting business
26 entity, (iii) any organization recognized by the United

1 States Internal Revenue Service as a tax-exempt
2 organization described in Section 501(c) of the Internal
3 Revenue Code of 1986 (or any successor provision of federal
4 tax law) established by the bidding or contracting business
5 entity, any affiliated entity of that business entity, or
6 any affiliated person of that business entity, or (iv) any
7 political committee for which the bidding or contracting
8 business entity, or any 501(c) organization described in
9 item (iii) related to that business entity, is the
10 sponsoring entity. "Affiliated entity" does not include an
11 entity prohibited by federal law from making contributions
12 or expenditures in connection with a federal, state, or
13 local election.

14 "Business entity" means any entity doing business for
15 profit, whether organized as a corporation, partnership,
16 sole proprietorship, limited liability company or
17 partnership, or otherwise.

18 "Executive employee" means (i) the President,
19 Chairman, or Chief Executive Officer of a business entity
20 and any other individual that fulfills equivalent duties as
21 the President, Chairman of the Board, or Chief Executive
22 Officer of a business entity; and (ii) any employee of a
23 business entity whose compensation is determined directly,
24 in whole or in part, by the award or payment of contracts
25 by a State agency to the entity employing the employee. A
26 regular salary that is paid irrespective of the award or

1 payment of a contract with a State agency shall not
2 constitute "compensation" under item (ii) of this
3 definition. "Executive employee" does not include any
4 person prohibited by federal law from making contributions
5 or expenditures in connection with a federal, state, or
6 local election.

7 (b) Any business entity whose contracts with State
8 agencies, in the aggregate, annually total more than \$50,000,
9 and any affiliated entities or affiliated persons of such
10 business entity, are prohibited from making any contributions
11 to any political committees established to promote the
12 candidacy of (i) the officeholder responsible for awarding the
13 contracts or (ii) any other declared candidate for that office.
14 This prohibition shall be effective for the duration of the
15 term of office of the incumbent officeholder awarding the
16 contracts or for a period of 2 years following the expiration
17 or termination of the contracts, whichever is longer.

18 (c) Any business entity whose aggregate pending bids and
19 proposals on State contracts total more than \$50,000, or whose
20 aggregate pending bids and proposals on State contracts
21 combined with the business entity's aggregate annual total
22 value of State contracts exceed \$50,000, and any affiliated
23 entities or affiliated persons of such business entity, are
24 prohibited from making any contributions to any political
25 committee established to promote the candidacy of the
26 officeholder responsible for awarding the contract on which the

1 business entity has submitted a bid or proposal during the
2 period beginning on the date the invitation for bids or request
3 for proposals is issued and ending on the day after the date
4 the contract is awarded.

5 (c-5) For the purposes of the prohibitions under
6 subsections (b) and (c) of this Section, (i) any contribution
7 made to a political committee established to promote the
8 candidacy of the Governor or a declared candidate for the
9 office of Governor shall also be considered as having been made
10 to a political committee established to promote the candidacy
11 of the Lieutenant Governor, in the case of the Governor, or the
12 declared candidate for Lieutenant Governor having filed a joint
13 petition, or write-in declaration of intent, with the declared
14 candidate for Governor, as applicable, and (ii) any
15 contribution made to a political committee established to
16 promote the candidacy of the Lieutenant Governor or a declared
17 candidate for the office of Lieutenant Governor shall also be
18 considered as having been made to a political committee
19 established to promote the candidacy of the Governor, in the
20 case of the Lieutenant Governor, or the declared candidate for
21 Governor having filed a joint petition, or write-in declaration
22 of intent, with the declared candidate for Lieutenant Governor,
23 as applicable.

24 (d) All contracts between State agencies and a business
25 entity that violate subsection (b) or (c) shall be voidable
26 under Section 50-60. If a business entity violates subsection

1 (b) 3 or more times within a 36-month period, then all
2 contracts between State agencies and that business entity shall
3 be void, and that business entity shall not bid or respond to
4 any invitation to bid or request for proposals from any State
5 agency or otherwise enter into any contract with any State
6 agency for 3 years from the date of the last violation. A
7 notice of each violation and the penalty imposed shall be
8 published in both the Procurement Bulletin and the Illinois
9 Register.

10 (e) Any political committee that has received a
11 contribution in violation of subsection (b) or (c) shall pay an
12 amount equal to the value of the contribution to the State no
13 more than 30 days after notice of the violation concerning the
14 contribution appears in the Illinois Register. Payments
15 received by the State pursuant to this subsection shall be
16 deposited into the general revenue fund.

17 (Source: P.A. 96-795, eff. 7-1-10 (see Section 5 of P.A. 96-793
18 for the effective date of changes made by P.A. 96-795); 96-848,
19 eff. 1-1-10; 97-411, eff. 8-16-11.)

20 Section 100. The Business Enterprise for Minorities,
21 Females, and Persons with Disabilities Act is amended by
22 changing Section 2 as follows:

23 (30 ILCS 575/2)

24 (Section scheduled to be repealed on June 30, 2016)

1 Sec. 2. Definitions.

2 (A) For the purpose of this Act, the following terms shall
3 have the following definitions:

4 (1) "Minority person" shall mean a person who is a
5 citizen or lawful permanent resident of the United States
6 and who is any of the following:

7 (a) American Indian or Alaska Native (a person
8 having origins in any of the original peoples of North
9 and South America, including Central America, and who
10 maintains tribal affiliation or community attachment).

11 (b) Asian (a person having origins in any of the
12 original peoples of the Far East, Southeast Asia, or
13 the Indian subcontinent, including, but not limited
14 to, Cambodia, China, India, Japan, Korea, Malaysia,
15 Pakistan, the Philippine Islands, Thailand, and
16 Vietnam).

17 (c) Black or African American (a person having
18 origins in any of the black racial groups of Africa).
19 Terms such as "Haitian" or "Negro" can be used in
20 addition to "Black or African American".

21 (d) Hispanic or Latino (a person of Cuban, Mexican,
22 Puerto Rican, South or Central American, or other
23 Spanish culture or origin, regardless of race).

24 (e) Native Hawaiian or Other Pacific Islander (a
25 person having origins in any of the original peoples of
26 Hawaii, Guam, Samoa, or other Pacific Islands).

1 (2) "Female" shall mean a person who is a citizen or
2 lawful permanent resident of the United States and who is
3 of the female gender.

4 (2.05) "Person with a disability" means a person who is
5 a citizen or lawful resident of the United States and is a
6 person qualifying as being disabled under subdivision
7 (2.1) of this subsection (A).

8 (2.1) "Disabled" means a severe physical or mental
9 disability that:

10 (a) results from:
11 amputation,
12 arthritis,
13 autism,
14 blindness,
15 burn injury,
16 cancer,
17 cerebral palsy,
18 Crohn's disease,
19 cystic fibrosis,
20 deafness,
21 head injury,
22 heart disease,
23 hemiplegia,
24 hemophilia,
25 respiratory or pulmonary dysfunction,
26 an intellectual disability,

1 mental illness,
2 multiple sclerosis,
3 muscular dystrophy,
4 musculoskeletal disorders,
5 neurological disorders, including stroke and
6 epilepsy,
7 paraplegia,
8 quadriplegia and other spinal cord conditions,
9 sickle cell anemia,
10 ulcerative colitis,
11 specific learning disabilities, or
12 end stage renal failure disease; and

13 (b) substantially limits one or more of the
14 person's major life activities.

15 Another disability or combination of disabilities may
16 also be considered as a severe disability for the purposes
17 of item (a) of this subdivision (2.1) if it is determined
18 by an evaluation of rehabilitation potential to cause a
19 comparable degree of substantial functional limitation
20 similar to the specific list of disabilities listed in item
21 (a) of this subdivision (2.1).

22 (3) "Minority owned business" means a business concern
23 which is at least 51% owned by one or more minority
24 persons, or in the case of a corporation, at least 51% of
25 the stock in which is owned by one or more minority
26 persons; and the management and daily business operations

1 of which are controlled by one or more of the minority
2 individuals who own it.

3 (4) "Female owned business" means a business concern
4 which is at least 51% owned by one or more females, or, in
5 the case of a corporation, at least 51% of the stock in
6 which is owned by one or more females; and the management
7 and daily business operations of which are controlled by
8 one or more of the females who own it.

9 (4.1) "Business owned by a person with a disability"
10 means a business concern that is at least 51% owned by one
11 or more persons with a disability and the management and
12 daily business operations of which are controlled by one or
13 more of the persons with disabilities who own it. A
14 not-for-profit agency for persons with disabilities that
15 is exempt from taxation under Section 501 of the Internal
16 Revenue Code of 1986 is also considered a "business owned
17 by a person with a disability".

18 (4.2) "Council" means the Business Enterprise Council
19 for Minorities, Females, and Persons with Disabilities
20 created under Section 5 of this Act.

21 (5) "State contracts" shall mean all State contracts,
22 funded exclusively with State funds which are not subject
23 to federal reimbursement, whether competitively bid or
24 negotiated as defined by the Secretary of the Council and
25 approved by the Council.

26 "State construction contracts" means all State

1 contracts entered into by a State agency or State
2 university for the repair, remodeling, renovation or
3 construction of a building or structure, or for the
4 construction or maintenance of a highway defined in Article
5 2 of the Illinois Highway Code.

6 (6) "State agencies" shall mean all departments,
7 officers, boards, commissions, institutions and bodies
8 politic and corporate of the State, but does not include
9 the Board of Trustees of the University of Illinois, the
10 Board of Trustees of Southern Illinois University at
11 Carbondale, the Board of Trustees of Southern Illinois
12 University at Edwardsville, the Board of Trustees of
13 Chicago State University, the Board of Trustees of Eastern
14 Illinois University, the Board of Trustees of Governors
15 State University, the Board of Trustees of Illinois State
16 University, the Board of Trustees of Northeastern Illinois
17 University, the Board of Trustees of Northern Illinois
18 University, the Board of Trustees of Western Illinois
19 University, municipalities or other local governmental
20 units, or other State constitutional officers.

21 (7) "State universities" shall mean the Board of
22 Trustees of the University of Illinois, the Board of
23 Trustees of Southern Illinois University at Carbondale,
24 the Board of Trustees of Southern Illinois University at
25 Edwardsville, the Board of Trustees of Chicago State
26 University, the Board of Trustees of Eastern Illinois

1 University, the Board of Trustees of Governors State
2 University, the Board of Trustees of Illinois State
3 University, the Board of Trustees of Northeastern Illinois
4 University, the Board of Trustees of Northern Illinois
5 University, and the Board of Trustees of Western Illinois
6 University.

7 (8) "Certification" means a determination made by the
8 Council or by one delegated authority from the Council to
9 make certifications, or by a State agency with statutory
10 authority to make such a certification, that a business
11 entity is a business owned by a minority, female, or person
12 with a disability for whatever purpose. A business owned
13 and controlled by females shall select and designate
14 whether such business is to be certified as a "Female-owned
15 business" or "Minority-owned business" if the females are
16 also minorities.

17 (9) "Control" means the exclusive or ultimate and sole
18 control of the business including, but not limited to,
19 capital investment and all other financial matters,
20 property, acquisitions, contract negotiations, legal
21 matters, officer-director-employee selection and
22 comprehensive hiring, operating responsibilities,
23 cost-control matters, income and dividend matters,
24 financial transactions and rights of other shareholders or
25 joint partners. Control shall be real, substantial and
26 continuing, not pro forma. Control shall include the power

1 to direct or cause the direction of the management and
2 policies of the business and to make the day-to-day as well
3 as major decisions in matters of policy, management and
4 operations. Control shall be exemplified by possessing the
5 requisite knowledge and expertise to run the particular
6 business and control shall not include simple majority or
7 absentee ownership.

8 (10) "Business concern or business" means a business
9 that has annual gross sales of less than \$75,000,000 as
10 evidenced by the federal income tax return of the business.
11 A firm with gross sales in excess of this cap may apply to
12 the Council for certification for a particular contract if
13 the firm can demonstrate that the contract would have
14 significant impact on businesses owned by minorities,
15 females, or persons with disabilities as suppliers or
16 subcontractors or in employment of minorities, females, or
17 persons with disabilities.

18 (B) When a business concern is owned at least 51% by any
19 combination of minority persons, females, or persons with
20 disabilities, even though none of the 3 classes alone holds at
21 least a 51% interest, the ownership requirement for purposes of
22 this Act is considered to be met. The certification category
23 for the business is that of the class holding the largest
24 ownership interest in the business. If 2 or more classes have
25 equal ownership interests, the certification category shall be
26 determined by the business concern.

1 (Source: P.A. 96-453, eff. 8-14-09; 96-795, eff. 7-1-10 (see
2 Section 5 of P.A. 96-793 for effective date of changes made by
3 P.A. 96-795); 96-1000, eff. 7-2-10; 97-227, eff. 1-1-12;
4 97-396, eff. 1-1-12; 97-813, eff. 7-13-12.)

5 Section 105. The Build Illinois Act is amended by changing
6 Section 1-3 as follows:

7 (30 ILCS 750/1-3) (from Ch. 127, par. 2701-3)

8 Sec. 1-3. The following agencies, boards and entities of
9 State government may expend appropriations for the purposes
10 contained in this Act: Department of Natural Resources;
11 Department of Agriculture; Illinois Finance Authority; Capital
12 Development Board; Department of Transportation; Department of
13 Central Management Services; Illinois Arts Council;
14 Environmental Protection Agency; Historic Preservation Agency;
15 State Board of Higher Education; the Metropolitan Pier and
16 Exposition Authority; State Board of Education; Illinois
17 Community College Board; Board of Trustees of the University of
18 Illinois; Board of Trustees of Chicago State University; Board
19 of Trustees of Eastern Illinois University; Board of Trustees
20 of Governors State University; Board of Trustees of Illinois
21 State University; Board of Trustees of Northeastern Illinois
22 University; Board of Trustees of Northern Illinois University;
23 Board of Trustees of Western Illinois University; ~~and~~ Board of
24 Trustees of Southern Illinois University at Carbondale; and

1 Board of Trustees of Southern Illinois University at
2 Edwardsville.

3 (Source: P.A. 93-205, eff. 1-1-04.)

4 Section 110. The Illinois Pension Code is amended by
5 changing Sections 15-106 and 24-109 as follows:

6 (40 ILCS 5/15-106) (from Ch. 108 1/2, par. 15-106)

7 Sec. 15-106. Employer. "Employer": The University of
8 Illinois, Southern Illinois University at Carbondale, Southern
9 Illinois University at Edwardsville, Chicago State University,
10 Eastern Illinois University, Governors State University,
11 Illinois State University, Northeastern Illinois University,
12 Northern Illinois University, Western Illinois University, the
13 State Board of Higher Education, the Illinois Mathematics and
14 Science Academy, the University Civil Service Merit Board, the
15 Board of Trustees of the State Universities Retirement System,
16 the Illinois Community College Board, community college
17 boards, any association of community college boards organized
18 under Section 3-55 of the Public Community College Act, the
19 Board of Examiners established under the Illinois Public
20 Accounting Act, and, only during the period for which employer
21 contributions required under Section 15-155 are paid, the
22 following organizations: the alumni associations, the
23 foundations and the athletic associations which are affiliated
24 with the universities and colleges included in this Section as

1 employers.

2 A department as defined in Section 14-103.04 is an employer
3 for any person appointed by the Governor under the Civil
4 Administrative Code of Illinois who is a participating employee
5 as defined in Section 15-109. The Department of Central
6 Management Services is an employer with respect to persons
7 employed by the State Board of Higher Education in positions
8 with the Illinois Century Network as of June 30, 2004 who
9 remain continuously employed after that date by the Department
10 of Central Management Services in positions with the Illinois
11 Century Network, the Bureau of Communication and Computer
12 Services, or, if applicable, any successor bureau.

13 The cities of Champaign and Urbana shall be considered
14 employers, but only during the period for which contributions
15 are required to be made under subsection (b-1) of Section
16 15-155 and only with respect to individuals described in
17 subsection (h) of Section 15-107.

18 (Source: P.A. 95-369, eff. 8-23-07; 95-728, eff. 7-1-08 - See
19 Sec. 999.)

20 (40 ILCS 5/24-109) (from Ch. 108 1/2, par. 24-109)

21 Sec. 24-109. Football Coaches.

22 (a) Any football coach employed by the Board of Trustees of
23 Chicago State University, the Board of Trustees of Eastern
24 Illinois University, the Board of Trustees of Governors State
25 University, the Board of Trustees of Illinois State University,

1 the Board of Trustees of Northeastern Illinois University, the
2 Board of Trustees of Northern Illinois University, the Board of
3 Trustees of Western Illinois University, the University of
4 Illinois Board of Trustees, ~~or~~ the Board of Trustees of
5 Southern Illinois University at Carbondale, or the Board of
6 Trustees of Southern Illinois University at Edwardsville
7 ~~System Board of Trustees~~, may participate in the American
8 Football Coaches Retirement Trust in accordance with the
9 conditions of that Trust, of this Section, and of applicable
10 federal law.

11 (b) A football coach who elects to participate in the Trust
12 may defer a part of his compensation as a coach by making
13 employee contributions to the Trust. Amounts deferred by the
14 coach under this Section shall be deemed a part of the coach's
15 compensation for purposes of participation in the State
16 Universities Retirement System but, in accordance with the U.S.
17 Internal Revenue Code of 1986, shall not be included in the
18 computation of federal income taxes withheld on behalf of the
19 coach. The employing institution of higher education shall not
20 make any employer contributions to the Trust on behalf of the
21 coach.

22 (c) A football coach who participates in the Trust may not
23 participate in any other program of deferred compensation under
24 this Article during any year in which he makes contributions to
25 the Trust.

26 (d) Participation in the Trust shall be administered by the

1 institution of higher education that employs the coach. Each
2 such institution shall report annually to the General Assembly
3 on the status of the Trust and participation under this
4 Section.

5 (e) The right to participate in the Trust that is granted
6 by this Section is subject to future limitation, and shall not
7 be deemed to be a pension benefit that is protected from
8 impairment under Section 5 of Article XIII of the Illinois
9 Constitution.

10 (Source: P.A. 90-14, eff. 7-1-97.)

11 Section 115. The Counties Code is amended by changing
12 Section 4-2001 as follows:

13 (55 ILCS 5/4-2001) (from Ch. 34, par. 4-2001)

14 Sec. 4-2001. State's attorney salaries.

15 (a) There shall be allowed to the several state's attorneys
16 in this State, except the state's attorney of Cook County, the
17 following annual salary:

18 (1) Subject to paragraph (5), to each state's attorney
19 in counties containing less than 10,000 inhabitants,
20 \$40,500 until December 31, 1988, \$45,500 until June 30,
21 1994, and \$55,500 thereafter or as set by the Compensation
22 Review Board, whichever is greater.

23 (2) Subject to paragraph (5), to each state's attorney
24 in counties containing 10,000 or more inhabitants but less

1 than 20,000 inhabitants, \$46,500 until December 31, 1988,
2 \$61,500 until June 30, 1994, and \$71,500 thereafter or as
3 set by the Compensation Review Board, whichever is greater.

4 (3) Subject to paragraph (5), to each state's attorney
5 in counties containing 20,000 or more but less than 30,000
6 inhabitants, \$51,000 until December 31, 1988, \$65,000
7 until June 30, 1994, and \$75,000 thereafter or as set by
8 the Compensation Review Board, whichever is greater.

9 (4) To each state's attorney in counties of 30,000 or
10 more inhabitants, \$65,500 until December 31, 1988, \$80,000
11 until June 30, 1994, and \$96,837 thereafter or as set by
12 the Compensation Review Board, whichever is greater.

13 (5) Effective December 1, 2000, to each state's
14 attorney in counties containing fewer than 30,000
15 inhabitants, the same salary plus any cost of living
16 adjustments as authorized by the Compensation Review Board
17 to take effect after January 1, 1999, for state's attorneys
18 in counties containing 20,000 or more but fewer than 30,000
19 inhabitants, or as set by the Compensation Review Board
20 whichever is greater.

21 The State shall furnish 66 2/3% of the total annual
22 compensation to be paid to each state's attorney in Illinois
23 based on the salary in effect on December 31, 1988, and 100% of
24 the increases in salary taking effect after December 31, 1988.

25 Subject to appropriation, said amounts furnished by the
26 State shall be payable monthly by the Department of Revenue out

1 of the Personal Property Tax Replacement Fund or the General
2 Revenue Fund to the county in which each state's attorney is
3 elected.

4 Each county shall be required to furnish 33 1/3% of the
5 total annual compensation to be paid to each state's attorney
6 in Illinois based on the salary in effect on December 31, 1988.

7 Within 90 days after the effective date of this amendatory
8 Act of the 96th General Assembly, the county board of any
9 county with a population between 15,000 and 50,000 by
10 resolution or ordinance may increase the amount of compensation
11 to be paid to each eligible state's attorney in their county in
12 the form of a longevity stipend which shall be added to and
13 become part of the salary of the state's attorney for that
14 year. To be eligible, the state's attorney must have served in
15 the elected position for at least 20 continuous years and elect
16 to participate in a program for an alternative annuity for
17 county officers and make the required additional optional
18 contributions as authorized by P.A. 90-32.

19 (b) Effective December 1, 2000, no state's attorney may
20 engage in the private practice of law. However, until November
21 30, 2000, (i) the state's attorneys in counties containing
22 fewer than 10,000 inhabitants may engage in the practice of
23 law, and (ii) in any county between 10,000 and 30,000
24 inhabitants or in any county containing 30,000 or more
25 inhabitants which reached that population between 1970 and
26 December 31, 1981, the state's attorney may declare his or her

1 intention to engage in the private practice of law, and may do
2 so through no later than November 30, 2000, by filing a written
3 declaration of intent to engage in the private practice of law
4 with the county clerk. The declaration of intention shall be
5 irrevocable during the remainder of the term of office. The
6 declaration shall be filed with the county clerk within 30 days
7 of certification of election or appointment, or within 60 days
8 of March 15, 1989, whichever is later. In that event the annual
9 salary of such state's attorney shall be as follows:

10 (1) In counties containing 10,000 or more inhabitants
11 but less than 20,000 inhabitants, \$46,500 until December
12 31, 1988, \$51,500 until June 30, 1994, and \$61,500
13 thereafter or as set by the Compensation Review Board,
14 whichever is greater. The State shall furnish 100% of the
15 increases taking effect after December 31, 1988.

16 (2) In counties containing 20,000 or more inhabitants
17 but less than 30,000 inhabitants, and in counties
18 containing 30,000 or more inhabitants which reached said
19 population between 1970 and December 31, 1981, \$51,500
20 until December 31, 1988, \$56,000 until June 30, 1994, and
21 \$65,000 thereafter or as set by the Compensation Review
22 Board, whichever is greater. The State shall furnish 100%
23 of the increases taking effect after December 31, 1988.

24 (c) In counties where a state mental health institution, as
25 hereinafter defined, is located, one assistant state's
26 attorney shall, subject to appropriation, receive for his

1 services, payable monthly by the Department of Revenue out of
2 the Personal Property Tax Replacement Fund or the General
3 Revenue Fund to the county in which he is appointed, the
4 following:

5 (1) To each assistant state's attorney in counties
6 containing less than 10,000 inhabitants, the sum of \$2,500
7 per annum;

8 (2) To each assistant state's attorney in counties
9 containing not less than 10,000 inhabitants and not more
10 than 20,000 inhabitants, the sum of \$3,500 per annum;

11 (3) To each assistant state's attorney in counties
12 containing not less than 20,000 inhabitants and not more
13 than 30,000 inhabitants, the sum of \$4,000 per annum;

14 (4) To each assistant state's attorney in counties
15 containing not less than 30,000 inhabitants and not more
16 than 40,000 inhabitants, the sum of \$4,500 per annum;

17 (5) To each assistant state's attorney in counties
18 containing not less than 40,000 inhabitants and not more
19 than 70,000 inhabitants, the sum of \$5,000 per annum;

20 (6) To each assistant state's attorney in counties
21 containing not less than 70,000 inhabitants and not more
22 than 1,000,000 inhabitants, the sum of \$6,000 per annum.

23 (d) The population of all counties for the purpose of
24 fixing salaries as herein provided shall be based upon the last
25 Federal census immediately previous to the appointment of an
26 assistant state's attorney in each county.

1 (e) At the request of the county governing authority, in
2 counties where one or more state correctional institutions, as
3 hereinafter defined, are located, one or more assistant state's
4 attorneys shall, subject to appropriation, receive for their
5 services, provided that such services are performed in
6 connection with the state correctional institution, payable
7 monthly by the Department of Revenue out of the Personal
8 Property Tax Replacement Fund or the General Revenue Fund to
9 the county in which they are appointed, the following:

10 (1) \$22,000 for each assistant state's attorney in
11 counties with one or more State correctional institutions
12 with a total average daily inmate population in excess of
13 2,000, on the basis of 2 assistant state's attorneys when
14 the total average daily inmate population exceeds 2,000 but
15 is less than 4,000; and 3 assistant state's attorneys when
16 such population exceeds 4,000; with reimbursement to be
17 based on actual services rendered.

18 (2) \$15,000 per year for one assistant state's attorney
19 in counties having one or more correctional institutions
20 with a total average daily inmate population of between 750
21 and 2,000 inmates, with reimbursement to be based on actual
22 services rendered.

23 (3) A maximum of \$12,000 per year for one assistant
24 state's attorney in counties having less than 750 inmates,
25 with reimbursement to be based on actual services rendered.

26 Upon application of the county governing authority and

1 certification of the State's Attorney, the Director of
2 Corrections may, in his discretion and subject to
3 appropriation, increase the amount of salary reimbursement
4 to a county in the event special circumstances require the
5 county to incur extraordinary salary expenditures as a
6 result of services performed in connection with State
7 correctional institutions in that county.

8 In determining whether or not to increase the amount of
9 salary reimbursement, the Director shall consider, among other
10 matters:

11 (1) the nature of the services rendered;

12 (2) the results or dispositions obtained;

13 (3) whether or not the county was required to employ
14 additional attorney personnel as a direct result of the
15 services actually rendered in connection with a particular
16 service to a State correctional institution.

17 (f) In counties where a State senior institution of higher
18 education is located, the assistant state's attorneys
19 specified by this Section shall, subject to appropriation,
20 receive for their services, payable monthly by the Department
21 of Revenue out of the Personal Property Tax Replacement Fund or
22 the General Revenue Fund to the county in which appointed, the
23 following:

24 (1) \$14,000 per year each for employment on a full time
25 basis for 2 assistant state's attorneys in counties having
26 a State university or State universities with combined full

1 time enrollment of more than 15,000 students.

2 (2) \$7,200 per year for one assistant state's attorney
3 with no limitation on other practice in counties having a
4 State university or State universities with combined full
5 time enrollment of 10,000 to 15,000 students.

6 (3) \$4,000 per year for one assistant state's attorney
7 with no limitation on other practice in counties having a
8 State university or State universities with combined full
9 time enrollment of less than 10,000 students.

10 Such salaries shall be paid to the state's attorney and the
11 assistant state's attorney in equal monthly installments by
12 such county out of the county treasury provided that, subject
13 to appropriation, the Department of Revenue shall reimburse
14 each county monthly, out of the Personal Property Tax
15 Replacement Fund or the General Revenue Fund, the amount of
16 such salary. This Section shall not prevent the payment of such
17 additional compensation to the state's attorney or assistant
18 state's attorney of any county, out of the treasury of that
19 county as may be provided by law.

20 (g) For purposes of this Section, "State mental health
21 institution" means any institution under the jurisdiction of
22 the Department of Human Services that is listed in Section 4 of
23 the Mental Health and Developmental Disabilities
24 Administrative Act.

25 For purposes of this Section, "State correctional
26 institution" means any facility of the Department of

1 Corrections including adult facilities, juvenile facilities,
2 pre-release centers, community correction centers, and work
3 camps.

4 For purposes of this Section, "State university" means the
5 University of Illinois, Southern Illinois University at
6 Carbondale, Southern Illinois University at Edwardsville,
7 Chicago State University, Eastern Illinois University,
8 Governors State University, Illinois State University,
9 Northeastern Illinois University, Northern Illinois
10 University, Western Illinois University, and any public
11 community college which has established a program of
12 interinstitutional cooperation with one of the foregoing
13 institutions whereby a student, after earning an associate
14 degree from the community college, pursues a course of study at
15 the community college campus leading to a baccalaureate degree
16 from the foregoing institution (also known as a "2 Plus 2"
17 degree program).

18 (h) A number of assistant state's attorneys shall be
19 appointed in each county that chooses to participate, as
20 provided in this subsection, for the prosecution of
21 alcohol-related traffic offenses. Each county shall receive
22 monthly a subsidy for payment of the salaries and benefits of
23 these assistant state's attorneys from State funds
24 appropriated to the Department of Revenue out of the Personal
25 Property Tax Replacement Fund or the General Revenue Fund for
26 that purpose. The amounts of subsidies provided by this

1 subsection shall be adjusted for inflation each July 1 using
2 the Consumer Price Index of the Bureau of Labor Statistics of
3 the U.S. Department of Labor.

4 When a county chooses to participate in the subsidy program
5 described in this subsection (h), the number of assistant
6 state's attorneys who are prosecuting alcohol-related traffic
7 offenses must increase according to the subsidy provided in
8 this subsection. These appointed assistant state's attorneys
9 shall be in addition to any other assistant state's attorneys
10 assigned to those cases on the effective date of this
11 amendatory Act of the 91st General Assembly, and may not
12 replace those assistant state's attorneys. In counties where
13 the state's attorney is the sole prosecutor, this subsidy shall
14 be used to provide an assistant state's attorney to prosecute
15 alcohol-related traffic offenses along with the state's
16 attorney. In counties where the state's attorney is the sole
17 prosecutor, and in counties where a judge presides over cases
18 involving a variety of misdemeanors, including alcohol-related
19 traffic matters, assistant state's attorneys appointed and
20 subsidized by this subsection (h) may also prosecute the
21 different misdemeanor cases at the direction of the state's
22 attorney.

23 Assistant state's attorneys shall be appointed under this
24 subsection in the following number and counties shall receive
25 the following annual subsidies:

26 (1) In counties with fewer than 30,000 inhabitants, one

1 at \$35,000.

2 (2) In counties with 30,000 or more but fewer than
3 100,000 inhabitants, one at \$45,000.

4 (3) In counties with 100,000 or more but fewer than
5 300,000 inhabitants, 2 at \$45,000 each.

6 (4) In counties, other than Cook County, with 300,000
7 or more inhabitants, 4 at \$50,000 each.

8 The amounts appropriated under this Section must be
9 segregated by population classification and disbursed monthly.

10 If in any year the amount appropriated for the purposes of
11 this subsection (h) is insufficient to pay all of the subsidies
12 specified in this subsection, the amount appropriated shall
13 first be prorated by the population classifications of this
14 subsection (h) and then among the counties choosing to
15 participate within each of those classifications. If any of the
16 appropriated moneys for each population classification remain
17 at the end of a fiscal year, the remainder of the moneys may be
18 allocated to participating counties that were not fully funded
19 during the course of the year. Nothing in this subsection
20 prohibits 2 or more State's attorneys from combining their
21 subsidies to appoint a joint assistant State's attorney to
22 prosecute alcohol-related traffic offenses in multiple
23 counties. Nothing in this subsection prohibits a State's
24 attorney from appointing an assistant State's attorney by
25 contract or otherwise.

26 (Source: P.A. 96-259, eff. 8-11-09; 97-72, eff. 7-1-11.)

1 Section 120. The Municipal Clerk Training Act is amended by
2 changing Section 2 as follows:

3 (65 ILCS 50/2) (from Ch. 144, par. 61.52)

4 Sec. 2. There is created the Municipal Clerk Training
5 Institute Committee composed of 5 municipal clerks, appointed
6 by the Governor as provided herein, and 10 ~~9~~ ex-officio
7 members, designated as provided herein, as representatives of
8 public colleges and universities in this State. Each member
9 appointed by the Governor after the effective date of this
10 amendatory Act of 1987 shall be a certified municipal clerk
11 recommended by the Executive Board of the Municipal Clerks of
12 Illinois and serving as a municipal clerk at the time he or she
13 is so recommended and appointed. The 2 additional municipal
14 clerks appointed pursuant to the provisions of this amendatory
15 Act of 1987 both shall be appointed to serve until the third
16 Monday in January, 1992, or until their successors are
17 appointed and qualified. Of the 3 municipal clerks serving as
18 members of the Committee on the effective date of this
19 amendatory Act of 1987, they shall determine by agreement or by
20 lot one who shall continue to so serve until the third Monday
21 in January, 1989, a second who shall continue to so serve until
22 the third Monday in January, 1990, and a third who shall
23 continue to so serve until the third Monday in January, 1991;
24 provided, that each shall serve until his or her successor is

1 appointed and qualified. Each successor of any member appointed
2 to the Committee as a municipal clerk shall be appointed to
3 serve for a 4 year term expiring on the third Monday in
4 January, or until his or her successor is appointed and
5 qualified. Any vacancy occurring in the office of a Committee
6 member appointed by the Governor, whether by death, resignation
7 or otherwise, shall be filled by appointment by the Governor
8 from a recommendation or recommendations made by the Executive
9 Board of the Municipal Clerks of Illinois, in the same manner
10 as original appointments. A member appointed to fill a vacancy
11 shall serve for the remainder of the unexpired term or until
12 his or her successor is appointed and qualified. In the event
13 the Governor refuses to appoint a municipal clerk recommended
14 by the Executive Board of the Municipal Clerks of Illinois to
15 either a full term or, in cases of a vacancy, to the remainder
16 of an unexpired term on the Committee, such Executive Board
17 shall promptly recommend one or more additional qualified
18 persons to the Governor for such appointment. The terms of the
19 3 committee members designated by the Board of Trustees of the
20 University of Illinois and serving on the effective date of
21 this amendatory Act of 1987 shall terminate on that effective
22 date, and the 4 ex-officio members designated pursuant to the
23 provisions of this amendatory Act of 1987 shall be designated
24 as follows: one representative of the University of Illinois
25 designated by the Board of Trustees of that University; one
26 representative of Southern Illinois University at Carbondale

1 designated by the Board of Trustees of that University; one
2 representative designated by the Board of Governors of State
3 Colleges and Universities of the several universities and
4 colleges under its governance; and one representative
5 designated by the Board of Regents of the several Regency
6 Universities under its jurisdiction. The terms of the 2
7 ex-officio members designated as representatives of the Board
8 of Governors of State Colleges and Universities and the Board
9 of Regents shall terminate on the effective date of this
10 amendatory Act of 1995. The 2 ex-officio members whose terms
11 are terminated by this amendatory Act of 1995 shall be replaced
12 by 7 additional ex-officio members, one representing the Board
13 of Trustees of Chicago State University, one representing the
14 Board of Trustees of Eastern Illinois University, one
15 representing the Board of Trustees of Governors State
16 University, one representing the Board of Trustees of Illinois
17 State University, one representing the Board of Trustees of
18 Northeastern Illinois University, one representing the Board
19 of Trustees of Northern Illinois University, and one
20 representing the Board of Trustees of Western Illinois
21 University. One additional ex-officio member shall represent
22 the Board of Trustees of Southern Illinois University at
23 Edwardsville. The 10 ~~9~~ ex-officio members representing the
24 public colleges and universities shall serve in an advisory
25 capacity to the members appointed by the Governor, and each
26 such ex-officio member shall serve at the pleasure of the

1 governing board designating them to membership on the
2 Committee. Members of the Committee shall serve without
3 compensation.

4 (Source: P.A. 89-4, eff. 1-1-96.)

5 Section 125. The Municipal Tax Compliance Act is amended by
6 changing Section 4 as follows:

7 (65 ILCS 80/4) (from Ch. 24, par. 1554)

8 Sec. 4. As used in this Act, except when the context
9 otherwise requires:

10 (a) "Public institution of higher education" means the
11 University of Illinois; Southern Illinois University at
12 Carbondale; Southern Illinois University at Edwardsville;
13 Chicago State University; Eastern Illinois University;
14 Governors State University; Illinois State University;
15 Northeastern Illinois University; Northern Illinois
16 University; Western Illinois University; the public community
17 colleges of the State and any other public universities,
18 colleges and community colleges now or hereafter established or
19 authorized by law.

20 (b) "Hotel", "operator", "occupancy", "room" or "rooms",
21 "permanent resident" and "rental" each shall have the
22 respective meanings ascribed thereto by Section 2 of The Hotel
23 Operator's Occupation Tax Act, except that the term "hotel"
24 shall also include dormitories, student unions and student

1 centers owned, leased or operated by public institutions of
2 higher education.

3 (c) "Parking spaces" means spaces provided and furnished
4 for persons to park motor vehicles with or without a charge by
5 a public institution of higher education under the control of
6 such public institution of higher education.

7 (d) "Student performances" means theatricals, shows,
8 motion picture shows, or live performances when such
9 theatricals, shows, motion picture shows or live performances
10 are sponsored by a public institution of higher education or a
11 student organization recognized by a public institution of
12 higher education or in which students enrolled in a public
13 institution of higher education constitute more than 50% of the
14 performers. Student performances shall not include
15 performances which take place within the physical boundaries of
16 a public institution of higher education and are sponsored in
17 whole or in part by any individual or business entity which is
18 not a student, a public institution of higher education, a
19 recognized student organization or an employee of said public
20 institution of higher education or where an individual or
21 business entity rents or leases a building owned by a public
22 institution of higher education for the purpose of the staging
23 of such a performance.

24 (e) "Student athletic contests" means any athletic contest
25 sanctioned and performed under the auspices of the National
26 Collegiate Athletic Association or the National Association of

1 Intercollegiate Athletics or any athletic contest sanctioned
2 or performed under the auspices of a public institution of
3 higher education as defined herein.

4 (Source: P.A. 89-4, eff. 1-1-96.)

5 Section 130. The Hospital District Law is amended by
6 changing Section 15 as follows:

7 (70 ILCS 910/15) (from Ch. 23, par. 1265)

8 Sec. 15. A Hospital District shall constitute a municipal
9 corporation and body politic separate and apart from any other
10 municipality, the State of Illinois or any other public or
11 governmental agency and shall have and exercise the following
12 governmental powers, and all other powers incidental,
13 necessary, convenient, or desirable to carry out and effectuate
14 such express powers.

15 1. To establish and maintain a hospital and hospital
16 facilities within or outside its corporate limits, and to
17 construct, acquire, develop, expand, extend and improve any
18 such hospital or hospital facility. If a Hospital District
19 utilizes its authority to levy a tax pursuant to Section 20 of
20 this Act for the purpose of establishing and maintaining
21 hospitals or hospital facilities, such District shall be
22 prohibited from establishing and maintaining hospitals or
23 hospital facilities located outside of its district unless so
24 authorized by referendum. To approve the provision of any

1 service and to approve any contract or other arrangement not
2 prohibited by a hospital licensed under the Hospital Licensing
3 Act, incorporated under the General Not-For-Profit Corporation
4 Act, and exempt from taxation under paragraph (3) of subsection
5 (c) of Section 501 of the Internal Revenue Code.

6 2. To acquire land in fee simple, rights in land and
7 easements upon, over or across land and leasehold interests in
8 land and tangible and intangible personal property used or
9 useful for the location, establishment, maintenance,
10 development, expansion, extension or improvement of any such
11 hospital or hospital facility. Such acquisition may be by
12 dedication, purchase, gift, agreement, lease, use or adverse
13 possession or by condemnation.

14 3. To operate, maintain and manage such hospital and
15 hospital facility, and to make and enter into contracts for the
16 use, operation or management of and to provide rules and
17 regulations for the operation, management or use of such
18 hospital or hospital facility.

19 Such contracts may include the lease by the District of all
20 or any portion of its facilities to a not-for-profit
21 corporation organized by the District's board of directors. The
22 rent to be paid pursuant to any such lease shall be in an
23 amount deemed appropriate by the board of directors. Any of the
24 remaining assets which are not the subject of such a lease may
25 be conveyed and transferred to the not-for-profit corporation
26 organized by the District's board of directors provided that

1 the not-for-profit corporation agrees to discharge or assume
2 such debts, liabilities, and obligations of the District as
3 determined to be appropriate by the District's board of
4 directors.

5 4. To fix, charge and collect reasonable fees and
6 compensation for the use or occupancy of such hospital or any
7 part thereof, or any hospital facility, and for nursing care,
8 medicine, attendance, or other services furnished by such
9 hospital or hospital facilities, according to the rules and
10 regulations prescribed by the board from time to time.

11 5. To borrow money and to issue general obligation bonds,
12 revenue bonds, notes, certificates, or other evidences of
13 indebtedness for the purpose of accomplishing any of its
14 corporate purposes, subject to compliance with any conditions
15 or limitations set forth in this Act or the Health Facilities
16 Planning Act or otherwise provided by the constitution of the
17 State of Illinois and to execute, deliver, and perform
18 mortgages and security agreements to secure such borrowing.

19 6. To employ or enter into contracts for the employment of
20 any person, firm, or corporation, and for professional
21 services, necessary or desirable for the accomplishment of the
22 corporate objects of the District or the proper administration,
23 management, protection or control of its property.

24 7. To maintain such hospital for the benefit of the
25 inhabitants of the area comprising the District who are sick,
26 injured, or maimed regardless of race, creed, religion, sex,

1 national origin or color, and to adopt such reasonable rules
2 and regulations as may be necessary to render the use of the
3 hospital of the greatest benefit to the greatest number; to
4 exclude from the use of the hospital all persons who wilfully
5 disregard any of the rules and regulations so established; to
6 extend the privileges and use of the hospital to persons
7 residing outside the area of the District upon such terms and
8 conditions as the board of directors prescribes by its rules
9 and regulations.

10 8. To police its property and to exercise police powers in
11 respect thereto or in respect to the enforcement of any rule or
12 regulation provided by the ordinances of the District and to
13 employ and commission police officers and other qualified
14 persons to enforce the same.

15 The use of any such hospital or hospital facility of a
16 District shall be subject to the reasonable regulation and
17 control of the District and upon such reasonable terms and
18 conditions as shall be established by its board of directors.

19 A regulatory ordinance of a District adopted under any
20 provision of this Section may provide for a suspension or
21 revocation of any rights or privileges within the control of
22 the District for a violation of any such regulatory ordinance.

23 Nothing in this Section or in other provisions of this Act
24 shall be construed to authorize the District or board to
25 establish or enforce any regulation or rule in respect to
26 hospitalization or in the operation or maintenance of such

1 hospital or any hospital facilities within its jurisdiction
2 which is in conflict with any federal or state law or
3 regulation applicable to the same subject matter.

4 9. To provide for the benefit of its employees group life,
5 health, accident, hospital and medical insurance, or any
6 combination of such types of insurance, and to further provide
7 for its employees by the establishment of a pension or
8 retirement plan or system; to effectuate the establishment of
9 any such insurance program or pension or retirement plan or
10 system, a Hospital District may make, enter into or subscribe
11 to agreements, contracts, policies or plans with private
12 insurance companies. Such insurance may include provisions for
13 employees who rely on treatment by spiritual means alone
14 through prayer for healing in accord with the tenets and
15 practice of a well-recognized religious denomination. The
16 board of directors of a Hospital District may provide for
17 payment by the District of a portion of the premium or charge
18 for such insurance or for a pension or retirement plan for
19 employees with the employee paying the balance of such premium
20 or charge. If the board of directors of a Hospital District
21 undertakes a plan pursuant to which the Hospital District pays
22 a portion of such premium or charge, the board shall provide
23 for the withholding and deducting from the compensation of such
24 employees as consent to joining such insurance program or
25 pension or retirement plan or system, the balance of the
26 premium or charge for such insurance or plan or system.

1 If the board of directors of a Hospital District does not
2 provide for a program or plan pursuant to which such District
3 pays a portion of the premium or charge for any group insurance
4 program or pension or retirement plan or system, the board may
5 provide for the withholding and deducting from the compensation
6 of such employees as consent thereto the premium or charge for
7 any group life, health, accident, hospital and medical
8 insurance or for any pension or retirement plan or system.

9 A Hospital District deducting from the compensation of its
10 employees for any group insurance program or pension or
11 retirement plan or system, pursuant to this Section, may agree
12 to receive and may receive reimbursement from the insurance
13 company for the cost of withholding and transferring such
14 amount to the company.

15 10. Except as provided in Section 15.3, to sell at public
16 auction or by sealed bid and convey any real estate held by the
17 District which the board of directors, by ordinance adopted by
18 at least 2/3rds of the members of the board then holding
19 office, has determined to be no longer necessary or useful to,
20 or for the best interests of, the District.

21 An ordinance directing the sale of real estate shall
22 include the legal description of the real estate, its present
23 use, a statement that the property is no longer necessary or
24 useful to, or for the best interests of, the District, the
25 terms and conditions of the sale, whether the sale is to be at
26 public auction or sealed bid, and the date, time, and place the

1 property is to be sold at auction or sealed bids opened.

2 Before making a sale by virtue of the ordinance, the board
3 of directors shall cause notice of the proposal to sell to be
4 published once each week for 3 successive weeks in a newspaper
5 published, or, if none is published, having a general
6 circulation, in the district, the first publication to be not
7 less than 30 days before the day provided in the notice for the
8 public sale or opening of bids for the real estate.

9 The notice of the proposal to sell shall include the same
10 information included in the ordinance directing the sale and
11 shall advertise for bids therefor. A sale of property by public
12 auction shall be held at the property to be sold at a time and
13 date determined by the board of directors. The board of
14 directors may accept the high bid or any other bid determined
15 to be in the best interests of the district by a vote of 2/3rds
16 of the board then holding office, but by a majority vote of
17 those holding office, they may reject any and all bids.

18 The chairman and secretary of the board of directors shall
19 execute all documents necessary for the conveyance of such real
20 property sold pursuant to the foregoing authority.

21 11. To establish and administer a program of loans for
22 postsecondary students pursuing degrees in accredited public
23 health-related educational programs at public institutions of
24 higher education. If a student is awarded a loan, the
25 individual shall agree to accept employment within the hospital
26 district upon graduation from the public institution of higher

1 education. For the purposes of this Act, "public institutions
2 of higher education" means the University of Illinois; Southern
3 Illinois University at Carbondale; Southern Illinois
4 University at Edwardsville; Chicago State University; Eastern
5 Illinois University; Governors State University; Illinois
6 State University; Northeastern Illinois University; Northern
7 Illinois University; Western Illinois University; the public
8 community colleges of the State; and any other public colleges,
9 universities or community colleges now or hereafter
10 established or authorized by the General Assembly. The
11 district's board of directors shall by resolution provide for
12 eligibility requirements, award criteria, terms of financing,
13 duration of employment accepted within the district and such
14 other aspects of the loan program as its establishment and
15 administration may necessitate.

16 12. To establish and maintain congregate housing units; to
17 acquire land in fee simple and leasehold interests in land for
18 the location, establishment, maintenance, and development of
19 those housing units; to borrow funds and give debt instruments,
20 real estate mortgages, and security interests in personal
21 property, contract rights, and general intangibles; and to
22 enter into any contract required for participation in any
23 federal or State programs.

24 (Source: P.A. 92-534, eff. 5-14-02; 92-611, eff. 7-3-02.)

25 Section 135. The School Code is amended by changing

1 Sections 30-15.25, 30-16.4, and 30-16.6 as follows:

2 (105 ILCS 5/30-15.25) (from Ch. 122, par. 30-15.25)

3 Sec. 30-15.25. (a) As used in this Section, the term
4 "public institution of higher education" includes: the
5 University of Illinois; Southern Illinois University at
6 Carbondale; Southern Illinois University at Edwardsville;
7 Chicago State University; Eastern Illinois University;
8 Governors State University; Illinois State University;
9 Northeastern Illinois University; Northern Illinois
10 University; Western Illinois University; the public community
11 colleges of the State; and any other public universities,
12 colleges and community colleges now or hereafter established or
13 authorized by the General Assembly. The term "nonpublic
14 institution of higher education" includes any educational
15 organization in this State, other than a public institution of
16 higher education, which provides a minimum of an organized 2
17 year program at the private junior college level or higher and
18 which operates not-for-profit and in conformity with standards
19 substantially equivalent to those of public institutions of
20 higher education.

21 (b) Each public institution of higher education shall
22 disclose the terms, restrictions and requirements attached to
23 or made a part of any endowment, gift, grant, contract award or
24 property of any kind or value in excess of \$100,000 made to
25 such institution, or to any school, college, division, branch

1 or other organizational entity within or forming a part of such
2 institution, by a foreign government or an individual who is
3 neither a citizen nor a resident of the United States, in any
4 calendar or fiscal year. If the foreign government or
5 individual donates more than one gift in any calendar or fiscal
6 year, and the total value of those gifts exceeds \$100,000, such
7 institution shall report all the gifts received. This
8 subsection shall not apply to funds that public institutions of
9 higher education receive from grants and contracts through
10 either the federal government or the State of Illinois.

11 (c) The provisions of this subsection apply to each
12 nonpublic institution of higher education: (i) which receives
13 any grant or award under the Illinois Financial Assistance Act
14 for Nonpublic Institutions of Higher Learning or under the
15 Higher Education Cooperation Act, or (ii) which is a
16 participant in a program of interinstitutional cooperation
17 administered by a not-for-profit organization that is
18 organized to administer such program under the Higher Education
19 Cooperation Act and that receives any grant under and in
20 furtherance of the purposes of that Act, or (iii) which
21 receives any grant or distribution of grant moneys appropriated
22 from the State Treasury or any fund therein to such institution
23 or to the Board of Higher Education for distribution to
24 nonpublic institutions of higher education for purposes of
25 Section 4 of the Build Illinois Bond Act or for any other
26 purpose authorized by law. Each nonpublic institution of higher

1 education to which the provisions of this subsection apply
2 shall disclose the terms, restrictions and requirements
3 attached to or made a part of any endowment, gift, grant,
4 contract award or property of any kind or value in excess of
5 \$250,000 made to such institution, or to any school, college,
6 division, branch or other organizational entity within or
7 forming a part of such institution, by a foreign government or
8 an individual who is neither a citizen nor a resident of the
9 United States, in any calendar or fiscal year. If the foreign
10 government or individual donates more than one gift in any
11 calendar or fiscal year, and the total value of those gifts
12 exceeds \$250,000, such institution shall report all the gifts
13 received.

14 (d) Such information shall be forwarded to the Attorney
15 General no later than 30 days after the final day of each
16 calendar or fiscal year of such institution, whichever type of
17 year is used by the institution in accounting for the gifts
18 received for the purposes of this Section. The information
19 shall include:

20 (1) the name of the foreign government in the case of a
21 gift by a government, or the name of the foreign country of
22 which an individual donor is a citizen, in the case of a
23 gift by an individual;

24 (2) the amount and the date of the contribution or
25 contributions;

26 (3) when the gift is conditional, matching or

1 designated for a particular purpose, full details of the
2 conditions, matching provisions or designation; and

3 (4) the purpose or purposes for which the contribution
4 will be used.

5 Such information shall be a matter of public record.

6 (Source: P.A. 89-4, eff. 1-1-96.)

7 (105 ILCS 5/30-16.4) (from Ch. 122, par. 30-16.4)

8 Sec. 30-16.4. Privileges Conferred. The scholarships
9 issued under Sections 30-16.1 through 30-16.6, inclusive, of
10 this Article, may be used at those State supported universities
11 where there are provided Reserve Officer's Training Corps
12 programs of the several Armed Services over a period during
13 which the eligible recipient is eligible for enrollment in the
14 program. The scholarships exempt the holder from the payment of
15 tuition, or any matriculation, graduation, activity, term or
16 incidental fee, except any portion of a multi-purpose fee which
17 is used for a purpose for which exemption is not granted under
18 this Section. Exemption may not be granted for any other fees
19 including book rental, service, laboratory, supply, Union
20 Building, hospital and medical insurance fees and any fees
21 established for the operation and maintenance of buildings, the
22 income of which is pledged to the payment of interest and
23 principal, or bonds issued by the governing board of the
24 universities.

25 Any student who has been or is awarded a scholarship shall

1 be reimbursed by the appropriate university for any fees which
2 he has paid and for which exemption is granted under this
3 Section, if application for such reimbursement is made within 2
4 months following the school term for which the fees were paid.

5 The holder of a scholarship is subject to all examinations,
6 rules and requirements of the university in which he is
7 enrolled, except as herein directed.

8 The provisions of Sections 30-16.1 through 30-16.6 of this
9 Act do not prohibit the Board of Trustees of the University of
10 Illinois, the Board of Trustees of Southern Illinois University
11 at Carbondale, the Board of Trustees of Southern Illinois
12 University at Edwardsville, the Board of Trustees of Chicago
13 State University, the Board of Trustees of Eastern Illinois
14 University, the Board of Trustees of Governors State
15 University, the Board of Trustees of Illinois State University,
16 the Board of Trustees of Northeastern Illinois University, the
17 Board of Trustees of Northern Illinois University, and the
18 Board of Trustees of Western Illinois University from granting
19 other scholarships.

20 (Source: P.A. 89-4, eff. 1-1-96.)

21 (105 ILCS 5/30-16.6) (from Ch. 122, par. 30-16.6)

22 Sec. 30-16.6. Registration of eligible recipients;
23 examination. The president or chairman of the board of each
24 private junior college or public community college, and the
25 President of each University in which a Reserve Officer's

1 Training Corps program is available, or some individual or
2 committee designated by such person, shall receive and register
3 the names of all eligible recipients applying for the
4 scholarships set forth in Section 30-16.3. Applicants shall
5 take an examination each year according to the rules prescribed
6 jointly by the President of the University of Illinois, the
7 President of Southern Illinois University at Carbondale, the
8 President of Southern Illinois University at Edwardsville, the
9 President of Chicago State University, the President of Eastern
10 Illinois University, the President of Governors State
11 University, the President of Illinois State University, the
12 President of Northeastern Illinois University, the President
13 of Northern Illinois University, and the President of Western
14 Illinois University. The scholarships shall be awarded on a
15 merit basis to those eligible recipients receiving the highest
16 grades with evidence of leadership ability, and the number of
17 scholarships to be awarded in any institution shall be as set
18 forth in Section 30-16.3.

19 (Source: P.A. 89-4, eff. 1-1-96.)

20 Section 140. The Illinois Peace Corps Fellowship Program
21 Law is amended by changing Section 2-3 as follows:

22 (105 ILCS 30/2-3) (from Ch. 122, par. 2003)

23 Sec. 2-3. Program description. The University of Illinois,
24 Southern Illinois University at Carbondale, Southern Illinois

1 University at Edwardsville, Chicago State University, Eastern
2 Illinois University, Governors State University, Illinois
3 State University, Northeastern Illinois University, Northern
4 Illinois University, and Western Illinois University ~~the~~
5 ~~several universities and colleges under the governance of the~~
6 ~~Board of Governors of State Colleges and Universities, and the~~
7 ~~several Regency Universities under the jurisdiction of the~~
8 ~~Board of Regents~~ are hereby authorized to become participants
9 in the Illinois Peace Corps Fellowship Program. Any such
10 participating public institution of higher education may
11 conduct and administer this program to augment the number of
12 Illinois public school teachers by bringing the teaching skills
13 of recently returned United States Peace Corps volunteers to
14 those school districts, including the school districts
15 situated within the City of Chicago and the City of East St.
16 Louis or any other school district designated by the State
17 Board of Education, which enter into cooperative agreements
18 required for implementation of the program. In designating such
19 school districts, the State Board of Education may consider
20 districts that have a high proportion of drop-out students, a
21 high percentage of minority students, a high proportion of low
22 income families and high truancy rates. The program shall
23 utilize former United States Peace Corps volunteers with two
24 years of Peace Corps experience by placing them in the
25 designated cooperating school districts as full time teachers
26 or teacher aides. In return for making a two-year commitment to

1 teaching and being placed in a full-time salaried teacher aide
2 or certificated teaching position at a public school located in
3 a designated cooperating school district, the former Peace
4 Corps volunteer may be awarded a fellowship to the
5 participating public institution of higher education to
6 complete (in the case of teacher aides who are not yet
7 certificated) the courses required for issuance of a teaching
8 certificate under Article 21 of The School Code, or to pursue a
9 master's degree program in education. The fellowships may
10 consist of tuition waivers applicable toward enrollment at the
11 participating public institution of higher education to
12 complete required courses for teacher certification and to
13 pursue a master's degree program in education; and the award of
14 such tuition waivers may be supported by funds and grants made
15 available to the participating university or universities
16 through private or public sources. A participating university
17 may also consider an authorization under which all fellowship
18 recipients are allowed to pay in-state tuition rates while
19 enrolled for credit in a master's degree program.

20 An annual salary for the fellowship recipient to teach in a
21 designated school district for a period of two years may be
22 provided by the designated cooperating school district at which
23 the fellowship recipient shall teach, and may be set at an
24 amount equal to that paid to other teacher aides and
25 certificated teachers in a comparable position.

26 (Source: P.A. 95-331, eff. 8-21-07.)

1 Section 145. The Conservation Education Act is amended by
2 changing Section 1 as follows:

3 (105 ILCS 415/1) (from Ch. 122, par. 698.1)

4 Sec. 1. Definitions: as used in this Act:

5 (a) "State agency" means the Board of Trustees of the
6 University of Illinois, the Board of Trustees of Southern
7 Illinois University at Carbondale, the Board of Trustees of
8 Southern Illinois University at Edwardsville, the Board of
9 Trustees of Chicago State University, the Board of Trustees
10 of Eastern Illinois University, the Board of Trustees of
11 Governors State University, the Board of Trustees of
12 Northeastern Illinois University, the Board of Trustees of
13 Western Illinois University, boards of education and
14 boards of directors of public schools, elected State
15 officers and departments, boards and commissions and other
16 agencies of State government.

17 (b) "School" means any school or class established by
18 this Act.

19 (Source: P.A. 89-4, eff. 1-1-96.)

20 Section 150. The Campus Demonstrations Policy Act is
21 amended by changing Section 1 as follows:

22 (110 ILCS 10/1) (from Ch. 144, par. 225)

1 Sec. 1. For the purposes of this Act:

2 (a) "State-supported institution of higher learning" means
3 the University of Illinois, Southern Illinois University at
4 Carbondale, Southern Illinois University at Edwardsville,
5 Chicago State University, Eastern Illinois University,
6 Governors State University, Illinois State University,
7 Northeastern Illinois University, Northern Illinois
8 University, Western Illinois University, and the public
9 community colleges subject to the Public Community College Act.

10 (b) "Policy on Demonstrations" means an outline of rules
11 and regulations to maintain order on the campus of an
12 institution of higher learning in this State which gives
13 special attention to firmness, to insuring that the civil
14 rights of others are not infringed and to establishment of a
15 step by step approach to secure the reasonable operation of
16 university or college activities in case of any disruptive
17 activity.

18 (Source: P.A. 89-4, eff. 1-1-96.)

19 Section 155. The College Campus Press Act is amended by
20 changing Section 5 as follows:

21 (110 ILCS 13/5)

22 Sec. 5. Definitions. For purposes of this Act:

23 "Campus media" means any matter that is prepared,
24 substantially written, published, or broadcast by students at

1 State-sponsored institutions of higher learning, that is
2 distributed or generally made available, either free of charge
3 or for a fee, to members of the student body, and that is
4 prepared under the direction of a student media adviser.
5 "Campus media" does not include media that is intended for
6 distribution or transmission solely in the classrooms in which
7 it is produced.

8 "Campus policy" means the views and positions of
9 State-sponsored institutions of higher learning promulgated by
10 administrators, officials, or other agents of these
11 institutions.

12 "Collegiate media adviser" means a person who is employed,
13 appointed, or designated by the State-sponsored institution of
14 higher learning to supervise or provide instruction relating to
15 campus media.

16 "Collegiate student editor" means a student at a
17 State-sponsored institution of higher learning who edits
18 information prepared by collegiate student journalists for
19 dissemination in campus media.

20 "Collegiate student journalist" means a student at a
21 State-sponsored institution of higher learning who gathers,
22 compiles, writes, photographs, records, or prepares
23 information for dissemination in campus media.

24 "Prevailing party" includes any party who obtains some of
25 his or her requested relief through judicial judgment in his or
26 her favor, who obtains some of his or her requested relief

1 through a settlement agreement approved by the court, or whose
2 pursuit of a non-frivolous claim was a catalyst for a
3 unilateral change in position by the opposing party relative to
4 the relief sought.

5 "State-sponsored institution of higher learning" means the
6 University of Illinois, Southern Illinois University at
7 Carbondale, Southern Illinois University at Edwardsville,
8 Chicago State University, Eastern Illinois University,
9 Governors State University, Illinois State University,
10 Northeastern Illinois University, Northern Illinois
11 University, Western Illinois University, and public community
12 colleges subject to the Public Community College Act.

13 (Source: P.A. 95-580, eff. 6-1-08.)

14 Section 160. The College Student Immunization Act is
15 amended by changing Section 1 as follows:

16 (110 ILCS 20/1) (from Ch. 144, par. 2601)

17 Sec. 1. Definitions. For the purposes of this Act:

18 (a) "Department" means the Illinois Department of Public
19 Health.

20 (b) "Post-secondary educational institution" means a
21 public or private college or university offering degrees and
22 instruction above the high school level, and shall include, but
23 not be limited to, any and all private colleges and
24 universities, the University of Illinois, Southern Illinois

1 University at Carbondale, Southern Illinois University at
2 Edwardsville, Chicago State University, Eastern Illinois
3 University, Governors State University, Illinois State
4 University, Northeastern Illinois University, Northern
5 Illinois University, Western Illinois University, and any
6 other public university now or hereafter established or
7 authorized by the General Assembly; except that a
8 post-secondary educational institution does not mean or
9 include any public or private college or university that does
10 not provide on-campus housing for its students in dormitories
11 or equivalent facilities that are owned, operated, and
12 maintained by the public or private college or university.

13 The term shall not include any public or private junior or
14 community college, or any institution offering degrees and
15 instruction which utilizes correspondence as its primary mode
16 of student instruction.

17 (Source: P.A. 94-195, eff. 7-12-05.)

18 Section 165. The Forensic Psychiatry Fellowship Training
19 Act is amended by changing Sections 5, 10, and 20 as follows:

20 (110 ILCS 46/5)

21 Sec. 5. Creation of program. The University of Illinois at
22 Chicago and Southern Illinois University at Edwardsville shall
23 expand their focuses on enrolling, training, and graduating
24 forensic mental health professionals by each creating a

1 forensic psychiatry fellowship training program at their
2 Colleges of Medicine.

3 (Source: P.A. 95-22, eff. 8-3-07.)

4 (110 ILCS 46/10)

5 Sec. 10. Powers and duties under program. Under the
6 forensic psychiatry fellowship training program created under
7 Section 5 of this Act, the University of Illinois at Chicago
8 and Southern Illinois University at Edwardsville shall each
9 have all of the following powers and duties:

10 (1) The university's undergraduate and graduate
11 programs may increase their service and training
12 commitments in order to provide mental health care to
13 chronically mentally ill populations in this State.

14 (2) The university shall coordinate service,
15 education, and research in mental health and may work with
16 communities, State agencies, other colleges and
17 universities, private foundations, health care providers,
18 and other interested organizations on innovative
19 strategies to respond to the challenges of providing
20 greater physician presence in the field of forensic
21 psychiatry. However, the majority of the clinical
22 rotations of the fellows must be served in publicly
23 supported programs in this State.

24 (3) The university may establish such clinical and
25 educational centers and may cooperate with other

1 universities and associations as may be necessary to carry
2 out the intent of this Act according to the following
3 priorities:

4 (A) a preference for programs that are designed to
5 enroll, educate, and facilitate the graduation of
6 mental health professionals trained in forensic
7 psychiatry and other forensic mental health
8 sub-specialties; and

9 (B) a preference for public sector programs that
10 involve networking with other agencies, organizations,
11 and institutions that have similar objectives.

12 (Source: P.A. 97-813, eff. 7-13-12.)

13 (110 ILCS 46/20)

14 Sec. 20. University of Illinois College of Medicine at
15 Peoria and Northwestern University programs; funding. From
16 funds appropriated for the purposes of this Act, the University
17 of Illinois at Chicago and Southern Illinois University at
18 Edwardsville may enter into cooperative agreements with the
19 University of Illinois College of Medicine at Peoria or
20 Northwestern University or both for the purpose of funding
21 forensic psychiatric fellowship training programs at the
22 University of Illinois College of Medicine at Peoria and
23 Northwestern University.

24 (Source: P.A. 95-22, eff. 8-3-07; 96-690, eff. 8-25-09.)

1 Section 170. The Higher Education Veterans Service Act is
2 amended by changing Section 5 as follows:

3 (110 ILCS 49/5)

4 Sec. 5. Definitions. For purposes of this Act:

5 "Task Force" means the Task Force on Service Member and
6 Veterans Education.

7 "Public colleges and universities" means public community
8 colleges subject to the Public Community College Act, the
9 University of Illinois, Southern Illinois University at
10 Carbondale, Southern Illinois University at Edwardsville,
11 Chicago State University, Eastern Illinois University,
12 Governors State University, Illinois State University,
13 Northeastern Illinois University, Northern Illinois
14 University, and Western Illinois University.

15 (Source: P.A. 96-133, eff. 8-7-09.)

16 Section 175. The Nonresident College Trustees Act is
17 amended by changing Section 1 as follows:

18 (110 ILCS 60/1) (from Ch. 144, par. 7)

19 Sec. 1. (a) In all colleges, universities and other
20 institutions of learning in the State of Illinois, not placed
21 under the control of the officers of this State, whether
22 organized under any general or special law, non-residents of
23 this State shall be eligible to the office of trustee;

1 provided, that at least 3 members of the board of trustees of
2 any such institution of learning shall be residents of this
3 State. This subsection (a) does not apply to the Board of
4 Trustees of the University of Illinois, Southern Illinois
5 University at Carbondale, Southern Illinois University at
6 Edwardsville, Chicago State University, Eastern Illinois
7 University, Governors State University, Illinois State
8 University, Northeastern Illinois University, Northern
9 Illinois University, or Western Illinois University.

10 (b) No institution of learning in this State shall be
11 removed from this State unless by a unanimous vote of the board
12 of trustees.

13 (Source: P.A. 91-798, eff. 7-9-00.)

14 Section 180. The Public University Energy Conservation Act
15 is amended by changing Section 5-5 as follows:

16 (110 ILCS 62/5-5)

17 Sec. 5-5. Public university. "Public university" means any
18 of the following institutions of higher learning: the
19 University of Illinois, Southern Illinois University at
20 Carbondale, Southern Illinois University at Edwardsville,
21 Northern Illinois University, Eastern Illinois University,
22 Western Illinois University, Northeastern Illinois University,
23 Chicago State University, Governors State University, or
24 Illinois State University, acting in each case through its

1 board of trustees or through a designee of that board.

2 (Source: P.A. 97-813, eff. 7-13-12.)

3 Section 185. The Public University Tuition Statement Act is
4 amended by changing Sections 10 as follows:

5 (110 ILCS 63/10)

6 Sec. 10. Definition. In this Act, "public university"
7 means and includes Chicago State University, Eastern Illinois
8 University, Governors State University, Illinois State
9 University, Northeastern Illinois University, Northern
10 Illinois University, Southern Illinois University at
11 Carbondale, Southern Illinois University at Edwardsville,
12 Western Illinois University, the University of Illinois, and
13 any other public university established or authorized by the
14 General Assembly.

15 (Source: P.A. 91-185, eff. 7-20-99.)

16 Section 190. The State Universities Civil Service Act is
17 amended by changing Sections 36b, 36c, 36e, and 36g-1 as
18 follows:

19 (110 ILCS 70/36b) (from Ch. 24 1/2, par. 38b1)

20 Sec. 36b. Creation.

21 (1) A classified civil service system to be known as the
22 State Universities Civil Service System is hereby created, and

1 is hereinafter referred to as the University System.

2 (2) The purpose of the University System is to establish a
3 sound program of personnel administration for the Illinois
4 Community College Board, State Community College of East St.
5 Louis (abolished under Section 2-12.1 of the Public Community
6 College Act), Southern Illinois University at Carbondale,
7 Southern Illinois University at Edwardsville, Chicago State
8 University, Eastern Illinois University, Governors State
9 University, Illinois State University, Northeastern Illinois
10 University, Northern Illinois University, Western Illinois
11 University, University of Illinois, State Universities Civil
12 Service System, State Universities Retirement System, the
13 State Scholarship Commission, and the Board of Higher
14 Education. All certificates, appointments and promotions to
15 positions in these agencies and institutions shall be made
16 solely on the basis of merit and fitness, to be ascertained by
17 examination, except as specified in Section 36e.

18 (3) The State Universities Civil Service System hereby
19 created shall be a separate entity of the State of Illinois and
20 shall be under the control of a Board to be known as the
21 University Civil Service Merit Board, and is hereinafter
22 referred to as the Merit Board.

23 (Source: P.A. 97-333, eff. 8-12-11.)

24 (110 ILCS 70/36c) (from Ch. 24 1/2, par. 38b2)

25 Sec. 36c. The merit board. The Merit Board shall be

1 composed of 12 ~~11~~ members, 3 of whom shall be members of the
2 Board of Trustees of the University of Illinois, one of whom
3 shall be a member of the Board of Trustees of Southern Illinois
4 University at Carbondale, one of whom shall be a member of the
5 Board of Trustees of Southern Illinois University at
6 Edwardsville, one of whom shall be a member of the Board of
7 Trustees of Chicago State University, one of whom shall be a
8 member of the Board of Trustees of Eastern Illinois University,
9 one of whom shall be a member of the Board of Trustees of
10 Governors State University, one of whom shall be a member of
11 the Board of Trustees of Illinois State University, one of whom
12 shall be a member of the Board of Trustees of Northeastern
13 Illinois University, one of whom shall be a member of the Board
14 of Trustees of Northern Illinois University, and one of whom
15 shall be a member of the Board of Trustees of Western Illinois
16 University. The 7 new members required to be elected to the
17 Merit Board by their respective Boards of Trustees shall
18 replace the 2 persons who, until the effective date of this
19 amendatory Act of 1995, served as members of the Merit Board
20 elected from the Board of Governors of State Colleges and
21 Universities and the Board of Regents; and the terms of the
22 members elected to the Merit Board from the Board of Governors
23 of State Colleges and Universities and the Board of Regents
24 shall terminate on the effective date of this amendatory Act of
25 1995. The members of the Merit Board shall be elected by the
26 respective Boards in which they hold membership and they shall

1 serve at the pleasure of the electing Boards.

2 All members of the Merit Board shall serve without
3 compensation but shall be reimbursed for any traveling expenses
4 incurred in attending meetings of the Merit Board.

5 The Merit Board shall determine the number necessary for a
6 quorum, elect its own chairman and set up an Executive
7 Committee of its own members which shall have all of the powers
8 of the Merit Board except as limited by the Merit Board.

9 The Merit Board shall cause to be elected a committee of
10 not less than eleven members to be made up of Civil Service
11 Employees, six of whom shall be nominated by and from the Civil
12 Service Employees of the University of Illinois and one of whom
13 shall be nominated by and from the Civil Service Employees of
14 each of the other institutions specified in Section 36e, who
15 will function in an advisory capacity to the Merit Board on all
16 matters pertaining to the University System. This Advisory
17 Committee shall meet at least quarterly and members of the
18 Committee shall be reimbursed by their respective employers for
19 time lost from work and for expenses incurred in attending
20 meetings of the Committee.

21 (Source: P.A. 89-4, eff. 1-1-96.)

22 (110 ILCS 70/36e) (from Ch. 24 1/2, par. 38b4)

23 Sec. 36e. Coverage. All employees of the Illinois Community
24 College Board, State Community College of East St. Louis
25 (abolished under Section 2-12.1 of the Public Community College

1 Act), Southern Illinois University at Carbondale, Southern
2 Illinois University at Edwardsville, Chicago State University,
3 Eastern Illinois University, Governors State University,
4 Illinois State University, Northeastern Illinois University,
5 Northern Illinois University, Western Illinois University,
6 University of Illinois, State Universities Civil Service
7 System, State Universities Retirement System, the State
8 Scholarship Commission, and the Board of Higher Education,
9 shall be covered by the University System described in Sections
10 36b to 36q, inclusive, of this Act, except the following
11 persons:

12 (1) The members and officers of the Merit Board and the
13 board of trustees, and the commissioners of the
14 institutions and agencies covered hereunder;

15 (2) The presidents and vice-presidents of each
16 educational institution;

17 (3) Other principal administrative employees of each
18 institution and agency as determined by the Merit Board;

19 (4) The teaching, research and extension faculties of
20 each institution and agency;

21 (5) Students employed under rules prescribed by the
22 Merit Board, without examination or certification.

23 (Source: P.A. 97-333, eff. 8-12-11.)

24 (110 ILCS 70/36g-1) (from Ch. 24 1/2, par. 38b6.1)

25 Sec. 36g-1. Active military service. Any employee of State

1 Community College of East St. Louis (abolished under Section
2 2-12.1 of the Public Community College Act), Southern Illinois
3 University at Carbondale, Southern Illinois University at
4 Edwardsville, the University of Illinois, any university under
5 the jurisdiction of the Board of Regents, or any college or
6 university under the jurisdiction of the Board of Governors of
7 State Colleges and Universities who is a member of any reserve
8 component of the United States Armed Services, including the
9 Illinois National Guard, and who is mobilized to active
10 military duty on or after August 1, 1990 as a result of an
11 order of the President of the United States, shall for each pay
12 period beginning on or after August 1, 1990 continue to receive
13 the same regular compensation that he receives or was receiving
14 as an employee of that educational institution at the time he
15 is or was so mobilized to active military duty, plus any health
16 insurance and other benefits he is or was receiving or accruing
17 at that time, minus the amount of his base pay for military
18 service, for the duration of his active military service.

19 In the event any provision of a collective bargaining
20 agreement or any policy of the educational institution covering
21 any employee so ordered to active duty is more generous than
22 the provisions contained in this Section, that collective
23 bargaining agreement or policy shall be controlling.

24 (Source: P.A. 97-333, eff. 8-12-11.)

25 Section 195. The University - Building Authority Leased

1 Lands Act is amended by changing the title and Sections 1 and 2
2 as follows:

3 (110 ILCS 85/Act title)

4 An Act relating to land leased from the Illinois Building
5 Authority by the respective Boards of Trustees of the
6 University of Illinois, Southern Illinois University at
7 Carbondale, Southern Illinois University at Edwardsville,
8 Chicago State University, Eastern Illinois University,
9 Governors State University, Illinois State University,
10 Northeastern Illinois University, Northern Illinois
11 University, and Western Illinois University.

12 (110 ILCS 85/1) (from Ch. 144, par. 70.11)

13 Sec. 1. The Board of Trustees of the University of
14 Illinois, the Board of Trustees of Southern Illinois University
15 at Carbondale, the Board of Trustees of Southern Illinois
16 University at Edwardsville, the Board of Trustees of Chicago
17 State University, the Board of Trustees of Eastern Illinois
18 University, the Board of Trustees of Governors State
19 University, the Board of Trustees of Illinois State University,
20 the Board of Trustees of Northeastern Illinois University, the
21 Board of Trustees of Northern Illinois University, and the
22 Board of Trustees of Western Illinois University, may
23 construct, complete, remodel, maintain and equip buildings and
24 other facilities, with funds available to them from any source,

1 upon land heretofore or hereafter leased by them from the
2 Illinois Building Authority.

3 (Source: P.A. 89-4, eff. 1-1-96.)

4 (110 ILCS 85/2) (from Ch. 144, par. 70.12)

5 Sec. 2. Expenditures by the Board of Trustees of the
6 University of Illinois, the Board of Trustees of Southern
7 Illinois University at Carbondale, the Board of Trustees of
8 Southern Illinois University at Edwardsville, the Board of
9 Trustees of Chicago State University, the Board of Trustees of
10 Eastern Illinois University, the Board of Trustees of Governors
11 State University, the Board of Trustees of Illinois State
12 University, the Board of Trustees of Northeastern Illinois
13 University, the Board of Trustees of Northern Illinois
14 University, and the Board of Trustees of Western Illinois
15 University for the construction, completion, remodeling,
16 maintenance and equipment of buildings and other facilities are
17 not subject to any law requiring that the State be vested with
18 absolute fee title to the premises, if those expenditures are
19 made in connection with and upon premises owned by the Illinois
20 Building Authority.

21 (Source: P.A. 89-4, eff. 1-1-96.)

22 Section 200. The University Employees Custodial Accounts
23 Act is amended by changing Section 1 as follows:

1 (110 ILCS 95/1) (from Ch. 144, par. 1701)

2 Sec. 1. As used in this Act:

3 "The governing board of any public institution of higher
4 education" means the Board of Trustees of the University of
5 Illinois, the Board of Trustees of Southern Illinois University
6 at Carbondale, the Board of Trustees of Southern Illinois
7 University at Edwardsville, the Board of Trustees of Chicago
8 State University, the Board of Trustees of Eastern Illinois
9 University, the Board of Trustees of Governors State
10 University, the Board of Trustees of Illinois State University,
11 the Board of Trustees of Northeastern Illinois University, the
12 Board of Trustees of Northern Illinois University, the Board of
13 Trustees of Western Illinois University and the Illinois
14 Community College Board.

15 "Eligible employees" means employees of public
16 institutions of higher education who qualify for favorable tax
17 treatment under Section 403b of the Internal Revenue Code.

18 (Source: P.A. 89-4, eff. 1-1-96.)

19 Section 205. The University Faculty Research and
20 Consulting Act is amended by changing Section 2 as follows:

21 (110 ILCS 100/2) (from Ch. 144, par. 217)

22 Sec. 2. For the purposes of this Act,

23 (a) "State-supported institution of higher learning"
24 includes the University of Illinois, Southern Illinois

1 University at Carbondale, Southern Illinois University at
2 Edwardsville, Chicago State University, Eastern Illinois
3 University, Governors State University, Illinois State
4 University, Northeastern Illinois University, Northern
5 Illinois University, Western Illinois University and all
6 public community colleges; and

7 (b) "Contract" includes any grant made by any person
8 (individual or corporate), partnership, foundation or
9 association, other than federal, State or local governments,
10 for the performance of research or consulting services by a
11 member of the faculty of a State-supported institution of
12 higher learning. The term does not include a scholarship or
13 grant for study or research required for a graduate degree or
14 the improvement of existing skills without any services to be
15 rendered for the grantor or donor of such a scholarship or
16 grant.

17 (Source: P.A. 89-4, eff. 1-1-96.)

18 Section 210. The University Religious Observances Act is
19 amended by changing Section 1 as follows:

20 (110 ILCS 110/1) (from Ch. 144, par. 2101)

21 Sec. 1. A public institution of higher education shall
22 adopt a policy which reasonably accommodates the religious
23 observance of individual students in regard to admissions,
24 class attendance, and the scheduling of examinations and work

1 requirements. This policy shall include a grievance procedure
2 by which a student who believes that he or she has been
3 unreasonably denied an educational benefit due to his or her
4 religious belief or practices may seek redress. Such policy
5 shall be made known to faculty and students annually by
6 inclusion in the institution's handbook, manual or other
7 similar document regularly provided to faculty and students.
8 For the purposes of this Section (a) "public institution of
9 higher education" means the University of Illinois, Southern
10 Illinois University at Carbondale, Southern Illinois
11 University at Edwardsville, Chicago State University, Eastern
12 Illinois University, Governors State University, Illinois
13 State University, Northeastern Illinois University, Northern
14 Illinois University, Western Illinois University, the public
15 community colleges of the State and any other public
16 universities, colleges and community colleges now or hereafter
17 established or authorized by the General Assembly; and (b)
18 "religious observance" or "religious practice" includes all
19 aspects of religious observance and practice, as well as
20 belief.

21 (Source: P.A. 89-4, eff. 1-1-96.)

22 Section 215. The Volunteer Emergency Worker Higher
23 Education Protection Act is amended by changing Section 5 as
24 follows:

1 (110 ILCS 122/5)

2 Sec. 5. Definitions. For the purposes of this Section:

3 "Institution of higher education" means the University of
4 Illinois, Southern Illinois University at Carbondale, Southern
5 Illinois University at Edwardsville, Chicago State University,
6 Eastern Illinois University, Governors State University,
7 Illinois State University, Northeastern Illinois University,
8 Northern Illinois University, Western Illinois University, the
9 public community colleges of this State, and any other public
10 universities, colleges, and community colleges now or
11 hereafter established or authorized by law.

12 "Volunteer emergency worker" means a volunteer emergency
13 worker as defined in the Volunteer Emergency Worker Job
14 Protection Act.

15 (Source: P.A. 94-957, eff. 7-1-06.)

16 Section 220. The Board of Higher Education Act is amended
17 by changing Sections 1, 7, 8, 9.11, 9.29, and 10 as follows:

18 (110 ILCS 205/1) (from Ch. 144, par. 181)

19 Sec. 1. The following terms shall have the meanings
20 respectively prescribed for them, except when the context
21 otherwise requires:

22 (a) "Public institutions of higher education": The
23 University of Illinois; Southern Illinois University at
24 Carbondale; Southern Illinois University at Edwardsville;

1 Chicago State University; Eastern Illinois University;
2 Governors State University; Illinois State University;
3 Northeastern Illinois University; Northern Illinois
4 University; Western Illinois University; the public community
5 colleges of the State and any other public universities,
6 colleges and community colleges now or hereafter established or
7 authorized by the General Assembly.

8 (b) "Board": The Board of Higher Education created by this
9 Act.

10 (c) "Engineering college" has the meaning ascribed to it in
11 the Professional Engineering Practice Act of 1989.

12 (Source: P.A. 89-4, eff. 1-1-96.)

13 (110 ILCS 205/7) (from Ch. 144, par. 187)

14 Sec. 7. The Board of Trustees of the University of
15 Illinois, the Board of Trustees of Southern Illinois University
16 at Carbondale, the Board of Trustees of Southern Illinois
17 University at Edwardsville, the Board of Trustees of Chicago
18 State University, the Board of Trustees of Eastern Illinois
19 University, the Board of Trustees of Governors State
20 University, the Board of Trustees of Illinois State University,
21 the Board of Trustees of Northeastern Illinois University, the
22 Board of Trustees of Northern Illinois University, the Board of
23 Trustees of Western Illinois University, the Illinois
24 Community College Board and the campuses under their governance
25 or supervision shall not hereafter undertake the establishment

1 of any new unit of instruction, research or public service
2 without the approval of the Board. The term "new unit of
3 instruction, research or public service" includes the
4 establishment of a college, school, division, institute,
5 department or other unit in any field of instruction, research
6 or public service not theretofore included in the program of
7 the institution, and includes the establishment of any new
8 branch or campus. The term does not include reasonable and
9 moderate extensions of existing curricula, research, or public
10 service programs which have a direct relationship to existing
11 programs; and the Board may, under its rule making power,
12 define the character of such reasonable and moderate
13 extensions.

14 Such governing boards shall submit to the Board all
15 proposals for a new unit of instruction, research, or public
16 service. The Board may approve or disapprove the proposal in
17 whole or in part or approve modifications thereof whenever in
18 its judgment such action is consistent with the objectives of
19 an existing or proposed master plan of higher education.

20 The Board of Higher Education is authorized to review
21 periodically all existing programs of instruction, research
22 and public service at the State universities and colleges and
23 to advise the appropriate board of control if the contribution
24 of each program is not educationally and economically
25 justified. Each State university shall report annually to the
26 Board on programs of instruction, research, or public service

1 that have been terminated, dissolved, reduced, or consolidated
2 by the university. Each State university shall also report to
3 the Board all programs of instruction, research, and public
4 service that exhibit a trend of low performance in enrollments,
5 degree completions, and high expense per degree. The Board
6 shall compile an annual report that shall contain information
7 on new programs created, existing programs that have been
8 closed or consolidated, and programs that exhibit low
9 performance or productivity. The report must be submitted to
10 the General Assembly. The Board shall have the authority to
11 define relevant terms and timelines by rule with respect to
12 this reporting.

13 (Source: P.A. 97-610, eff. 1-1-12.)

14 (110 ILCS 205/8) (from Ch. 144, par. 188)

15 Sec. 8. The Board of Trustees of the University of
16 Illinois, the Board of Trustees of Southern Illinois University
17 at Carbondale, the Board of Trustees of Southern Illinois
18 University at Edwardsville, the Board of Trustees of Chicago
19 State University, the Board of Trustees of Eastern Illinois
20 University, the Board of Trustees of Governors State
21 University, the Board of Trustees of Illinois State University,
22 the Board of Trustees of Northeastern Illinois University, the
23 Board of Trustees of Northern Illinois University, the Board of
24 Trustees of Western Illinois University, and the Illinois
25 Community College Board shall submit to the Board not later

1 than the 15th day of November of each year its budget proposals
2 for the operation and capital needs of the institutions under
3 its governance or supervision for the ensuing fiscal year. Each
4 budget proposal shall conform to the procedures developed by
5 the Board in the design of an information system for State
6 universities and colleges.

7 In order to maintain a cohesive system of higher education,
8 the Board and its staff shall communicate on a regular basis
9 with all public university presidents. They shall meet at least
10 semiannually to achieve economies of scale where possible and
11 provide the most innovative and efficient programs and
12 services.

13 The Board, in the analysis of formulating the annual budget
14 request, shall consider rates of tuition and fees and
15 undergraduate tuition and fee waiver programs at the state
16 universities and colleges. The Board shall also consider the
17 current and projected utilization of the total physical plant
18 of each campus of a university or college in approving the
19 capital budget for any new building or facility.

20 The Board of Higher Education shall submit to the Governor,
21 to the General Assembly, and to the appropriate budget agencies
22 of the Governor and General Assembly its analysis and
23 recommendations on such budget proposals.

24 The Board is directed to form a broad-based group of
25 individuals representing the Office of the Governor, the
26 General Assembly, public institutions of higher education,

1 State agencies, business and industry, Statewide organizations
2 representing faculty and staff, and others as the Board shall
3 deem appropriate to devise a system for allocating State
4 resources to public institutions of higher education based upon
5 performance in achieving State goals related to student success
6 and certificate and degree completion.

7 Beginning in Fiscal Year 2013, the Board of Higher
8 Education budget recommendations to the Governor and the
9 General Assembly shall include allocations to public
10 institutions of higher education based upon performance
11 metrics designed to promote and measure student success in
12 degree and certificate completion. These metrics must be
13 adopted by the Board by rule and must be developed and
14 promulgated in accordance with the following principles:

15 (1) The metrics must be developed in consultation with
16 public institutions of higher education, as well as other
17 State educational agencies and other higher education
18 organizations, associations, interests, and stakeholders
19 as deemed appropriate by the Board.

20 (2) The metrics shall include provisions for
21 recognizing the demands on and rewarding the performance of
22 institutions in advancing the success of students who are
23 academically or financially at risk, including
24 first-generation students, low-income students, and
25 students traditionally underrepresented in higher
26 education, as specified in Section 9.16 of this Act.

1 (3) The metrics shall recognize and account for the
2 differentiated missions of institutions and sectors of
3 higher education.

4 (4) The metrics shall focus on the fundamental goal of
5 increasing completion of college courses, certificates,
6 and degrees. Performance metrics shall recognize the
7 unique and broad mission of public community colleges
8 through consideration of additional factors including, but
9 not limited to, enrollment, progress through key academic
10 milestones, transfer to a baccalaureate institution, and
11 degree completion.

12 (5) The metrics must be designed to maintain the
13 quality of degrees, certificates, courses, and programs.
14 In devising performance metrics, the Board may be guided by the
15 report of the Higher Education Finance Study Commission.

16 Each state supported institution within the application of
17 this Act must submit its plan for capital improvements of
18 non-instructional facilities to the Board for approval before
19 final commitments are made if the total cost of the project as
20 approved by the institution's board of control is in excess of
21 \$2 million. Non-instructional uses shall include but not be
22 limited to dormitories, union buildings, field houses,
23 stadium, other recreational facilities and parking lots. The
24 Board shall determine whether or not any project submitted for
25 approval is consistent with the master plan for higher
26 education and with instructional buildings that are provided

1 for therein. If the project is found by a majority of the Board
2 not to be consistent, such capital improvement shall not be
3 constructed.

4 (Source: P.A. 97-290, eff. 8-10-11; 97-320, eff. 1-1-12;
5 97-610, eff. 1-1-12; 97-813, eff. 7-13-12.)

6 (110 ILCS 205/9.11) (from Ch. 144, par. 189.11)

7 Sec. 9.11. Effective January 1, 1980, to require the
8 preparation of an annual capital plan which details the
9 proposed budget year and 3-year ~~3-year~~ capital needs of the
10 Board of Trustees of the University of Illinois, the Board of
11 Trustees of Southern Illinois University at Carbondale, the
12 Board of Trustees of Southern Illinois University at
13 Edwardsville, the Board of Trustees of Chicago State
14 University, the Board of Trustees of Eastern Illinois
15 University, the Board of Trustees of Governors State
16 University, the Board of Trustees of Illinois State University,
17 the Board of Trustees of Northeastern Illinois University, the
18 Board of Trustees of Northern Illinois University, and the
19 Board of Trustees of Western Illinois University. Such plan
20 shall detail capital expenditures to finance revenue producing
21 facilities through the issuance of revenue bonds. This plan
22 shall detail each project and the project cost in current
23 dollar amounts. The plan shall contain the appropriate detail
24 for the proposed budget year and the 3-year ~~3-year~~ plan which
25 will justify the projects ability to meet: the debt service

1 requirements by producing sufficient revenue, life expectancy
2 and maintenance requirements. Such annual capital plans shall
3 be submitted to the Commission on Government Forecasting and
4 Accountability no later than March 15th of each year.

5 (Source: P.A. 93-1067, eff. 1-15-05.)

6 (110 ILCS 205/9.29)

7 Sec. 9.29. Tuition and fee waiver report and task force.

8 (a) The Board of Higher Education shall annually compile
9 information concerning tuition and fee waivers and tuition and
10 fee waiver programs that has been provided by the Boards of
11 Trustees of the University of Illinois, Southern Illinois
12 University at Carbondale, Southern Illinois University at
13 Edwardsville, Chicago State University, Eastern Illinois
14 University, Governors State University, Illinois State
15 University, Northeastern Illinois University, Northern
16 Illinois University, and Western Illinois University and shall
17 report its findings and recommendations concerning tuition and
18 fee waivers and tuition and fee waiver programs to the General
19 Assembly by filing copies of its report by December 31 of each
20 year as provided in Section 3.1 of the General Assembly
21 Organization Act.

22 (b) The General Assembly finds and declares (i) that the
23 Board of Higher Education reports that in Fiscal Year 2011
24 public institutions of higher education awarded tuition and fee
25 waivers totaling nearly \$415 million; (ii) that 83.9% of these

1 waivers were discretionary in that they were awarded at the
2 discretion of each institution and valued at over \$348 million;
3 (iii) that the remaining 16.1% of waivers were mandatory in
4 that institutions had to award the waivers by statute; and (iv)
5 that because of the significant cost of such waivers, it is
6 important to review, evaluate, and verify that these waivers
7 are in the public interest and impose a reasonable financial
8 impact upon higher education.

9 There is hereby created the Tuition and Fee Waiver Task
10 Force. The Task Force shall consist of the following members:

11 (1) 2 members appointed by the President of the Senate;

12 (2) 2 members appointed by the Speaker of the House of
13 Representatives;

14 (3) 2 members appointed by the Minority Leader of the
15 Senate; and

16 (4) 2 members appointed by the Minority Leader of the
17 House of Representatives.

18 The President and Speaker shall designate one member each
19 to serve as co-chairpersons of the Task Force. Members must be
20 adults and residents of this State. The individual or his or
21 her successor who appointed a member may remove that appointed
22 member before the expiration of his or her term on the Task
23 Force for official misconduct, incompetence, or neglect of
24 duty. Members shall serve without compensation, but may be
25 reimbursed for expenses. Appointments must be made within 60
26 calendar days after the effective date of this amendatory Act

1 of the 97th General Assembly.

2 (c) The purpose of the Tuition and Fee Waiver Task Force is
3 to conduct a thorough review and evaluation of the tuition and
4 fee waiver programs offered by the public institutions of
5 higher education listed in subsection (a) of this Section, as
6 well as the findings and recommendations made by the Board
7 concerning these programs pursuant to subsection (a) of this
8 Section. The Task Force shall also thoroughly review and
9 evaluate tuition and fee waiver programs offered by public
10 institutions of higher education not listed in subsection (a)
11 of this Section.

12 The Task Force shall review and evaluate each of the
13 tuition and fee waiver programs offered by public institutions
14 of higher education and determine the propriety of each such
15 program. As part of its review and evaluation, the Task Force
16 shall, among other things, consider the following:

17 (1) the institution's justification of the need for the
18 program;

19 (2) the program's intended purposes and goals;

20 (3) the program's eligibility and selection criteria;

21 (4) the program's costs;

22 (5) the purported benefits resulting from the program;

23 and

24 (6) whether the program serves the public interest or
25 advances a private interest.

26 (d) The Board shall provide administrative support to the

1 Tuition and Fee Waiver Task Force. The Task Force shall conduct
2 meetings and public hearings before filing any report mandated
3 under this subsection (d). At the public hearings, the Task
4 Force shall allow interested persons to present their views and
5 comments. The Task Force shall submit a report setting forth
6 its review and evaluation of the tuition and fee waiver
7 programs offered by public institutions of higher education on
8 or before April 15, 2013 to the Governor, the General Assembly,
9 and the Board. Upon filing its reports, the Task Force is
10 dissolved.

11 (Source: P.A. 97-772, eff. 7-11-12.)

12 (110 ILCS 205/10) (from Ch. 144, par. 190)

13 Sec. 10. The Board of Trustees of the University of
14 Illinois, the Board of Trustees of Southern Illinois University
15 at Carbondale, the Board of Trustees of Southern Illinois
16 University at Edwardsville, the Board of Trustees of Chicago
17 State University, the Board of Trustees of Eastern Illinois
18 University, the Board of Trustees of Governors State
19 University, the Board of Trustees of Illinois State University,
20 the Board of Trustees of Northeastern Illinois University, the
21 Board of Trustees of Northern Illinois University, the Board of
22 Trustees of Western Illinois University, and the Illinois
23 Community College Board shall retain all the powers and duties
24 heretofore given and conferred upon them by statute, except
25 insofar as they are limited by the powers and duties delegated

1 to the Board of Higher Education by this Act.

2 Nothing, however, in this Act shall be construed to prevent
3 individual state universities and colleges from establishing
4 higher minimum admission requirements and higher minimum
5 admission requirements may be established for out-of-state
6 students than for Illinois residents.

7 (Source: P.A. 89-4, eff. 1-1-96.)

8 Section 225. The Higher Education Cooperation Act is
9 amended by changing Section 2 as follows:

10 (110 ILCS 220/2) (from Ch. 144, par. 282)

11 Sec. 2. As used in this Act, unless the context otherwise
12 requires:

13 "Board" means the Board of Higher Education;

14 "Nonpublic institution of higher education" means an
15 educational organization, other than a public institution of
16 higher education, which provides a minimum of an organized 2
17 year program at the private junior college level or higher and
18 which operates not-for-profit and in conformity with standards
19 substantially equivalent to those of the public institutions of
20 higher education;

21 "Public institution of higher education" means the
22 University of Illinois, Southern Illinois University at
23 Carbondale, Southern Illinois University at Edwardsville,
24 Chicago State University, Eastern Illinois University,

1 Governors State University, Illinois State University,
2 Northeastern Illinois University, Northern Illinois
3 University, Western Illinois University, the public community
4 colleges of this State, and any other public universities,
5 colleges and community colleges now or hereafter established or
6 authorized by the General Assembly.

7 (Source: P.A. 89-4, eff. 1-1-96.)

8 Section 230. The Illinois Cooperative Work Study Program
9 Act is amended by changing Section 2 as follows:

10 (110 ILCS 225/2) (from Ch. 144, par. 2952)

11 Sec. 2. Definitions. In this Act:

12 "Board" means the Illinois Board of Higher Education.

13 "Nonpublic institution of higher education" means an
14 educational organization, other than a public institution of
15 higher education, that provides a minimum of an organized 2
16 year program at the private junior college level or higher and
17 that operates in conformity with standards substantially
18 equivalent to those of the public institutions of higher
19 education.

20 "Public institution of higher education" means the
21 University of Illinois, Southern Illinois University at
22 Carbondale, Southern Illinois University at Edwardsville,
23 Chicago State University, Eastern Illinois University,
24 Governors State University, Illinois State University,

1 Northeastern Illinois University, Northern Illinois
2 University, Western Illinois University, the public community
3 colleges of this State, and any other public universities,
4 colleges and community colleges now or hereafter established or
5 authorized by the General Assembly.

6 "Cooperative work study" means an academically related
7 work and study experience with business, industry, government
8 or other agencies and organizations. Cooperative work study may
9 include, but is not limited to, summer internships, clinical
10 placements, internships and work experiences during the
11 academic year.

12 (Source: P.A. 89-4, eff. 1-1-96.)

13 Section 235. The University of Illinois Act is amended by
14 changing Sections 7f and 8a as follows:

15 (110 ILCS 305/7f) (from Ch. 144, par. 28f)

16 Sec. 7f. Partial tuition waivers.

17 (a) As used in this Section, "Illinois college or
18 university" means any of the following: the University of
19 Illinois, Southern Illinois University at Carbondale, Southern
20 Illinois University at Edwardsville, Chicago State University,
21 Eastern Illinois University, Governors State University,
22 Illinois State University, Northeastern Illinois University,
23 Northern Illinois University, and Western Illinois University.

24 (b) Each year the Board of Trustees of the University of

1 Illinois shall offer 50% tuition waivers for undergraduate
2 education at any campus under its governance or supervision to
3 the children of employees of an Illinois college or university
4 who have been employed by any one or by more than one Illinois
5 college or university for an aggregate period of at least 7
6 years. To be eligible to receive a partial tuition waiver, the
7 child of an employee of an Illinois college or university (i)
8 must be under the age of 25 at the commencement of the academic
9 year during which the partial tuition waiver is to be
10 effective, and (ii) must qualify for admission to the
11 University of Illinois under the same admissions requirements,
12 standards and policies which the University of Illinois applies
13 to applicants for admission generally to its respective
14 undergraduate colleges and programs.

15 (c) Subject to the provisions and limitations of subsection
16 (b), an eligible applicant who has continued to maintain
17 satisfactory academic progress toward graduation may have his
18 or her partial tuition waiver renewed until the time as he or
19 she has expended 4 years of undergraduate partial tuition
20 waiver benefits under this Section.

21 (d) No partial tuition waiver offered or allocated to any
22 eligible applicant in accordance with the provisions of this
23 Section shall be charged against any tuition waiver limitation
24 established by the Illinois Board of Higher Education.

25 (e) The Board of Trustees shall prescribe rules and
26 regulations as are necessary to implement and administer the

1 provisions of this Section.

2 (Source: P.A. 90-282, eff. 1-1-98.)

3 (110 ILCS 305/8a) (from Ch. 144, par. 29a)

4 Sec. 8a. The Board of Trustees of the University of
5 Illinois shall establish a feedback system to monitor the
6 academic progress and success of Illinois high school students
7 enrolled at the University. The Board of Trustees of the
8 University of Illinois, in cooperation with the Board of
9 Trustees of Southern Illinois University at Carbondale, the
10 Board of Trustees of Southern Illinois University at
11 Edwardsville, the Board of Trustees of Chicago State
12 University, the Board of Trustees of Eastern Illinois
13 University, the Board of Trustees of Governors State
14 University, the Board of Trustees of Illinois State University,
15 the Board of Trustees of Northeastern Illinois University, the
16 Board of Trustees of Northern Illinois University, and the
17 Board of Trustees of Western Illinois University shall submit
18 annually to each high school attendance center located in the
19 State a single report with respect to the graduates of that
20 high school attendance center. The report shall include, but
21 need not be limited to, the following information: the number
22 of high school graduates enrolled in each public university and
23 the major of each; the number of high school graduates who have
24 withdrawn from each public university; and student performance
25 in university coursework.

1 (Source: P.A. 89-4, eff. 1-1-96.)

2 Section 240. The Southern Illinois University Objects Act
3 is amended by changing the title and Sections 2, 12, and 15 as
4 follows:

5 (110 ILCS 510/Act title)

6 An Act in relation to the Southern Illinois University at
7 Carbondale and Southern Illinois University at Edwardsville.

8 (110 ILCS 510/2) (from Ch. 144, par. 602)

9 Sec. 2. The objects of Southern Illinois University at
10 Carbondale and Southern Illinois University at Edwardsville
11 shall be to qualify teachers for the schools of this State in
12 all branches of study which pertain to a common school
13 education; to teach such branches of learning as are related to
14 agriculture and the mechanic arts, including military tactics;
15 to offer such courses of instruction as shall best serve to
16 provide liberal and vocational education customarily offered
17 at the college level; and to offer such other courses of
18 instruction as these Universities determine ~~the University~~
19 ~~determines~~; provided no professional courses culminating in
20 degrees in law, medicine, dentistry or pharmacy may be offered
21 by such Universities ~~University~~ unless approved by the Board of
22 Higher Education as provided in Section 7 of the Board of
23 Higher Education Act ~~"An Act creating a Board of Higher~~

1 ~~Education, defining its powers and duties, making an~~
2 ~~appropriation therefor, and repealing an Act herein named",~~
3 ~~approved August 22, 1961, as heretofore and hereafter amended.~~

4 (Source: Laws 1963, p. 3272.)

5 (110 ILCS 510/12) (from Ch. 144, par. 612)

6 Sec. 12. The Board of Trustees of Southern Illinois
7 University at Carbondale and the Board of Trustees of Southern
8 Illinois University at Edwardsville shall appoint instructors,
9 and such officers as may be required, fix their respective
10 salaries and prescribe their duties. Each ~~The~~ board may remove
11 any instructor or officer for proper cause giving 10 ~~ten~~ days'
12 notice of any charge presented, and reasonable opportunity of
13 defense. Each ~~The~~ board shall prescribe and provide the
14 textbooks, apparatus and furniture to be used in the university
15 and make all regulations necessary for its management. Each ~~The~~
16 board may, on recommendation of the faculty of the university,
17 issue diplomas to persons who have satisfactorily completed the
18 required studies and confer such degrees as are suitable for
19 the courses of study authorized by Section 2.

20 (Source: Laws 1949, p. 1420.)

21 (110 ILCS 510/15) (from Ch. 144, par. 615)

22 Sec. 15. The expense of the building, improving, repairing
23 and supplying fuel and furniture and the necessary appliances
24 and apparatus for conducting said universities ~~school~~, and the

1 salaries or compensation of the Board of Trustees of Southern
2 Illinois University at Carbondale and the Board of Trustees of
3 Southern Illinois University at Edwardsville, the
4 superintendent, assistants, agents and employees, shall be a
5 charge upon the State Treasury; all other expenses shall be
6 chargeable against pupils, and each ~~the~~ Board of Trustees ~~of~~
7 ~~Southern Illinois University~~ shall regulate the charges
8 accordingly.

9 (Source: Laws 1949, p. 1420.)

10 Section 245. The Southern Illinois University Management
11 Act is amended by changing the title and Sections 1, 2, 4, 5,
12 6.6, 8, 8a, 8b, 8c, 8d, 8e, and 8f and adding Sections 0.05,
13 1.5, 1.10, 3.5, 3.10, and 3.15 as follows:

14 (110 ILCS 520/Act title)

15 An Act providing for the management, operation, control and
16 maintenance of Southern Illinois University at Carbondale and
17 Southern Illinois University at Edwardsville.

18 (110 ILCS 520/0.05 new)

19 Sec. 0.05. Definitions. In this Act:

20 "Board" and "Board of Trustees" mean both the Board of
21 Trustees of Southern Illinois University at Carbondale and the
22 Board of Trustees of Southern Illinois University at
23 Edwardsville.

1 "University" means both Southern Illinois University at
2 Carbondale and Southern Illinois University at Edwardsville.

3 (110 ILCS 520/1) (from Ch. 144, par. 651)

4 Sec. 1. There is hereby created a body politic and
5 corporate which shall be styled the Board of Trustees of
6 Southern Illinois University to operate, manage, control and
7 maintain the University, ~~hereinafter called the Board.~~ The
8 Board of Trustees of Southern Illinois University is abolished
9 on July 31, 2014. On July 1, 2014, the governance and control
10 of Southern Illinois University shall pass to and rest within
11 the new boards of trustees created under Sections 1.5 and 1.10
12 of this Act as provided by law. The sole function and power of
13 the Board of Trustees of Southern Illinois University from July
14 1, 2014 until its abolition on July 31, 2014 shall be to assist
15 in transferring all books, records, papers, documents, pending
16 business, accounts, and all real and personal property
17 belonging to or held for the use and benefit of Southern
18 Illinois University that until July 1, 2014 was under the Board
19 of Trustees' governance to the new boards of trustees as
20 provided by law.

21 (Source: Laws 1951, p. 1407.)

22 (110 ILCS 520/1.5 new)

23 Sec. 1.5. Southern Illinois University at Carbondale;
24 creation of board.

1 (a) There is hereby created a body politic and corporate
2 that shall be styled the Board of Trustees of Southern Illinois
3 University at Carbondale to operate, manage, control, and
4 maintain Southern Illinois University at Carbondale.

5 (b) That part of Southern Illinois University associated
6 with the Carbondale campus before July 1, 2014, shall hereafter
7 be known as Southern Illinois University at Carbondale, shall
8 be under the governance and control of the Board of Trustees of
9 Southern Illinois University at Carbondale, and beginning on
10 July 1, 2014, shall award appropriate degrees in the name of
11 Southern Illinois University at Carbondale.

12 (110 ILCS 520/1.10 new)

13 Sec. 1.10. Southern Illinois University at Edwardsville;
14 creation of board.

15 (a) There is hereby created a body politic and corporate
16 that shall be styled the Board of Trustees of Southern Illinois
17 University at Edwardsville to operate, manage, control, and
18 maintain Southern Illinois University at Edwardsville.

19 (b) That part of the Southern Illinois University
20 associated with the Edwardsville campus and the School of
21 Medicine before July 1, 2014 shall hereafter be known as
22 Southern Illinois University at Edwardsville, shall be under
23 the governance and control of the Board of Trustees of Southern
24 Illinois University at Edwardsville, and beginning on July 1,
25 2014, shall award appropriate degrees in the name of Southern

1 Illinois University at Edwardsville.

2 (110 ILCS 520/2) (from Ch. 144, par. 652)

3 Sec. 2. The Board shall consist of 7 voting members
4 appointed by the Governor, by and with the advice and consent
5 of the Senate, ~~the Superintendent of Public Instruction, or his~~
6 ~~chief assistant for liaison with higher education when~~
7 ~~designated to serve in his place, ex officio, and one voting~~
8 ~~student member designated by the Governor from one campus of~~
9 ~~the University~~ and one nonvoting ~~student~~ member who is a
10 student at ~~from the campus of~~ the University ~~not represented by~~
11 ~~the voting student member. The Governor shall designate one of~~
12 ~~the student members serving on the Board to serve as the voting~~
13 ~~student member. Each student member shall be chosen by the~~
14 ~~respective campuses of Southern Illinois University at~~
15 ~~Carbondale and Edwardsville.~~ The method of choosing the ~~these~~
16 student member ~~members~~ shall be by campus-wide student
17 election, ~~and any student designated by the Governor to be a~~
18 ~~voting student member shall be one of the students chosen by~~
19 ~~this method.~~ The student member ~~members~~ shall serve a term
20 ~~terms~~ of one year beginning on July 1 of each year, except that
21 the student member ~~members~~ initially selected shall serve a
22 term beginning on the date of such selection and expiring on
23 the next succeeding June 30. To be eligible for selection as a
24 student member and to be eligible to remain as a ~~voting or~~
25 ~~nonvoting~~ student member of the Board, the ~~a~~ student member

1 must be a resident of this State, must have and maintain a
2 grade point average that is equivalent to at least 2.5 on a 4.0
3 scale, and must be a full time student enrolled at all times
4 during his or her term of office except for that part of the
5 term which follows the completion of the last full regular
6 semester of an academic year and precedes the first full
7 regular semester of the succeeding academic year at the
8 university (sometimes commonly referred to as the summer
9 session or summer school). If the ~~a voting or nonvoting~~ student
10 member ~~servng on the Board~~ fails to continue to meet or
11 maintain the residency, minimum grade point average, or
12 enrollment requirement established by this Section, his or her
13 membership on the Board shall be deemed to have terminated by
14 operation of law. No more than 4 of the members appointed by
15 the Governor shall be affiliated with the same political party.
16 Each member appointed by the Governor must be a resident of
17 this State. A failure to meet or maintain this residency
18 requirement constitutes a resignation from and creates a
19 vacancy in the Board. Of the members first appointed by the
20 Governor, 4 shall be appointed for terms to expire on the third
21 Monday in January, 2018 and 3 shall be appointed for terms to
22 expire on the third Monday in January, 2020. If the Senate is
23 not in session on July 1, 2014 or if a vacancy in an appointive
24 membership occurs at a time when the Senate is not in session,
25 the Governor shall make temporary appointments until the next
26 meeting of the Senate when he or she shall nominate persons to

1 fill such memberships for the remainder of their respective
2 terms. Upon the expiration of the terms of members appointed by
3 the Governor, their respective successors shall be appointed
4 for terms of 6 years from the third Monday in January of each
5 odd-numbered year and until their respective successors are
6 appointed for like terms. ~~If the Senate is not in session~~
7 ~~appointments shall be made as in the case of vacancies.~~

8 (Source: P.A. 91-778, eff. 1-1-01; 91-798, eff. 7-9-00; 92-16,
9 eff. 6-28-01.)

10 (110 ILCS 520/3.5 new)

11 Sec. 3.5. Southern Illinois University at Carbondale;
12 transfer of authority. All of the rights, powers, and duties
13 vested by law in the Board of Trustees of Southern Illinois
14 University before July 1, 2014 and relating to the operation,
15 management, control, and maintenance of Southern Illinois
16 University at Carbondale prior to its change of name and status
17 are hereby transferred to and vested in the Board of Trustees
18 of Southern Illinois University at Carbondale.

19 All books, records, papers, documents, and pending
20 business in any way pertaining to Southern Illinois University
21 at Carbondale prior to its change of name and status and held
22 by the Board of Trustees of Southern Illinois University before
23 July 1, 2014 are hereby transferred from the Board of Trustees
24 of Southern Illinois University to the Board of Trustees of
25 Southern Illinois University at Carbondale.

1 On July 1, 2014, the rules and regulations previously
2 promulgated by the Board of Trustees of Southern Illinois
3 University and applicable to Southern Illinois University at
4 Carbondale prior to its change of name and status shall be the
5 rules and regulations applicable to Southern Illinois
6 University at Carbondale, provided that, beginning on July 1,
7 2014, any or all of the rules and regulations may be changed or
8 rescinded by the Board of Trustees of Southern Illinois
9 University at Carbondale.

10 The right of custody, possession, and control over all
11 items of income, funds, or deposits in any way pertaining to
12 Southern Illinois University at Carbondale prior to its change
13 of name and status that before July 1, 2014 were held or
14 retained by or under the jurisdiction of the Board of Trustees
15 of Southern Illinois University under the authority of the
16 State Finance Act as that Act existed before July 1, 2014, is
17 hereby transferred to and vested in the Board of Trustees of
18 Southern Illinois University at Carbondale to be retained by
19 Southern Illinois University at Carbondale in its own treasury,
20 or deposited with a bank or savings and loan association, all
21 in accordance with the provisions of the State Finance Act.

22 There is hereby transferred from the Board of Trustees of
23 Southern Illinois University to the Board of Trustees of
24 Southern Illinois University at Carbondale the power of order
25 and direction over the disbursement of those funds in any way
26 pertaining to Southern Illinois University at Carbondale prior

1 to its change of name and status that immediately prior to the
2 effective date of this amendatory Act of the 98th General
3 Assembly were retained by Southern Illinois University in its
4 own treasury under the authority of the State Finance Act as
5 that Act existed prior to July 1, 2014, provided that such
6 funds shall be disbursed from time to time pursuant to the
7 order and direction of the Board of Trustees of Southern
8 Illinois University at Carbondale in accordance with any
9 contracts, pledges, trusts, or agreements heretofore made with
10 respect to the use or application of such funds by the Board of
11 Trustees of Southern Illinois University.

12 The Board of Trustees of Southern Illinois University at
13 Carbondale shall succeed to, assume, and exercise all rights,
14 powers, duties, and responsibilities formerly exercised by the
15 Board of Trustees of Southern Illinois University on behalf of
16 Southern Illinois University at Carbondale before its change of
17 name and status. All contracts and agreements entered into by
18 the Board of Trustees of Southern Illinois University on behalf
19 of Southern Illinois University at Carbondale before its change
20 of name and status shall subsist notwithstanding the transfer
21 of the functions of the Board of Trustees of Southern Illinois
22 University, with respect to Southern Illinois University at
23 Carbondale prior to its change of name and status, to the Board
24 of Trustees of Southern Illinois University at Carbondale. All
25 bonds, notes, and other evidences of indebtedness outstanding
26 on July 1, 2014 issued by the Board of Trustees of Southern

1 Illinois University on behalf of Southern Illinois University
2 at Carbondale before its change of name and status shall become
3 the bonds, notes, or other evidences of indebtedness of
4 Southern Illinois University at Carbondale and shall be
5 otherwise unaffected by the transfer of functions to the Board
6 of Trustees of Southern Illinois University at Carbondale. Any
7 action with respect to Southern Illinois University at
8 Carbondale prior to its change of name and status, including
9 without limitation approvals of applications for bonds and
10 resolutions constituting official action under the Internal
11 Revenue Code, by the Board of Trustees of Southern Illinois
12 University before July 1, 2014 shall remain effective to the
13 same extent as if that action had been taken by the Board of
14 Trustees of Southern Illinois University at Carbondale and
15 shall be deemed to be action taken by the Board of Trustees of
16 Southern Illinois University at Carbondale for Southern
17 Illinois University at Carbondale.

18 The title to all other property, whether real, personal or
19 mixed, and all accounts receivable belonging to or under the
20 jurisdiction of the Board of Trustees of Southern Illinois
21 University for Southern Illinois University at Carbondale
22 prior to its change of name and status is hereby transferred to
23 and vested in the Board of Trustees of Southern Illinois
24 University at Carbondale to be held for the People of the State
25 of Illinois.

26 The employment of all academic and nonacademic personnel of

1 Southern Illinois University at Carbondale prior to its change
2 of name and status is hereby transferred from the Board of
3 Trustees of Southern Illinois University to the Board of
4 Trustees of Southern Illinois University at Carbondale, but the
5 locus of employment shall not be transferred. The transfer
6 shall not affect the status and rights of any person under the
7 State Universities Retirement System or the State Universities
8 Civil Service System. On July 1, 2014, the individuals whose
9 employment is so transferred shall be credited with earned
10 vacation days and sick leave days accrued before the transfer.

11 On July 1, 2014, individuals who were students of Southern
12 Illinois University at Carbondale prior to its change of name
13 and status shall be students of Southern Illinois University at
14 Carbondale.

15 (110 ILCS 520/3.10 new)

16 Sec. 3.10. Southern Illinois University at Edwardsville;
17 transfer of authority. All of the rights, powers, and duties
18 vested by law in the Board of Trustees of Southern Illinois
19 University before July 1, 2014 and relating to the operation,
20 management, control, and maintenance of Southern Illinois
21 University at Edwardsville prior to its change of name and
22 status are hereby transferred to and vested in the Board of
23 Trustees of Southern Illinois University at Edwardsville.

24 All books, records, papers, documents, and pending
25 business in any way pertaining to Southern Illinois University

1 at Edwardsville prior to its change of name and status and held
2 by the Board of Trustees of Southern Illinois University before
3 July 1, 2014 are hereby transferred from the Board of Trustees
4 of Southern Illinois University to the Board of Trustees of
5 Southern Illinois University at Edwardsville.

6 On July 1, 2014, the rules and regulations previously
7 promulgated by the Board of Trustees of Southern Illinois
8 University and applicable to Southern Illinois University at
9 Edwardsville prior to its change of name and status shall be
10 the rules and regulations applicable to Southern Illinois
11 University at Edwardsville, provided that, beginning on July 1,
12 2014, any or all of the rules and regulations may be changed or
13 rescinded by the Board of Trustees of Southern Illinois
14 University at Edwardsville.

15 The right of custody, possession, and control over all
16 items of income, funds, or deposits in any way pertaining to
17 Southern Illinois University at Edwardsville prior to its
18 change of name and status that before July 1, 2014 were held or
19 retained by or under the jurisdiction of the Board of Trustees
20 of Southern Illinois University under the authority of the
21 State Finance Act as that Act existed before July 1, 2014, is
22 hereby transferred to and vested in the Board of Trustees of
23 Southern Illinois University at Edwardsville to be retained by
24 Southern Illinois University at Edwardsville in its own
25 treasury, or deposited with a bank or savings and loan
26 association, all in accordance with the provisions of the State

1 Finance Act.

2 There is hereby transferred from the Board of Trustees of
3 Southern Illinois University to the Board of Trustees of
4 Southern Illinois University at Edwardsville the power of order
5 and direction over the disbursement of those funds in any way
6 pertaining to Southern Illinois University at Edwardsville
7 prior to its change of name and status that immediately prior
8 to the effective date of this amendatory Act of the 98th
9 General Assembly were retained by Southern Illinois University
10 in its own treasury under the authority of the State Finance
11 Act as that Act existed prior to July 1, 2014, provided that
12 such funds shall be disbursed from time to time pursuant to the
13 order and direction of the Board of Trustees of Southern
14 Illinois University at Edwardsville in accordance with any
15 contracts, pledges, trusts, or agreements heretofore made with
16 respect to the use or application of such funds by the Board of
17 Trustees of Southern Illinois University.

18 The Board of Trustees of Southern Illinois University at
19 Edwardsville shall succeed to, assume, and exercise all rights,
20 powers, duties, and responsibilities formerly exercised by the
21 Board of Trustees of Southern Illinois University on behalf of
22 Southern Illinois University at Edwardsville before its change
23 of name and status. All contracts and agreements entered into
24 by the Board of Trustees of Southern Illinois University on
25 behalf of Southern Illinois University at Edwardsville before
26 its change of name and status shall subsist notwithstanding the

1 transfer of the functions of the Board of Trustees of Southern
2 Illinois University, with respect to Southern Illinois
3 University at Edwardsville prior to its change of name and
4 status, to the Board of Trustees of Southern Illinois
5 University at Edwardsville. All bonds, notes, and other
6 evidences of indebtedness outstanding on July 1, 2014 issued by
7 the Board of Trustees of Southern Illinois University on behalf
8 of Southern Illinois University at Edwardsville before its
9 change of name and status shall become the bonds, notes, or
10 other evidences of indebtedness of Southern Illinois
11 University at Edwardsville and shall be otherwise unaffected by
12 the transfer of functions to the Board of Trustees of Southern
13 Illinois University at Edwardsville. Any action with respect to
14 Southern Illinois University at Edwardsville prior to its
15 change of name and status, including without limitation
16 approvals of applications for bonds and resolutions
17 constituting official action under the Internal Revenue Code,
18 by the Board of Trustees of Southern Illinois University before
19 July 1, 2014 shall remain effective to the same extent as if
20 that action had been taken by the Board of Trustees of Southern
21 Illinois University at Edwardsville and shall be deemed to be
22 action taken by the Board of Trustees of Southern Illinois
23 University at Edwardsville for Southern Illinois University at
24 Edwardsville.

25 The title to all other property, whether real, personal or
26 mixed, and all accounts receivable belonging to or under the

1 jurisdiction of the Board of Trustees of Southern Illinois
2 University for Southern Illinois University at Edwardsville
3 prior to its change of name and status is hereby transferred to
4 and vested in the Board of Trustees of Southern Illinois
5 University at Edwardsville to be held for the People of the
6 State of Illinois.

7 The employment of all academic and nonacademic personnel of
8 Southern Illinois University at Edwardsville prior to its
9 change of name and status is hereby transferred from the Board
10 of Trustees of Southern Illinois University to the Board of
11 Trustees of Southern Illinois University at Edwardsville, but
12 the locus of employment shall not be transferred. The transfer
13 shall not affect the status and rights of any person under the
14 State Universities Retirement System or the State Universities
15 Civil Service System. On July 1, 2014, the individuals whose
16 employment is so transferred shall be credited with earned
17 vacation days and sick leave days accrued before the transfer.

18 On July 1, 2014, individuals who were students of Southern
19 Illinois University at Edwardsville prior to its change of name
20 and status shall be students of Southern Illinois University at
21 Edwardsville.

22 (110 ILCS 520/3.15 new)

23 Sec. 3.15. Inability to transfer. Anything under Section
24 3.5 or 3.10 of this Act that cannot be transferred to the Board
25 of Trustees of Southern Illinois University at Carbondale or

1 the Board of Trustees of Southern Illinois University at
2 Edwardsville because it was not related to either Southern
3 Illinois University at Carbondale prior to its change of name
4 and status or Southern Illinois University at Edwardsville
5 prior to its change of name and status shall be divided
6 equally, if possible, or shared between the 2 universities.

7 (110 ILCS 520/4) (from Ch. 144, par. 654)

8 Sec. 4. Members of the Board shall serve without
9 compensation but shall be entitled to reasonable amounts for
10 expenses necessarily incurred in the performance of their
11 duties. Such expenses incurred by the ~~any non-voting~~ student
12 member may, at the discretion of the Chairperson ~~Chairman~~ of
13 the Board, be provided for by advance payment to the student
14 ~~such~~ member, who shall account therefor to the Board
15 immediately after each meeting.

16 No member of the Board shall hold or be employed in or
17 appointed to any office or place under the authority of the
18 Board, nor shall any member of the Board be directly or
19 indirectly interested in any contract made by the Board, nor
20 shall he or she be an employee of the State government
21 ~~Government~~. This Section ~~section~~ does not prohibit the student
22 member ~~members~~ of the Board from maintaining normal and
23 official status as an enrolled student ~~students~~ or normal
24 student employment at the ~~Southern Illinois~~ University.

25 (Source: P.A. 93-1096, eff. 1-1-06.)

1 (110 ILCS 520/5) (from Ch. 144, par. 655)

2 Sec. 5. Members of the Board shall elect annually by secret
3 ballot from their own number a chairperson ~~chairman~~ who shall
4 preside over meetings of the Board and a secretary.

5 Meetings of the Board shall be held at least once each
6 quarter on the ~~a~~ campus of the ~~Southern Illinois~~ University. At
7 all regular meetings of the Board, a majority of its voting
8 members shall constitute a quorum. The student member ~~members~~
9 shall have all of the privileges of membership, including the
10 right to make and second motions and to attend executive
11 sessions, other than the right to vote, but the ~~except that the~~
12 ~~student member designated by the Governor as the voting student~~
13 ~~member shall have the right to vote on all Board matters except~~
14 ~~those involving faculty tenure, faculty promotion or any issue~~
15 ~~on which the student member has a direct conflict of interest.~~
16 ~~A student member who is not entitled to vote on a measure at a~~
17 ~~meeting of the Board or any of its committees shall not be~~
18 considered a member for the purpose of determining whether a
19 quorum is present at any meeting of the Board or any of its
20 committees ~~the time that measure is voted upon~~. No action of
21 the Board shall be invalidated by reason of any vacancies on
22 the Board, or by reason of any failure to select a student
23 member.

24 Special meetings of the Board may be called by the
25 chairperson ~~chairman~~ of the Board or by any 3 members of the

1 Board.

2 At each regular and special meeting that is open to the
3 public, members of the public and employees of the University
4 shall be afforded time, subject to reasonable constraints, to
5 make comments to or ask questions of the Board.

6 (Source: P.A. 91-715, eff. 1-1-01; 91-778, eff. 1-1-01; 92-16,
7 eff. 6-28-01.)

8 (110 ILCS 520/6.6)

9 Sec. 6.6. The Illinois Ethanol Research Advisory Board.

10 (a) There is established the Illinois Ethanol Research
11 Advisory Board (the "Advisory Board").

12 (b) The Advisory Board shall be composed of 13 members
13 including: the President of Southern Illinois University at
14 Edwardsville who shall be Chairperson ~~Chairman~~; the Director of
15 Commerce and Economic Opportunity; the Director of
16 Agriculture; the President of the Illinois Corn Growers
17 Association; the President of the National Corn Growers
18 Association; the President of the Renewable Fuels Association;
19 the Dean of the College of Agricultural, Consumer, and
20 Environmental Science, University of Illinois at
21 Champaign-Urbana; and 6 at-large members appointed by the
22 Governor representing the ethanol industry, growers,
23 suppliers, and universities.

24 (c) The 6 at-large members shall serve a term of 4 years.
25 The Advisory Board shall meet at least annually or at the call

1 of the Chairperson ~~Chairman~~. At any time a majority of the
2 Advisory Board may petition the Chairperson ~~Chairman~~ for a
3 meeting of the Board. Seven members of the Advisory Board shall
4 constitute a quorum.

5 (d) The Advisory Board shall:

6 (1) Review the annual operating plans and budget of the
7 National Corn-to-Ethanol Research Pilot Plant.

8 (2) Advise on research and development priorities and
9 projects to be carried out at the Corn-to-Ethanol Research
10 Pilot Plant.

11 (3) Advise on policies and procedures regarding the
12 management and operation of the ethanol research pilot
13 plant. This may include contracts, project selection, and
14 personnel issues.

15 (4) Develop bylaws.

16 (5) Submit a final report to the Governor and General
17 Assembly outlining the progress and accomplishments made
18 during the year along with a financial report for the year.

19 (6) Establish and operate, subject to specific
20 appropriation for the purpose of providing facility
21 operating funds, the National Corn-to-Ethanol Research
22 Center at Southern Illinois University at Edwardsville as a
23 State Biorefining Center of Excellence with the following
24 purposes and goals:

25 (A) To utilize interdisciplinary,
26 interinstitutional, and industrial collaborations to

1 conduct research.

2 (B) To provide training and services to the ethanol
3 fuel industry to make projects and training to advance
4 the biofuels industry in the State more affordable for
5 the institutional and industrial bodies, including,
6 but not limited to, Illinois farmer-owned ethanol
7 cooperatives.

8 (C) To coordinate near-term industry research
9 needs and laboratory services by identifying needs and
10 pursuing federal and other funding sources.

11 (D) To develop and provide hands-on training to
12 prepare students for the biofuels workforce and train
13 workforce reentrants.

14 (E) To serve as an independent, third-party source
15 for review, testing, validation standardization, and
16 definition in areas of industry need.

17 (F) To provide seminars, tours, and informational
18 sessions advocating renewable energy.

19 (G) To provide consultation services and
20 information for those interested in renewable energy.

21 (H) To develop demonstration projects by pursuing
22 federal and other funding sources.

23 (e) The Advisory Board established by this Section is a
24 continuation, as changed by the Section, of the Board
25 established under Section 8a of the Energy Conservation and
26 Coal Act and repealed by this amendatory Act of the 92nd

1 General Assembly.

2 (Source: P.A. 94-793, eff. 5-19-06; 95-99, eff. 1-1-08.)

3 (110 ILCS 520/8) (from Ch. 144, par. 658)

4 Sec. 8. Powers and Duties of the Board. The Board shall
5 have power and it shall be its duty:

6 1. To make rules, regulations and by-laws, not
7 inconsistent with law, for the government and management of
8 the ~~Southern Illinois~~ University and its branches.

9 2. To employ, and, for good cause, to remove a
10 president of the ~~Southern Illinois~~ University, and all
11 necessary deans, professors, associate professors,
12 assistant professors, instructors, and other educational
13 and administrative assistants, and all other necessary
14 employees, and contract with them upon matters relating to
15 tenure, salaries and retirement benefits in accordance
16 with the State Universities Civil Service Act; the Board
17 shall, upon the written request of an employee of the
18 ~~Southern Illinois~~ University, withhold from the
19 compensation of that employee any dues, payments or
20 contributions payable by such employee to any labor
21 organization as defined in the Illinois Educational Labor
22 Relations Act. Under such arrangement, an amount shall be
23 withheld from each regular payroll period which is equal to
24 the pro rata share of the annual dues plus any payments or
25 contributions, and the Board shall transmit such

1 withholdings to the specified labor organization within 10
2 working days from the time of the withholding. Whenever the
3 Board establishes a search committee to fill the position
4 of president of the ~~Southern Illinois~~ University, there
5 shall be minority representation, including women, on that
6 search committee.

7 3. To prescribe the course of study to be followed, and
8 textbooks and apparatus to be used at the ~~Southern Illinois~~
9 University.

10 4. To issue upon the recommendation of the faculty,
11 diplomas to such persons as have satisfactorily completed
12 the required studies of the ~~Southern Illinois~~ University,
13 and confer such professional and literary degrees as are
14 usually conferred by other institutions of like character
15 for similar or equivalent courses of study, or such as the
16 Board may deem appropriate.

17 5. To examine into the conditions, management, and
18 administration of the ~~Southern Illinois~~ University, to
19 provide the requisite buildings, apparatus, equipment and
20 auxiliary enterprises, and to fix and collect
21 matriculation fees; tuition fees; fees for student
22 activities; fees for student facilities such as student
23 union buildings or field houses or stadium or other
24 recreational facilities; student welfare fees; laboratory
25 fees and similar fees for supplies and material.

26 6. To succeed to and to administer all trusts, trust

1 property, and gifts now or hereafter belonging or
2 pertaining to the ~~Southern Illinois~~ University.

3 7. To accept endowments of professorships or
4 departments in the University from any person who may
5 proffer them and, at regular meetings, to prescribe rules
6 and regulations in relation to endowments and declare on
7 what general principles they may be accepted.

8 8. To enter into contracts with the Federal government
9 for providing courses of instruction and other services at
10 the ~~Southern Illinois~~ University for persons serving in or
11 with the military or naval forces of the United States, and
12 to provide such courses of instruction and other services.

13 9. To provide for the receipt and expenditures of
14 Federal funds, paid to the ~~Southern Illinois~~ University by
15 the Federal government for instruction and other services
16 for persons serving in or with the military or naval forces
17 of the United States and to provide for audits of such
18 funds.

19 10. To appoint, subject to the applicable civil service
20 law, persons to be members of the ~~Southern Illinois~~
21 University Police Department. Members of the Police
22 Department shall be conservators of the peace and as such
23 have all powers possessed by policemen in cities, and
24 sheriffs, including the power to make arrests on view or
25 warrants of violations of state statutes, university rules
26 and regulations and city or county ordinances, except that

1 they may exercise such powers only within counties wherein
2 the university and any of its branches or properties are
3 located when such is required for the protection of
4 university properties and interests, and its students and
5 personnel, and otherwise, within such counties, when
6 requested by appropriate State or local law enforcement
7 officials. However, such officers shall have no power to
8 serve and execute civil processes.

9 The Board must authorize to each member of the ~~Southern~~
10 ~~Illinois~~ University Police Department and to any other
11 employee of the ~~Southern-Illinois~~ University exercising
12 the powers of a peace officer a distinct badge that, on its
13 face, (i) clearly states that the badge is authorized by
14 the ~~Southern-Illinois~~ University and (ii) contains a unique
15 identifying number. No other badge shall be authorized by
16 the ~~Southern-Illinois~~ University.

17 10.5. To conduct health care programs in furtherance of
18 its teaching, research, and public service functions,
19 which shall include without limitation patient and
20 ancillary facilities, institutes, clinics, or offices
21 owned, leased, or purchased through an equity interest by
22 the Board or its appointed designee to carry out such
23 activities in the course of or in support of the Board's
24 academic, clinical, and public service responsibilities.

25 10.10. With respect to the Board of Trustees of
26 Southern Illinois University at Edwardsville, to

1 administer the School of Medicine.

2 11. With respect to the Board of Trustees of Southern
3 Illinois University at Edwardsville, to ~~To~~ administer a
4 plan or plans established by the clinical faculty of the
5 School of Medicine for the billing, collection and
6 disbursement of charges for services performed in the
7 course of or in support of the faculty's academic
8 responsibilities, provided that such plan has been first
9 approved by Board action. All such collections shall be
10 deposited into a special fund or funds administered by the
11 Board from which disbursements may be made according to the
12 provisions of said plan. The reasonable costs incurred, by
13 the University, administering the billing, collection and
14 disbursement provisions of a plan shall have first priority
15 for payment before distribution or disbursement for any
16 other purpose. Audited financial statements of the plan or
17 plans must be provided to the Legislative Audit Commission
18 annually.

19 The Board of Trustees may own, operate, or govern, by
20 or through the School of Medicine, a managed care community
21 network established under subsection (b) of Section 5-11 of
22 the Illinois Public Aid Code.

23 12. The Board of Trustees may, directly or in
24 cooperation with other institutions of higher education,
25 acquire by purchase or lease or otherwise, and construct,
26 enlarge, improve, equip, complete, operate, control and

1 manage medical research and high technology parks,
2 together with the necessary lands, buildings, facilities,
3 equipment, and personal property therefor, to encourage
4 and facilitate (a) the location and development of business
5 and industry in the State of Illinois, and (b) the
6 increased application and development of technology and
7 (c) the improvement and development of the State's economy.
8 The Board of Trustees may lease to nonprofit corporations
9 all or any part of the land, buildings, facilities,
10 equipment or other property included in a medical research
11 and high technology park upon such terms and conditions as
12 the Board of Trustees may deem advisable and enter into any
13 contract or agreement with such nonprofit corporations as
14 may be necessary or suitable for the construction,
15 financing, operation and maintenance and management of any
16 such park; and may lease to any person, firm, partnership
17 or corporation, either public or private, any part or all
18 of the land, building, facilities, equipment or other
19 property of such park for such purposes and upon such
20 rentals, terms and conditions as the Board of Trustees may
21 deem advisable; and may finance all or part of the cost of
22 any such park, including the purchase, lease,
23 construction, reconstruction, improvement, remodeling,
24 addition to, and extension and maintenance of all or part
25 of such high technology park, and all equipment and
26 furnishings, by legislative appropriations, government

1 grants, contracts, private gifts, loans, receipts from the
2 operation of such high technology park, rentals and similar
3 receipts; and may make its other facilities and services
4 available to tenants or other occupants of any such park at
5 rates which are reasonable and appropriate.

6 13. To borrow money, as necessary, from time to time in
7 anticipation of receiving tuition, payments from the State
8 of Illinois, or other revenues or receipts of the
9 University, also known as anticipated moneys. The
10 borrowing limit shall be capped at 100% of the total amount
11 of payroll and other expense vouchers submitted and payable
12 to the University for fiscal year 2010 expenses, but unpaid
13 by the State Comptroller's office. Prior to borrowing any
14 funds, the University shall request from the Comptroller's
15 office a verification of the borrowing limit and shall
16 include the estimated date on which such borrowing shall
17 occur. The borrowing limit cap shall be verified by the
18 State Comptroller's office not prior to 45 days before any
19 estimated date for executing any promissory note or line of
20 credit established under this item 13. The principal amount
21 borrowed under a promissory note or line of credit shall
22 not exceed 75% of the borrowing limit. Within 15 days after
23 borrowing funds under any promissory note or line of credit
24 established under this item 13, the University shall submit
25 to the Governor's Office of Management and Budget, the
26 Speaker of the House of Representatives, the Minority

1 Leader of the House of Representatives, the President of
2 the Senate, and the Minority Leader of the Senate an
3 Emergency Short Term Cash Management Plan. The Emergency
4 Short Term Cash Management Plan shall outline the amount
5 borrowed, the terms for repayment, the amount of
6 outstanding State vouchers as verified by the State
7 Comptroller's office, and the University's plan for
8 expenditure of any borrowed funds, including, but not
9 limited to, a detailed plan to meet payroll obligations to
10 include collective bargaining employees, civil service
11 employees, and academic, research, and health care
12 personnel. The establishment of any promissory note or line
13 of credit established under this item 13 must be finalized
14 within 90 days after the effective date of this amendatory
15 Act of the 96th General Assembly. The borrowed moneys shall
16 be applied to the purposes of paying salaries and other
17 expenses lawfully authorized in the University's State
18 appropriation and unpaid by the State Comptroller. Any line
19 of credit established under this item 13 shall be paid in
20 full one year after creation or within 10 days after the
21 date the University receives reimbursement from the State
22 for all submitted fiscal year 2010 vouchers, whichever is
23 earlier. Any promissory note established under this item 13
24 shall be repaid within one year after issuance of the note.
25 The Chairman, Comptroller, or Treasurer of the Board shall
26 execute a promissory note or similar debt instrument to

1 evidence the indebtedness incurred by the borrowing. In
2 connection with a borrowing, the Board may establish a line
3 of credit with a financial institution, investment bank, or
4 broker/dealer. The obligation to make the payments due
5 under any promissory note or line of credit established
6 under this item 13 shall be a lawful obligation of the
7 University payable from the anticipated moneys. Any
8 borrowing under this item 13 shall not constitute a debt,
9 legal or moral, of the State and shall not be enforceable
10 against the State. The promissory note or line of credit
11 shall be authorized by a resolution passed by the Board and
12 shall be valid whether or not a budgeted item with respect
13 to that resolution is included in any annual or
14 supplemental budget adopted by the Board. The resolution
15 shall set forth facts demonstrating the need for the
16 borrowing, state an amount that the amount to be borrowed
17 will not exceed, and establish a maximum interest rate
18 limit not to exceed the maximum rate authorized by the Bond
19 Authorization Act or 9%, whichever is less. The resolution
20 may direct the Comptroller or Treasurer of the Board to
21 make arrangements to set apart and hold the portion of the
22 anticipated moneys, as received, that shall be used to
23 repay the borrowing, subject to any prior pledges or
24 restrictions with respect to the anticipated moneys. The
25 resolution may also authorize the Treasurer of the Board to
26 make partial repayments of the borrowing as the anticipated

1 moneys become available and may contain any other terms,
2 restrictions, or limitations not inconsistent with the
3 powers of the Board.

4 For the purposes of this item 13, "financial
5 institution" means any bank subject to the Illinois Banking
6 Act, any savings and loan association subject to the
7 Illinois Savings and Loan Act of 1985, and any federally
8 chartered commercial bank or savings and loan association
9 or government-sponsored enterprise organized and operated
10 in this State pursuant to the laws of the United States.

11 The powers of the Board as herein designated are subject to
12 the Board of Higher Education Act.

13 (Source: P.A. 96-909, eff. 6-8-10; 97-333, eff. 8-12-11.)

14 (110 ILCS 520/8a) (from Ch. 144, par. 658a)

15 Sec. 8a. (1) The Board shall provide each member of the
16 ~~Southern Illinois~~ University Police Department without cost to
17 him public liability insurance covering him for any liability
18 which arises out of his employment to the extent of the
19 insurance policy limits which shall be not less than \$50,000.

20 (2) The Board shall have power to insure the Board, the
21 University and its branches ~~universities~~ under Board
22 jurisdiction, Board members, paid and unpaid employees of the
23 Board, and any students, volunteer workers, visiting faculty
24 and professionals who are agents of the Board in the
25 performance or delivery of its programs or services against

1 claims, damages, losses, expenses and civil suits arising out
2 of statements, acts or omissions in the discharge of their
3 duties, which statements, acts or omissions do not involve
4 intentional or willful and wanton misconduct on the part of
5 such persons; and to insure against losses to real and personal
6 property owned by the Board or in the actual or constructive
7 custody of the Board and for loss of income from such real and
8 personal property. The Board shall have power to defend, hold
9 harmless and indemnify, in whole or in part, all persons as to
10 whom any such insurance is provided. Pursuant to its power to
11 insure, the Board may establish and accumulate reserves for
12 payment of such claims, damages, losses, expenses and civil
13 suit awards or obtain insurance affording coverage for such
14 matters. Reserves established by the Board for the foregoing
15 purpose shall be subject to the following conditions:

16 (a) The amount of such reserves shall not exceed the amount
17 necessary and proper, based on past experience or independent
18 actuarial determinations;

19 (b) All earnings derived from such reserves shall be
20 considered part of the reserves and may be used only for the
21 same purposes for which the reserves may be used;

22 (c) Reserves may be used only for the purposes of making
23 payments for civil suits, claims, damages, losses and expenses,
24 including attorneys fees, claims investigation costs and
25 actuarial studies associated with liabilities arising out of
26 statements, acts or omissions of individuals in the discharge

1 of their duties, which statements, acts or omissions do not
2 involve intentional or willful and wanton misconduct on the
3 part of such individuals, for payment of insurance premiums,
4 and for the purposes of making payments for losses resulting
5 from any insured peril;

6 (d) All funds collected for the purposes specified in
7 paragraph (c) or earmarked for such purposes must be placed in
8 the reserves;

9 (e) Whenever the reserves have a balance in excess of what
10 is necessary and proper, then contributions, charges,
11 assessments or other forms of funding for the reserves shall be
12 appropriately decreased.

13 (3) As to all claims, damages, losses, expenses and civil
14 suits covered by insurance provided by the Board or as to which
15 the Board has not provided insurance, to the extent permitted
16 by law, sovereign immunity shall apply and recourse shall be
17 limited to the Court of Claims.

18 (4) When permitted by law to enter into an agreement with
19 any unit of government, institution of higher education,
20 person, or corporation for the use of property or the
21 performance of any function, service or act, the Board may
22 agree to the sharing or allocation of liabilities and damages
23 resulting from such use of property or performance of any
24 function, service or act. Such agreement may provide for
25 contribution or indemnification by any or all of the parties to
26 the agreement upon any liability arising out of the performance

1 of the agreement.

2 (Source: P.A. 84-1126.)

3 (110 ILCS 520/8b) (from Ch. 144, par. 658b)

4 Sec. 8b. (a) If the Board has provided access to any of the
5 campuses under its jurisdiction to persons or groups whose
6 purpose is to make students aware of educational or
7 occupational options, the board shall provide, on an equal
8 basis, access to the official recruiting representatives of the
9 armed forces of Illinois and the United States for the purpose
10 of informing students of educational and career opportunities
11 available to them in the military. The board is not required to
12 give greater notice regarding the right of access to recruiting
13 representatives than is given to other persons and groups.

14 (b) The Board shall not bar or exclude from the curriculum,
15 campus, or school facilities of the ~~Southern Illinois~~
16 University any armed forces training program or organization
17 operated under the authority of the United States government
18 because the program or organization complies with rules,
19 regulations, or policies of the United States government or any
20 agency, branch, or department thereof.

21 (Source: P.A. 87-788.)

22 (110 ILCS 520/8c) (from Ch. 144, par. 658c)

23 Sec. 8c. The Board of Trustees ~~of Southern Illinois~~
24 ~~University~~ shall establish a program to assess the oral English

1 language proficiency of all persons providing classroom
2 instruction to students at each campus under the jurisdiction,
3 governance or supervision of the Board, and shall ensure that
4 each person who is not orally proficient in the English
5 language attain such proficiency prior to providing any
6 classroom instruction to students. The program required by this
7 Section shall be fully implemented to ensure the oral English
8 language proficiency of all classroom instructors at each
9 campus under the jurisdiction, governance or supervision of the
10 Board ~~by the beginning of the 1987-88 academic year~~. Any other
11 provisions of this Section to the contrary notwithstanding,
12 nothing in this Section shall be deemed or construed to apply
13 to, or to require such oral English language proficiency of any
14 person who provides classroom instruction to students in
15 foreign language courses only.

16 (Source: P.A. 84-1434.)

17 (110 ILCS 520/8d) (from Ch. 144, par. 658d)

18 Sec. 8d. The Board of Trustees ~~of Southern Illinois~~
19 ~~University~~ shall establish a feedback system to monitor the
20 academic progress and success of Illinois high school students
21 enrolled at the University. The Board of Trustees ~~of Southern~~
22 ~~Illinois University~~, in cooperation with the governing boards
23 of the other public universities in this State, ~~the Board of~~
24 ~~Trustees of the University of Illinois~~, ~~the Board of Trustees~~
25 ~~of Chicago State University~~, ~~the Board of Trustees of Eastern~~

1 ~~Illinois University, the Board of Trustees of Governors State~~
2 ~~University, the Board of Trustees of Illinois State University,~~
3 ~~the Board of Trustees of Northeastern Illinois University, the~~
4 ~~Board of Trustees of Northern Illinois University, and the~~
5 ~~Board of Trustees of Western Illinois University~~ shall submit
6 annually to each high school attendance center located in the
7 State a single report with respect to the graduates of that
8 high school attendance center. The report shall include, but
9 need not be limited to, the following information: the number
10 of high school graduates enrolled in each public university and
11 the major of each; the number of high school graduates who have
12 withdrawn from each public university; and student performance
13 in university coursework.

14 (Source: P.A. 89-4, eff. 1-1-96.)

15 (110 ILCS 520/8e) (from Ch. 144, par. 658e)

16 Sec. 8e. Admissions.

17 (a) ~~No Commencing in the fall of 1993, no~~ new student shall
18 ~~then or thereafter~~ be admitted to instruction in any of the
19 departments or colleges of the University unless such student
20 also has satisfactorily completed:

21 (1) at least 15 units of high school coursework from
22 the following 5 categories:

23 (A) 4 years of English (emphasizing written and
24 oral communications and literature), of which up to 2
25 years may be collegiate level instruction;

1 (B) 3 years of social studies (emphasizing history
2 and government);

3 (C) 3 years of mathematics (introductory through
4 advanced algebra, geometry, trigonometry, or
5 fundamentals of computer programming);

6 (D) 3 years of science (laboratory sciences); and

7 (E) 2 years of electives in foreign language (which
8 may be deemed to include American Sign Language),
9 music, vocational education or art;

10 (2) except that institutions may admit individual
11 applicants if the institution determines through
12 assessment or through evaluation based on learning
13 outcomes of the coursework taken, including vocational
14 education courses and courses taken in a charter school
15 established under Article 27A of the School Code, that the
16 applicant demonstrates knowledge and skills substantially
17 equivalent to the knowledge and skills expected to be
18 acquired in the high school courses required for admission.
19 The Board of Trustees ~~of Southern Illinois University~~ shall
20 not discriminate in the University's admissions process
21 against an applicant for admission because of the
22 applicant's enrollment in a charter school established
23 under Article 27A of the School Code. Institutions may also
24 admit 1) applicants who did not have an opportunity to
25 complete the minimum college preparatory curriculum in
26 high school, and 2) educationally disadvantaged applicants

1 who are admitted to the formal organized special assistance
2 programs that are tailored to the needs of such students,
3 providing that in either case, the institution
4 incorporates in the applicant's baccalaureate curriculum
5 courses or other academic activities that compensate for
6 course deficiencies; and

7 (3) except that up to 3 of 15 units of coursework
8 required by paragraph (1) of this subsection may be
9 distributed by deducting no more than one unit each from
10 the categories of social studies, mathematics, sciences
11 and electives and completing those 3 units in any of the 5
12 categories of coursework described in paragraph (1).

13 (b) When allocating funds, local boards of education shall
14 recognize their obligation to their students to offer the
15 coursework required by subsection (a).

16 (c) A student who has graduated from high school and has
17 scored within the University's accepted range on the ACT or SAT
18 shall not be required to take the high school level General
19 Educational Development (GED) Test as a prerequisite to
20 admission.

21 (Source: P.A. 96-843, eff. 6-1-10; 96-1000, eff. 7-2-10.)

22 (110 ILCS 520/8f) (from Ch. 144, par. 658f)

23 Sec. 8f. Partial tuition waivers.

24 (a) As used in this Section, "Illinois college or
25 university" means any of the following: the University of

1 Illinois, Southern Illinois University at Carbondale, Southern
2 Illinois University at Edwardsville, Chicago State University,
3 Eastern Illinois University, Governors State University,
4 Illinois State University, Northeastern Illinois University,
5 Northern Illinois University, and Western Illinois University.

6 (b) Each year the Board of Trustees ~~of Southern Illinois~~
7 ~~University~~ shall offer 50% tuition waivers for undergraduate
8 education at any campus under its governance or supervision to
9 the children of employees of an Illinois college or university
10 who have been employed by any one or by more than one Illinois
11 college or university for an aggregate period of at least 7
12 years. To be eligible to receive a partial tuition waiver, the
13 child of an employee of an Illinois college or university (i)
14 must be under the age of 25 at the commencement of the academic
15 year during which the partial tuition waiver is to be
16 effective, and (ii) must qualify for admission to the Southern
17 ~~Illinois~~ University under the same admissions requirements,
18 standards and policies which the Southern Illinois University
19 applies to applicants for admission generally to its respective
20 undergraduate colleges and programs.

21 (c) Subject to the provisions and limitations of subsection
22 (b), an eligible applicant who has continued to maintain
23 satisfactory academic progress toward graduation may have his
24 or her partial tuition waiver renewed until the time as he or
25 she has expended 4 years of undergraduate partial tuition
26 waiver benefits under this Section.

1 (d) No partial tuition waiver offered or allocated to any
2 eligible applicant in accordance with the provisions of this
3 Section shall be charged against any tuition waiver limitation
4 established by the Illinois Board of Higher Education.

5 (e) The Board of Trustees shall prescribe rules and
6 regulations as are necessary to implement and administer the
7 provisions of this Section.

8 (Source: P.A. 90-282, eff. 1-1-98.)

9 Section 250. The Southern Illinois University Revenue Bond
10 Act is amended by changing the title and Section 2 as follows:

11 (110 ILCS 525/Act title)

12 An Act to authorize the Board of Trustees of Southern
13 Illinois University at Carbondale and the Board of Trustees of
14 Southern Illinois University at Edwardsville to acquire, own,
15 operate and maintain projects as herein defined, to issue its
16 bonds therefor, to refund its bonds heretofore and hereafter
17 issued, and to provide for the payment and security of all
18 bonds issued hereunder; and to define the powers and duties of
19 said Boards ~~Board~~ in reference thereto.

20 (110 ILCS 525/2) (from Ch. 144, par. 672)

21 Sec. 2. Definitions.

22 In this Act, unless the context otherwise requires:

23 1. "Board" means both the Board of Trustees of Southern

1 Illinois University at Carbondale and the Board of Trustees of
2 Southern Illinois University at Edwardsville, or their
3 successors ~~its successor~~.

4 2. "University" means both Southern Illinois University,
5 ~~located~~ at Carbondale and Southern Illinois University at
6 Edwardsville, ~~Illinois,~~ and their ~~its~~ branches.

7 3. "Federal Agency" means the United States of America, the
8 President of the United States of America, the Housing and Home
9 Finance Agency, or such other agency or agencies of the United
10 States of America as may be designated or created to make loans
11 or grants or both.

12 4. "Acquire" includes to purchase, erect, build,
13 construct, reconstruct, complete, repair, replace, alter,
14 extend, better, equip, develop, and improve a project,
15 including the acquisition and clearing of a site or sites
16 therefor.

17 5. "Project" means and includes student residence halls;
18 apartments; staff housing facilities; dormitories; health,
19 hospital or medical facilities; dining halls; student union
20 buildings; field houses; stadiums; physical education
21 installations and facilities; auditoriums; facilities for
22 student or staff services; any facility or building leased to
23 the United States of America; heretofore, or as may be
24 hereafter, acquired, and any other revenue producing building
25 or buildings of such type and character for which the Board
26 shall hereafter from time to time find a necessity exists and

1 as may be required for the good and benefit of the University,
2 with all equipment and appurtenant facilities, including
3 off-street parking facilities; or any one or more than one, or
4 all, of the foregoing, or any combination thereof, for the
5 University.

6 (Source: Laws 1965, p. 2913.)

7 Section 255. The Sewage and Water System Training Institute
8 Act is amended by changing Sections 1 and 2 as follows:

9 (110 ILCS 530/1) (from Ch. 144, par. 691)

10 Sec. 1. The Board of Trustees of the Southern Illinois
11 University at Carbondale shall establish a Sewage Treatment
12 Plant Operators Training Institute and a Public Water Supply
13 Operators Training Institute and shall designate the location
14 within this State for and the number of times each year the
15 programs provided for in this Act shall be offered.

16 (Source: Laws 1967, p. 3465.)

17 (110 ILCS 530/2) (from Ch. 144, par. 692)

18 Sec. 2. There is created the Sewage Treatment Operators
19 Training Institute Committee composed of 3 sewage treatment
20 operators designated by the Governor and 3 representatives of
21 Southern Illinois University at Carbondale designated by the
22 Board of Trustees thereof and a Public Water Supply Operators
23 Training Institute Committee composed of 3 public water supply

1 operators designated by the Governor and 3 representatives of
2 Southern Illinois University at Carbondale designated by the
3 Board of Trustees thereof. However, if in the discretion of the
4 Board of Trustees of Southern Illinois University at Carbondale
5 the purposes of this Act can best be served by one committee,
6 such committee shall be composed of 6 members designated by the
7 Governor, 3 of whom are sewage treatment operators and 3 of
8 whom are public water supply operators, and 3 representatives
9 of Southern Illinois University at Carbondale designated by the
10 Board of Trustees thereof. Members of the Committee shall serve
11 without compensation but shall be reimbursed for their actual
12 expenses incurred in the performance of their duties. Members
13 shall serve at the pleasure of the appointing authority
14 designating them to Committee membership.

15 (Source: P.A. 84-1308.)

16 Section 260. The Chicago State University Law is amended by
17 changing Section 5-90 as follows:

18 (110 ILCS 660/5-90)

19 Sec. 5-90. Partial tuition waivers.

20 (a) As used in this Section, "Illinois college or
21 university" means any of the following: the University of
22 Illinois, Southern Illinois University at Carbondale, Southern
23 Illinois University at Edwardsville, Chicago State University,
24 Eastern Illinois University, Governors State University,

1 Illinois State University, Northeastern Illinois University,
2 Northern Illinois University, and Western Illinois University.

3 (b) Each year the Board of Chicago State University shall
4 offer 50% tuition waivers for undergraduate education at any
5 campus under its governance to the children of employees of an
6 Illinois college or university who have been employed by any
7 one or by more than one Illinois college or university for an
8 aggregate period of at least 7 years. To be eligible to receive
9 a partial tuition waiver, the child of an employee of an
10 Illinois college or university (i) must be under the age of 25
11 at the commencement of the academic year during which the
12 partial tuition waiver is to be effective, and (ii) must
13 qualify for admission to Chicago State University under the
14 same admissions requirements, standards and policies which
15 Chicago State University applies to applicants for admission
16 generally to its respective undergraduate colleges and
17 programs.

18 (c) Subject to the provisions and limitations of subsection
19 (b), an eligible applicant who has continued to maintain
20 satisfactory academic progress toward graduation may have his
21 or her partial tuition waiver renewed until the time as he or
22 she has expended 4 years of undergraduate partial tuition
23 waiver benefits under this Section.

24 (d) No partial tuition waiver offered or allocated to any
25 eligible applicant in accordance with the provisions of this
26 Section shall be charged against any tuition waiver limitation

1 established by the Illinois Board of Higher Education.

2 (e) The Board shall prescribe rules and regulations as are
3 necessary to implement and administer the provisions of this
4 Section.

5 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

6 Section 265. The Eastern Illinois University Law is amended
7 by changing Section 10-90 as follows:

8 (110 ILCS 665/10-90)

9 Sec. 10-90. Partial tuition waivers.

10 (a) As used in this Section, "Illinois college or
11 university" means any of the following: the University of
12 Illinois, Southern Illinois University at Carbondale, Southern
13 Illinois University at Edwardsville, Chicago State University,
14 Eastern Illinois University, Governors State University,
15 Illinois State University, Northeastern Illinois University,
16 Northern Illinois University, and Western Illinois University.

17 (b) Each year the Board of Eastern Illinois University
18 shall offer 50% tuition waivers for undergraduate education at
19 any campus under its governance to the children of employees of
20 an Illinois college or university who have been employed by any
21 one or by more than one Illinois college or university for an
22 aggregate period of at least 7 years. To be eligible to receive
23 a partial tuition waiver, the child of an employee of an
24 Illinois college or university (i) must be under the age of 25

1 at the commencement of the academic year during which the
2 partial tuition waiver is to be effective, and (ii) must
3 qualify for admission to Eastern Illinois University under the
4 same admissions requirements, standards and policies which
5 Eastern Illinois University applies to applicants for
6 admission generally to its respective undergraduate colleges
7 and programs.

8 (c) Subject to the provisions and limitations of subsection
9 (b), an eligible applicant who has continued to maintain
10 satisfactory academic progress toward graduation may have his
11 or her partial tuition waiver renewed until the time as he or
12 she has expended 4 years of undergraduate partial tuition
13 waiver benefits under this Section.

14 (d) No partial tuition waiver offered or allocated to any
15 eligible applicant in accordance with the provisions of this
16 Section shall be charged against any tuition waiver limitation
17 established by the Illinois Board of Higher Education.

18 (e) The Board shall prescribe rules and regulations as are
19 necessary to implement and administer the provisions of this
20 Section.

21 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

22 Section 270. The Governors State University Law is amended
23 by changing Section 15-90 as follows:

24 (110 ILCS 670/15-90)

1 Sec. 15-90. Partial tuition waivers.

2 (a) As used in this Section, "Illinois college or
3 university" means any of the following: the University of
4 Illinois, Southern Illinois University at Carbondale, Southern
5 Illinois University at Edwardsville, Chicago State University,
6 Eastern Illinois University, Governors State University,
7 Illinois State University, Northeastern Illinois University,
8 Northern Illinois University, and Western Illinois University.

9 (b) Each year the Board of Governors State University shall
10 offer 50% tuition waivers for undergraduate education at any
11 campus under its governance to the children of employees of an
12 Illinois college or university who have been employed by any
13 one or by more than one Illinois college or university for an
14 aggregate period of at least 7 years. To be eligible to receive
15 a partial tuition waiver, the child of an employee of an
16 Illinois college or university (i) must be under the age of 25
17 at the commencement of the academic year during which the
18 partial tuition waiver is to be effective, and (ii) must
19 qualify for admission to Governors State University under the
20 same admissions requirements, standards and policies which
21 Governors State University applies to applicants for admission
22 generally to its respective undergraduate colleges and
23 programs.

24 (c) Subject to the provisions and limitations of subsection
25 (b), an eligible applicant who has continued to maintain
26 satisfactory academic progress toward graduation may have his

1 or her partial tuition waiver renewed until the time as he or
2 she has expended 4 years of undergraduate partial tuition
3 waiver benefits under this Section.

4 (d) No partial tuition waiver offered or allocated to any
5 eligible applicant in accordance with the provisions of this
6 Section shall be charged against any tuition waiver limitation
7 established by the Illinois Board of Higher Education.

8 (e) The Board shall prescribe rules and regulations as are
9 necessary to implement and administer the provisions of this
10 Section.

11 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

12 Section 275. The Illinois State University Law is amended
13 by changing Section 20-90 as follows:

14 (110 ILCS 675/20-90)

15 Sec. 20-90. Partial tuition waivers.

16 (a) As used in this Section, "Illinois college or
17 university" means any of the following: the University of
18 Illinois, Southern Illinois University at Carbondale, Southern
19 Illinois University at Edwardsville, Chicago State University,
20 Eastern Illinois University, Governors State University,
21 Illinois State University, Northeastern Illinois University,
22 Northern Illinois University, and Western Illinois University.

23 (b) Each year the Board of Illinois State University shall
24 offer 50% tuition waivers for undergraduate education at any

1 campus under its governance to the children of employees of an
2 Illinois college or university who have been employed by any
3 one or by more than one Illinois college or university for an
4 aggregate period of at least 7 years. To be eligible to receive
5 a partial tuition waiver, the child of an employee of an
6 Illinois college or university (i) must be under the age of 25
7 at the commencement of the academic year during which the
8 partial tuition waiver is to be effective, and (ii) must
9 qualify for admission to Illinois State University under the
10 same admissions requirements, standards and policies which
11 Illinois State University applies to applicants for admission
12 generally to its respective undergraduate colleges and
13 programs.

14 (c) Subject to the provisions and limitations of subsection
15 (b), an eligible applicant who has continued to maintain
16 satisfactory academic progress toward graduation may have his
17 or her partial tuition waiver renewed until the time as he or
18 she has expended 4 years of undergraduate partial tuition
19 waiver benefits under this Section.

20 (d) No partial tuition waiver offered or allocated to any
21 eligible applicant in accordance with the provisions of this
22 Section shall be charged against any tuition waiver limitation
23 established by the Illinois Board of Higher Education.

24 (e) The Board shall prescribe rules and regulations as are
25 necessary to implement and administer the provisions of this
26 Section.

1 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

2 Section 280. The Northeastern Illinois University Law is
3 amended by changing Section 25-90 as follows:

4 (110 ILCS 680/25-90)

5 Sec. 25-90. Partial tuition waivers.

6 (a) As used in this Section, "Illinois college or
7 university" means any of the following: the University of
8 Illinois, Southern Illinois University at Carbondale, Southern
9 Illinois University at Edwardsville, Chicago State University,
10 Eastern Illinois University, Governors State University,
11 Illinois State University, Northeastern Illinois University,
12 Northern Illinois University, and Western Illinois University.

13 (b) Each year the Board of Northeastern Illinois University
14 shall offer 50% tuition waivers for undergraduate education at
15 any campus under its governance to the children of employees of
16 an Illinois college or university who have been employed by any
17 one or by more than one Illinois college or university for an
18 aggregate period of at least 7 years. To be eligible to receive
19 a partial tuition waiver, the child of an employee of an
20 Illinois college or university (i) must be under the age of 25
21 at the commencement of the academic year during which the
22 partial tuition waiver is to be effective, and (ii) must
23 qualify for admission to Northeastern Illinois University
24 under the same admissions requirements, standards and policies

1 which Northeastern Illinois University applies to applicants
2 for admission generally to its respective undergraduate
3 colleges and programs.

4 (c) Subject to the provisions and limitations of subsection
5 (b), an eligible applicant who has continued to maintain
6 satisfactory academic progress toward graduation may have his
7 or her partial tuition waiver renewed until the time as he or
8 she has expended 4 years of undergraduate partial tuition
9 waiver benefits under this Section.

10 (d) No partial tuition waiver offered or allocated to any
11 eligible applicant in accordance with the provisions of this
12 Section shall be charged against any tuition waiver limitation
13 established by the Illinois Board of Higher Education.

14 (e) The Board shall prescribe rules and regulations as are
15 necessary to implement and administer the provisions of this
16 Section.

17 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

18 Section 285. The Northern Illinois University Law is
19 amended by changing Section 30-90 as follows:

20 (110 ILCS 685/30-90)

21 Sec. 30-90. Partial tuition waivers.

22 (a) As used in this Section, "Illinois college or
23 university" means any of the following: the University of
24 Illinois, Southern Illinois University at Carbondale, Southern

1 Illinois University at Edwardsville, Chicago State University,
2 Eastern Illinois University, Governors State University,
3 Illinois State University, Northeastern Illinois University,
4 Northern Illinois University, and Western Illinois University.

5 (b) Each year the Board of Northern Illinois University
6 shall offer 50% tuition waivers for undergraduate education at
7 any campus under its governance to the children of employees of
8 an Illinois college or university who have been employed by any
9 one or by more than one Illinois college or university for an
10 aggregate period of at least 7 years. To be eligible to receive
11 a partial tuition waiver, the child of an employee of an
12 Illinois college or university (i) must be under the age of 25
13 at the commencement of the academic year during which the
14 partial tuition waiver is to be effective, and (ii) must
15 qualify for admission to Northern Illinois University under the
16 same admissions requirements, standards and policies which
17 Northern Illinois University applies to applicants for
18 admission generally to its respective undergraduate colleges
19 and programs.

20 (c) Subject to the provisions and limitations of subsection
21 (b), an eligible applicant who has continued to maintain
22 satisfactory academic progress toward graduation may have his
23 or her partial tuition waiver renewed until the time as he or
24 she has expended 4 years of undergraduate partial tuition
25 waiver benefits under this Section.

26 (d) No partial tuition waiver offered or allocated to any

1 eligible applicant in accordance with the provisions of this
2 Section shall be charged against any tuition waiver limitation
3 established by the Illinois Board of Higher Education.

4 (e) The Board shall prescribe rules and regulations as are
5 necessary to implement and administer the provisions of this
6 Section.

7 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

8 Section 290. The Western Illinois University Law is amended
9 by changing Section 35-90 as follows:

10 (110 ILCS 690/35-90)

11 Sec. 35-90. Partial tuition waivers.

12 (a) As used in this Section, "Illinois college or
13 university" means any of the following: the University of
14 Illinois, Southern Illinois University at Carbondale, Southern
15 Illinois University at Edwardsville, Chicago State University,
16 Eastern Illinois University, Governors State University,
17 Illinois State University, Northeastern Illinois University,
18 Northern Illinois University, and Western Illinois University.

19 (b) Each year the Board of Western Illinois University
20 shall offer 50% tuition waivers for undergraduate education at
21 any campus under its governance to the children of employees of
22 an Illinois college or university who have been employed by any
23 one or by more than one Illinois college or university for an
24 aggregate period of at least 7 years. To be eligible to receive

1 a partial tuition waiver, the child of an employee of an
2 Illinois college or university (i) must be under the age of 25
3 at the commencement of the academic year during which the
4 partial tuition waiver is to be effective, and (ii) must
5 qualify for admission to Western Illinois University under the
6 same admissions requirements, standards and policies which
7 Western Illinois University applies to applicants for
8 admission generally to its respective undergraduate colleges
9 and programs.

10 (c) Subject to the provisions and limitations of subsection
11 (b), an eligible applicant who has continued to maintain
12 satisfactory academic progress toward graduation may have his
13 or her partial tuition waiver renewed until the time as he or
14 she has expended 4 years of undergraduate partial tuition
15 waiver benefits under this Section.

16 (d) No partial tuition waiver offered or allocated to any
17 eligible applicant in accordance with the provisions of this
18 Section shall be charged against any tuition waiver limitation
19 established by the Illinois Board of Higher Education.

20 (e) The Board shall prescribe rules and regulations as are
21 necessary to implement and administer the provisions of this
22 Section.

23 (Source: P.A. 89-4, eff. 1-1-96; 90-282, eff. 1-1-98.)

24 Section 295. The Baccalaureate Savings Act is amended by
25 changing Section 3 as follows:

1 (110 ILCS 920/3) (from Ch. 144, par. 2403)

2 Sec. 3. Definitions. The following terms shall have the
3 meanings ascribed to them in this Section unless the context
4 clearly indicates otherwise:

5 (a) "College Savings Bonds" mean general obligation bonds
6 of the State issued under the General Obligation Bond Act in
7 accordance with this Act and designated as General Obligation
8 College Savings Bonds.

9 (b) "Institution of Higher Education" includes: The
10 University of Illinois; Southern Illinois University at
11 Carbondale; Southern Illinois University at Edwardsville;
12 Chicago State University; Eastern Illinois University;
13 Governors State University; Illinois State University;
14 Northeastern Illinois University; Northern Illinois
15 University; Western Illinois University; the public community
16 colleges of the State; any public universities, colleges and
17 community colleges now or hereafter established or authorized
18 by the General Assembly; any nonpublicly supported
19 postsecondary educational organization located and authorized
20 to operate in this State which operates privately,
21 not-for-profit. "Institution of higher education" does not
22 include any educational organization used for sectarian
23 instruction, as a place of religious teaching or worship or for
24 any religious denomination or the training of ministers,
25 priests, rabbis or other professional persons in the field of

1 religion.

2 (Source: P.A. 89-4, eff. 1-1-96; 90-372, eff. 7-1-98.)

3 Section 300. The Higher Education Student Assistance Act is
4 amended by changing Sections 45, 65, 65.20, 65.25, 65.30, and
5 65.40 as follows:

6 (110 ILCS 947/45)

7 Sec. 45. Illinois National Guard and Naval Militia grant
8 program.

9 (a) As used in this Section:

10 "State controlled university or community college" means
11 those institutions under the administration of the Chicago
12 State University Board of Trustees, the Eastern Illinois
13 University Board of Trustees, the Governors State University
14 Board of Trustees, the Illinois State University Board of
15 Trustees, the Northeastern Illinois University Board of
16 Trustees, the Northern Illinois University Board of Trustees,
17 the Western Illinois University Board of Trustees, Southern
18 Illinois University at Carbondale Board of Trustees,
19 University of Illinois Board of Trustees, Southern Illinois
20 University at Edwardsville Board of Trustees, or the Illinois
21 Community College Board.

22 "Tuition and fees" shall not include expenses for any
23 sectarian or denominational instruction, the construction or
24 maintenance of sectarian or denominational facilities, or any

1 other sectarian or denominational purposes or activity.

2 "Fees" means matriculation, graduation, activity, term, or
3 incidental fees. Exemption shall not be granted from any other
4 fees, including book rental, service, laboratory, supply, and
5 union building fees, hospital and medical insurance fees, and
6 any fees established for the operation and maintenance of
7 buildings, the income of which is pledged to the payment of
8 interest and principal on bonds issued by the governing board
9 of any university or community college.

10 (b) Any person who has served at least one year in the
11 Illinois National Guard or the Illinois Naval Militia and who
12 possesses all necessary entrance requirements shall, upon
13 application and proper proof, be awarded a grant to the
14 State-controlled university or community college of his or her
15 choice, consisting of exemption from tuition and fees for not
16 more than the equivalent of 4 years of full-time enrollment,
17 including summer terms, in relation to his or her course of
18 study at that State controlled university or community college
19 while he or she is a member of the Illinois National Guard or
20 the Illinois Naval Militia. Except as otherwise provided in
21 this Section, if the recipient of any grant awarded under this
22 Section ceases to be a member of the Illinois National Guard or
23 the Illinois Naval Militia while enrolled in a course of study
24 under that grant, the grant shall be terminated as of the date
25 membership in the Illinois National Guard or the Illinois Naval
26 Militia ended, and the recipient shall be permitted to complete

1 the school term in which he or she is then enrolled only upon
2 payment of tuition and other fees allocable to the part of the
3 term then remaining. If the recipient of a grant awarded under
4 this Section ceases to be a member of the Illinois National
5 Guard or the Illinois Naval Militia while enrolled in a course
6 of study under that grant but (i) has served in the Illinois
7 National Guard or the Illinois Naval Militia for at least 5
8 years and (ii) has served a cumulative total of at least 6
9 months of active duty, then that recipient shall continue to be
10 eligible for a grant for one year after membership in the
11 Illinois National Guard or the Illinois Naval Militia ended,
12 provided that the recipient has not already received the
13 exemption from tuition and fees for the equivalent of 4 years
14 of full-time enrollment, including summer terms, under this
15 Section. If the recipient of the grant fails to complete his or
16 her military service obligations or requirements for
17 satisfactory participation, the Department of Military Affairs
18 shall require the recipient to repay the amount of the grant
19 received, prorated according to the fraction of the service
20 obligation not completed, and, if applicable, reasonable
21 collection fees. The Department of Military Affairs may adopt
22 rules relating to its collection activities for repayment of
23 the grant under this Section. Unsatisfactory participation
24 shall be defined by rules adopted by the Department of Military
25 Affairs. Repayments shall be deposited in the National Guard
26 and Naval Militia Grant Fund. The National Guard and Naval

1 Militia Grant Fund is created as a special fund in the State
2 treasury. All money in the National Guard and Naval Militia
3 Grant Fund shall be used, subject to appropriation, by the
4 Illinois Student Assistance Commission for the purposes of this
5 Section.

6 A grant awarded under this Section shall be considered an
7 entitlement which the State-controlled university or community
8 college in which the holder is enrolled shall honor without any
9 condition other than the holder's maintenance of minimum grade
10 levels and a satisfactory student loan repayment record
11 pursuant to subsection (c) of Section 20 of this Act.

12 (c) Subject to a separate appropriation for such purposes,
13 the Commission may reimburse the State-controlled university
14 or community college for grants authorized by this Section.

15 (Source: P.A. 93-838, eff. 7-30-04; 93-856, eff. 8-3-04;
16 94-583, eff. 8-15-05; 94-1020, eff. 7-11-06.)

17 (110 ILCS 947/65)

18 Sec. 65. Student to student grant program.

19 (a) As used in this Section:

20 "Voluntary contribution" includes fees collected from
21 students by college or university officials when the fee is
22 optional or refundable to students and has been approved by
23 a majority of those voting in a campus-wide referendum of
24 students.

25 "College or university" means any of the

1 State-supported institutions of higher learning
2 administered by the Board of Trustees of the University of
3 Illinois, the Board of Trustees of Southern Illinois
4 University at Carbondale, the Board of Trustees of Southern
5 Illinois University at Edwardsville, the Board of Trustees
6 of Chicago State University, the Board of Trustees of
7 Eastern Illinois University, the Board of Trustees of
8 Governors State University, the Board of Trustees of
9 Illinois State University, the Board of Trustees of
10 Northeastern Illinois University, the Board of Trustees of
11 Northern Illinois University, the Board of Trustees of
12 Western Illinois University, or the boards of trustees of
13 public community college districts as established and
14 defined by the Public Community College Act.

15 (b) Subject to a separate appropriation for such purposes,
16 the Commission shall make matching grants to each college or
17 university for a program of student grant assistance. Such
18 grants shall match equally the amount raised by college or
19 university students for the grant program. Contributions from
20 individuals who are not then enrolled as college or university
21 students or from private or eleemosynary groups and
22 associations made directly to the student fund or through a
23 college or university student shall not be included in the
24 total amount that the State shall match. If the sum
25 appropriated is insufficient to match equally the amount raised
26 by students, the amount payable to each college or university

1 shall be proportionately reduced.

2 (c) Grant programs under this Section shall be administered
3 by each college or university, and grants under those programs
4 shall be awarded to individuals on a need basis as prescribed
5 by the Commission.

6 (d) No grant to any student from funds raised through
7 voluntary contributions and matched from the State
8 appropriation under this Section may exceed \$1,000 per year.

9 (e) Each college or university shall submit to the
10 Commission an annual report of the activities, operation and
11 results of its grant program under this Section.

12 (Source: P.A. 89-4, eff. 1-1-96.)

13 (110 ILCS 947/65.20)

14 Sec. 65.20. Science-mathematics teacher scholarships.

15 (a) The Commission may annually award a number of
16 scholarships, not to exceed 200, to persons holding valid
17 teaching certificates issued under Article 21 of the School
18 Code. Such scholarships shall be issued to teachers who make
19 application to the Commission and who agree to take courses at
20 qualified institutions of higher learning that will prepare
21 them to teach science or mathematics at the secondary school
22 level.

23 (b) Scholarships awarded under this Section shall be issued
24 pursuant to regulations promulgated by the Commission;
25 provided that no rule or regulation promulgated by the State

1 Board of Education prior to the effective date of this
2 amendatory Act of 1993 pursuant to the exercise of any right,
3 power, duty, responsibility or matter of pending business
4 transferred from the State Board of Education to the Commission
5 under this Section shall be affected thereby, and all such
6 rules and regulations shall become the rules and regulations of
7 the Commission until modified or changed by the Commission in
8 accordance with law. In awarding scholarships, the Commission
9 shall give priority to those teachers with the greatest amount
10 of seniority within school districts.

11 (c) Each scholarship shall be utilized by its holder for
12 the payment of tuition at any qualified institution of higher
13 learning. Such tuition shall be available only for courses that
14 will enable the teacher to be certified to teach science or
15 mathematics at the secondary school level. The Commission, in
16 consultation with the State Teacher Certification Board, shall
17 determine which courses are eligible for tuition payments under
18 this Section.

19 (d) The Commission shall make tuition payments directly to
20 the qualified institution of higher learning which the teacher
21 attends for the courses prescribed or may make payments to the
22 teacher. Any teacher who receives payments and who fails to
23 enroll in the courses prescribed shall refund the payments to
24 the Commission.

25 (e) Following the completion of the program of study, the
26 teacher must accept employment within 2 years in a secondary

1 school in Illinois within 60 miles of the teacher's residence
2 to teach science or mathematics; provided, however, that the
3 teacher instead may elect to accept employment within such 2
4 year period to teach science or mathematics in a secondary
5 school in Illinois which is more than 60 miles from the
6 teacher's residence. Teachers who fail to comply with this
7 provision shall refund all of the scholarship awarded to the
8 Commission, whether payments were made directly to the
9 institutions of higher learning or to the teachers, and this
10 condition shall be agreed to in writing by all scholarship
11 recipients at the time the scholarship is awarded. No teacher
12 shall be required to refund tuition payments if his or her
13 failure to obtain employment as a mathematics or science
14 teacher in a secondary school is the result of financial
15 conditions within school districts. The rules and regulations
16 promulgated as provided in this Section shall include
17 provisions regarding the waiving and deferral of such payments.

18 (f) The Commission, with the cooperation of the State Board
19 of Education, shall assist teachers who have participated in
20 the scholarship program established by this Section in finding
21 employment to teach science or mathematics at the secondary
22 level.

23 (g) This Section is substantially the same as Section 30-4b
24 of the School Code, which Section is repealed by this
25 amendatory Act of 1993, and shall be construed as a
26 continuation of the science-mathematics teacher scholarship

1 program established by that prior law, and not as a new or
2 different science-mathematics teacher scholarship program. The
3 State Board of Education shall transfer to the Commission, as
4 the successor to the State Board of Education for all purposes
5 of administering and implementing the provisions of this
6 Section, all books, accounts, records, papers, documents,
7 contracts, agreements, and pending business in any way relating
8 to the science-mathematics teacher scholarship program
9 continued under this Section; and all scholarships at any time
10 awarded under that program by, and all applications for any
11 such scholarships at any time made to, the State Board of
12 Education shall be unaffected by the transfer to the Commission
13 of all responsibility for the administration and
14 implementation of the science-mathematics teacher scholarship
15 program continued under this Section. The State Board of
16 Education shall furnish to the Commission such other
17 information as the Commission may request to assist it in
18 administering this Section.

19 (h) Appropriations for the scholarships outlined in this
20 Section shall be made to the Commission from funds appropriated
21 by the General Assembly.

22 (i) For the purposes of this Section:

23 "Qualified institution of higher learning" means the
24 University of Illinois, Southern Illinois University at
25 Carbondale, Southern Illinois University at Edwardsville,
26 Chicago State University, Eastern Illinois University,

1 Governors State University, Illinois State University,
2 Northeastern Illinois University, Northern Illinois
3 University, Western Illinois University, and the public
4 community colleges subject to the Public Community College Act.

5 "Secondary school level" means grades 9 through 12 or a
6 portion of such grades.

7 (Source: P.A. 88-228; 88-670, eff. 12-2-94; 89-4, eff. 1-1-96.)

8 (110 ILCS 947/65.25)

9 Sec. 65.25. Teacher shortage scholarships.

10 (a) The Commission may annually award a number of
11 scholarships to persons preparing to teach in areas of
12 identified staff shortages. Such scholarships shall be issued
13 to individuals who make application to the Commission and who
14 agree to take courses at qualified institutions of higher
15 learning which will prepare them to teach in areas of
16 identified staff shortages.

17 (b) Scholarships awarded under this Section shall be issued
18 pursuant to regulations promulgated by the Commission;
19 provided that no rule or regulation promulgated by the State
20 Board of Education prior to the effective date of this
21 amendatory Act of 1993 pursuant to the exercise of any right,
22 power, duty, responsibility or matter of pending business
23 transferred from the State Board of Education to the Commission
24 under this Section shall be affected thereby, and all such
25 rules and regulations shall become the rules and regulations of

1 the Commission until modified or changed by the Commission in
2 accordance with law. The Commission shall allocate the
3 scholarships awarded between persons initially preparing to
4 teach, persons holding valid teaching certificates issued
5 under Articles 21 and 34 of the School Code, and persons
6 holding a bachelor's degree from any accredited college or
7 university who have been employed for a minimum of 10 years in
8 a field other than teaching.

9 (c) Each scholarship shall be utilized by its holder for
10 the payment of tuition and non-revenue bond fees at any
11 qualified institution of higher learning. Such tuition and fees
12 shall be available only for courses that will enable the
13 individual to be certified to teach in areas of identified
14 staff shortages. The Commission shall determine which courses
15 are eligible for tuition payments under this Section.

16 (d) The Commission may make tuition payments directly to
17 the qualified institution of higher learning which the
18 individual attends for the courses prescribed or may make
19 payments to the teacher. Any teacher who received payments and
20 who fails to enroll in the courses prescribed shall refund the
21 payments to the Commission.

22 (e) Following the completion of the program of study,
23 persons who held valid teaching certificates and persons
24 holding a bachelor's degree from any accredited college or
25 university who have been employed for a minimum of 10 years in
26 a field other than teaching prior to receiving a teacher

1 shortage scholarship must accept employment within 2 years in a
2 school in Illinois within 60 miles of the person's residence to
3 teach in an area of identified staff shortage for a period of
4 at least 3 years; provided, however that any such person
5 instead may elect to accept employment within such 2 year
6 period to teach in an area of identified staff shortage for a
7 period of at least 3 years in a school in Illinois which is
8 more than 60 miles from such person's residence. Persons
9 initially preparing to teach prior to receiving a teacher
10 shortage scholarship must accept employment within 2 years in a
11 school in Illinois to teach in an area of identified staff
12 shortage for a period of at least 3 years. Individuals who fail
13 to comply with this provision shall refund all of the
14 scholarships awarded to the Commission, whether payments were
15 made directly to the institutions of higher learning or to the
16 individuals, and this condition shall be agreed to in writing
17 by all scholarship recipients at the time the scholarship is
18 awarded. No individual shall be required to refund tuition
19 payments if his or her failure to obtain employment as a
20 teacher in a school is the result of financial conditions
21 within school districts. The rules and regulations promulgated
22 as provided in this Section shall contain provisions regarding
23 the waiving and deferral of such payments.

24 (f) The Commission, with the cooperation of the State Board
25 of Education, shall assist individuals who have participated in
26 the scholarship program established by this Section in finding

1 employment in areas of identified staff shortages.

2 (g) Beginning in September, 1994 and annually thereafter,
3 the Commission, using data annually supplied by the State Board
4 of Education under procedures developed by it to measure the
5 level of shortage of qualified bilingual personnel serving
6 students with disabilities, shall annually publish (i) the
7 level of shortage of qualified bilingual personnel serving
8 students with disabilities, and (ii) allocations of
9 scholarships for personnel preparation training programs in
10 the areas of bilingual special education teacher training and
11 bilingual school service personnel.

12 (h) Appropriations for the scholarships outlined in this
13 Section shall be made to the Commission from funds appropriated
14 by the General Assembly.

15 (i) This Section is substantially the same as Section 30-4c
16 of the School Code, which Section is repealed by this
17 amendatory Act of 1993, and shall be construed as a
18 continuation of the teacher shortage scholarship program
19 established under that prior law, and not as a new or different
20 teacher shortage scholarship program. The State Board of
21 Education shall transfer to the Commission, as the successor to
22 the State Board of Education for all purposes of administering
23 and implementing the provisions of this Section, all books,
24 accounts, records, papers, documents, contracts, agreements,
25 and pending business in any way relating to the teacher
26 shortage scholarship program continued under this Section; and

1 all scholarships at any time awarded under that program by, and
2 all applications for any such scholarships at any time made to,
3 the State Board of Education shall be unaffected by the
4 transfer to the Commission of all responsibility for the
5 administration and implementation of the teacher shortage
6 scholarship program continued under this Section. The State
7 Board of Education shall furnish to the Commission such other
8 information as the Commission may request to assist it in
9 administering this Section.

10 (j) For the purposes of this Section:

11 "Qualified institution of higher learning" means the
12 University of Illinois, Southern Illinois University at
13 Carbondale, Southern Illinois University at Edwardsville,
14 Chicago State University, Eastern Illinois University,
15 Governors State University, Illinois State University,
16 Northeastern Illinois University, Northern Illinois
17 University, Western Illinois University, the public community
18 colleges subject to the Public Community College Act and any
19 Illinois privately operated college, community college or
20 university offering degrees and instructional programs above
21 the high school level either in residence or by correspondence.
22 The Board of Higher Education and the Commission, in
23 consultation with the State Board of Education, shall identify
24 qualified institutions to supply the demand for bilingual
25 special education teachers and bilingual school service
26 personnel.

1 "Areas of identified staff shortages" means courses of
2 study in which the number of teachers is insufficient to meet
3 student or school district demand for such instruction as
4 determined by the State Board of Education.

5 (Source: P.A. 88-228; 89-4, eff. 1-1-96.)

6 (110 ILCS 947/65.30)

7 Sec. 65.30. Equal opportunity scholarships.

8 (a) The Commission may annually award a number of
9 scholarships to students who are interested in pursuing studies
10 in educational administration. Such scholarships shall be
11 issued to students who make application to the Commission and
12 who agree to take courses at qualified institutions of higher
13 learning that will allow them to complete a degree in
14 educational administration.

15 (b) Scholarships awarded under this Section shall be issued
16 pursuant to regulations promulgated by the Commission;
17 provided that no rule or regulation promulgated by the State
18 Board of Education prior to the effective date of this
19 amendatory Act of 1993 pursuant to the exercise of any right,
20 power, duty, responsibility or matter of pending business
21 transferred from the State Board of Education to the Commission
22 under this Section shall be affected thereby, and all such
23 rules and regulations shall become the rules and regulations of
24 the Commission until modified or changed by the Commission in
25 accordance with law.

1 (c) Such scholarships shall be utilized for the payment of
2 tuition and non-revenue bond fees at any qualified institution
3 of higher learning. Such tuition and fees shall only be
4 available for courses that will enable the student to complete
5 training in educational administration. The Commission shall
6 determine which courses are eligible for tuition payments under
7 this Section.

8 (d) The Commission may make tuition payments directly to
9 the qualified institution of higher learning which the student
10 attends for the courses prescribed or may make payments to the
11 student. Any student who receives payments and who fails to
12 enroll in the courses prescribed shall refund the payments to
13 the Commission.

14 (e) The Commission, with the cooperation of the State Board
15 of Education, shall assist students who have participated in
16 the scholarship program established by this Section in finding
17 employment in positions relating to educational
18 administration.

19 (f) Appropriations for the scholarships outlined in this
20 Section shall be made to the Commission from funds appropriated
21 by the General Assembly.

22 (g) This Section is substantially the same as Section 30-4d
23 of the School Code, which Section is repealed by this
24 amendatory Act of 1993, and shall be construed as a
25 continuation of the equal opportunity scholarship program
26 established under that prior law, and not as a new or different

1 equal opportunity scholarship program. The State Board of
2 Education shall transfer to the Commission, as the successor to
3 the State Board of Education for all purposes of administering
4 and implementing the provisions of this Section, all books,
5 accounts, records, papers, documents, contracts, agreements,
6 and pending business in any way relating to the equal
7 opportunity scholarship program continued under this Section;
8 and all scholarships at any time awarded under that program by,
9 and all applications for any such scholarship at any time made
10 to, the State Board of Education shall be unaffected by the
11 transfer to the Commission of all responsibility for the
12 administration and implementation of the equal opportunity
13 scholarship program continued under this Section. The State
14 Board of Education shall furnish to the Commission such other
15 information as the Commission may request to assist it in
16 administering this Section.

17 (h) For purposes of this Section:

18 (1) "Qualified institution of higher learning" means
19 the University of Illinois; Southern Illinois University
20 at Carbondale; Southern Illinois University at
21 Edwardsville; Chicago State University; Eastern Illinois
22 University; Governors State University; Illinois State
23 University; Northeastern Illinois University; Northern
24 Illinois University; Western Illinois University; the
25 public community colleges of the State; any other public
26 universities, colleges and community colleges now or

1 hereafter established or authorized by the General
2 Assembly; and any Illinois privately operated, not for
3 profit institution located in this State which provides at
4 least an organized 2-year program of collegiate grade in
5 liberal arts or sciences, or both, directly applicable
6 toward the attainment of a baccalaureate or graduate
7 degree.

8 (2) "Racial minority" means a person who is any of the
9 following:

10 (1) American Indian or Alaska Native (a person
11 having origins in any of the original peoples of North
12 and South America, including Central America, and who
13 maintains tribal affiliation or community attachment).

14 (2) Asian (a person having origins in any of the
15 original peoples of the Far East, Southeast Asia, or
16 the Indian subcontinent, including, but not limited
17 to, Cambodia, China, India, Japan, Korea, Malaysia,
18 Pakistan, the Philippine Islands, Thailand, and
19 Vietnam).

20 (3) Black or African American (a person having
21 origins in any of the black racial groups of Africa).
22 Terms such as "Haitian" or "Negro" can be used in
23 addition to "Black or African American".

24 (4) Hispanic or Latino (a person of Cuban, Mexican,
25 Puerto Rican, South or Central American, or other
26 Spanish culture or origin, regardless of race).

1 (5) Native Hawaiian or Other Pacific Islander (a
2 person having origins in any of the original peoples of
3 Hawaii, Guam, Samoa, or other Pacific Islands).

4 (3) "Student" means a woman or racial minority.

5 (Source: P.A. 97-396, eff. 1-1-12.)

6 (110 ILCS 947/65.40)

7 Sec. 65.40. General provisions; leaves of absence.

8 (a) The scholarships issued under Section 65.15 may be used
9 at the University of Illinois, Southern Illinois University at
10 Carbondale, Southern Illinois University at Edwardsville,
11 Chicago State University, Eastern Illinois University,
12 Governors State University, Illinois State University,
13 Northeastern Illinois University, Northern Illinois
14 University, and Western Illinois University. Unless otherwise
15 indicated, the scholarships shall exempt the holder from the
16 payment of tuition and other necessary fees as defined in
17 Section 35 of this Act.

18 Any student who has been or shall be awarded a scholarship
19 shall be reimbursed by the appropriate university or community
20 college for any charges which he or she has paid and for which
21 exemption is granted under this Section, if application for
22 such reimbursement is made within 2 months following the school
23 term for which the charges were paid.

24 The holder of a scholarship shall be subject to all
25 examinations, rules and requirements of the university or

1 community college in which he or she is enrolled except as
2 herein directed.

3 This Section does not prohibit the Board of Trustees of the
4 University of Illinois, the Board of Trustees of Southern
5 Illinois University at Carbondale, the Board of Trustees of
6 Southern Illinois University at Edwardsville, the Board of
7 Trustees of Chicago State University, the Board of Trustees of
8 Eastern Illinois University, the Board of Trustees of Governors
9 State University, the Board of Trustees of Illinois State
10 University, the Board of Trustees of Northeastern Illinois
11 University, the Board of Trustees of Northern Illinois
12 University, and the Board of Trustees of Western Illinois
13 University for the institutions under their respective
14 jurisdictions from granting other scholarships.

15 (b) Any student enrolled in a university to which he or she
16 is holding a scholarship issued under Section 65.15 who
17 satisfies the president of the university or someone designated
18 by the president that the student requires leave of absence for
19 the purpose of earning funds to defray his or her expenses
20 while in attendance or on account of illness or military
21 service may be granted such leave and allowed a period of not
22 to exceed 6 years in which to complete his or her course at the
23 university. Time spent in the armed forces shall not be part of
24 the 6 years.

25 (Source: P.A. 91-496, eff. 8-13-99.)

1 Section 305. The Illinois Prepaid Tuition Act is amended by
2 changing Section 10 as follows:

3 (110 ILCS 979/10)

4 Sec. 10. Definitions. In this Act:

5 "Illinois public university" means the University of
6 Illinois, Illinois State University, Chicago State University,
7 Governors State University, Southern Illinois University at
8 Carbondale, Southern Illinois University at Edwardsville,
9 Northern Illinois University, Eastern Illinois University,
10 Western Illinois University, or Northeastern Illinois
11 University.

12 "Illinois community college" means a public community
13 college as defined in Section 1-2 of the Public Community
14 College Act.

15 "Eligible institution" means an institution of higher
16 learning, as defined in Section 10 of the Higher Education
17 Student Assistance Act, whose students are eligible to receive
18 benefits under Section 529(a) of the Internal Revenue Code of
19 1986, as specified by the federal Small Business Act of 1996
20 and subsequent amendments to this federal law.

21 "Illinois prepaid tuition contract" or "contract" means a
22 contract entered into between the State and a Purchaser under
23 Section 45 to provide for the higher education of a qualified
24 beneficiary.

25 "Illinois prepaid tuition program" or "program" means the

1 program created in Section 15.

2 "Purchaser" means a person who makes or has contracted to
3 make payments under an Illinois prepaid tuition contract.

4 "Public institution of higher education" means an Illinois
5 public university or Illinois community college.

6 "Nonpublic institution of higher education" means any
7 eligible institution, other than a public institution of higher
8 education.

9 "Qualified beneficiary" means (i) anyone who has been a
10 resident of this State for at least 12 months prior to the date
11 of the contract, or (ii) a nonresident, so long as the
12 purchaser has been a resident of the State for at least 12
13 months prior to the date of the contract, or (iii) any person
14 less than one year of age whose parent or legal guardian has
15 been a resident of this State for at least 12 months prior to
16 the date of the contract.

17 "Tuition" means the quarter or semester charges imposed on
18 a qualified beneficiary to attend an eligible institution.

19 "Mandatory Fees" means those quarter or semester fees
20 imposed upon all students enrolled at an eligible institution.

21 "Registration Fees" means the charges derived by combining
22 tuition and mandatory fees.

23 "Contract Unit" means 15 credit hours of instruction at an
24 eligible institution.

25 "Panel" means the investment advisory panel created under
26 Section 20.

1 "Commission" means the Illinois Student Assistance
2 Commission.

3 (Source: P.A. 96-1282, eff. 7-26-10.)

4 Section 310. The Senior Citizen Courses Act is amended by
5 changing Section 1 as follows:

6 (110 ILCS 990/1) (from Ch. 144, par. 1801)

7 Sec. 1. Definitions. For the purposes of this Act:

8 (a) "Public institutions of higher education" means the
9 University of Illinois, Southern Illinois University at
10 Carbondale, Southern Illinois University at Edwardsville,
11 Chicago State University, Eastern Illinois University,
12 Governors State University, Illinois State University,
13 Northeastern Illinois University, Northern Illinois
14 University, Western Illinois University, and the public
15 community colleges subject to the "Public Community College
16 Act".

17 (b) "Credit Course" means any program of study for which
18 public institutions of higher education award credit hours.

19 (c) "Senior citizen" means any person 65 years or older
20 whose annual household income is less than the threshold amount
21 provided in Section 4 of the "Senior Citizens and Disabled
22 Persons Property Tax Relief Act", approved July 17, 1972, as
23 amended.

24 (Source: P.A. 97-689, eff. 6-14-12.)

1 Section 315. The Public Utilities Act is amended by
2 changing Sections 16-111.1 and 16-111.2 as follows:

3 (220 ILCS 5/16-111.1)

4 Sec. 16-111.1. Illinois Clean Energy Community Trust.

5 (a) An electric utility which has sold or transferred
6 generating facilities in a transaction to which subsection (k)
7 of Section 16-111 applies is authorized to establish an
8 Illinois clean energy community trust or foundation for the
9 purposes of providing financial support and assistance to
10 entities, public or private, within the State of Illinois
11 including, but not limited to, units of State and local
12 government, educational institutions, corporations, and
13 charitable, educational, environmental and community
14 organizations, for programs and projects that benefit the
15 public by improving energy efficiency, developing renewable
16 energy resources, supporting other energy related projects
17 that improve the State's environmental quality, and supporting
18 projects and programs intended to preserve or enhance the
19 natural habitats and wildlife areas of the State. Provided,
20 however, that the trust or foundation funds shall not be used
21 for the remediation of environmentally impaired property. The
22 trust or foundation may also assist in identifying other energy
23 and environmental grant opportunities.

24 (b) Such trust or foundation shall be governed by a

1 declaration of trust or articles of incorporation and bylaws
2 which shall, at a minimum, provide that:

3 (1) There shall be 6 voting trustees of the trust or
4 foundation, one of whom shall be appointed by the Governor,
5 one of whom shall be appointed by the President of the
6 Illinois Senate, one of whom shall be appointed by the
7 Minority Leader of the Illinois Senate, one of whom shall
8 be appointed by the Speaker of the Illinois House of
9 Representatives, one of whom shall be appointed by the
10 Minority Leader of the Illinois House of Representatives,
11 and one of whom shall be appointed by the electric utility
12 establishing the trust or foundation, provided that the
13 voting trustee appointed by the utility shall be a
14 representative of a recognized environmental action group
15 selected by the utility. The Governor shall designate one
16 of the 6 voting trustees to serve as chairman of the trust
17 or foundation, who shall serve as chairman of the trust or
18 foundation at the pleasure of the Governor. In addition,
19 there shall be 4 non-voting trustees, one of whom shall be
20 appointed by the Director of Commerce and Economic
21 Opportunity, one of whom shall be appointed by the Director
22 of the Illinois Environmental Protection Agency, one of
23 whom shall be appointed by the Director of Natural
24 Resources, and one of whom shall be appointed by the
25 electric utility establishing the trust or foundation,
26 provided that the non-voting trustee appointed by the

1 utility shall bring financial expertise to the trust or
2 foundation and shall have appropriate credentials
3 therefor.

4 (2) All voting trustees and the non-voting trustee with
5 financial expertise shall be entitled to compensation for
6 their services as trustees, provided, however, that no
7 member of the General Assembly and no employee of the
8 electric utility establishing the trust or foundation
9 serving as a voting trustee shall receive any compensation
10 for his or her services as a trustee, and provided further
11 that the compensation to the chairman of the trust shall
12 not exceed \$25,000 annually and the compensation to any
13 other trustee shall not exceed \$20,000 annually. All
14 trustees shall be entitled to reimbursement for reasonable
15 expenses incurred on behalf of the trust in the performance
16 of their duties as trustees. All such compensation and
17 reimbursements shall be paid out of the trust.

18 (3) Trustees shall be appointed within 30 days after
19 the creation of the trust or foundation and shall serve for
20 a term of 5 years commencing upon the date of their
21 respective appointments, until their respective successors
22 are appointed and qualified.

23 (4) A vacancy in the office of trustee shall be filled
24 by the person holding the office responsible for appointing
25 the trustee whose death or resignation creates the vacancy,
26 and a trustee appointed to fill a vacancy shall serve the

1 remainder of the term of the trustee whose resignation or
2 death created the vacancy.

3 (5) The trust or foundation shall have an indefinite
4 term, and shall terminate at such time as no trust assets
5 remain.

6 (6) The trust or foundation shall be funded in the
7 minimum amount of \$250,000,000, with the allocation and
8 disbursement of funds for the various purposes for which
9 the trust or foundation is established to be determined by
10 the trustees in accordance with the declaration of trust or
11 the articles of incorporation and bylaws; provided,
12 however, that this amount may be reduced by up to
13 \$25,000,000 if, at the time the trust or foundation is
14 funded, a corresponding amount is contributed by the
15 electric utility establishing the trust or foundation to
16 the Board of Trustees of Southern Illinois University at
17 Carbondale for the purpose of funding programs or projects
18 related to clean coal and provided further that \$25,000,000
19 of the amount contributed to the trust or foundation shall
20 be available to fund programs or projects related to clean
21 coal.

22 (7) The trust or foundation shall be authorized to
23 employ an executive director and other employees, to enter
24 into leases, contracts and other obligations on behalf of
25 the trust or foundation, and to incur expenses that the
26 trustees deem necessary or appropriate for the fulfillment

1 of the purposes for which the trust or foundation is
2 established, provided, however, that salaries and
3 administrative expenses incurred on behalf of the trust or
4 foundation shall not exceed \$500,000 in the first fiscal
5 year after the trust or foundation is established and shall
6 not exceed \$1,000,000 in each subsequent fiscal year.

7 (8) The trustees may create and appoint advisory boards
8 or committees to assist them with the administration of the
9 trust or foundation, and to advise and make recommendations
10 to them regarding the contribution and disbursement of the
11 trust or foundation funds.

12 (c)(1) In addition to the allocation and disbursement of
13 funds for the purposes set forth in subsection (a) of this
14 Section, the trustees of the trust or foundation shall
15 annually contribute funds in amounts set forth in
16 subparagraph (2) of this subsection to the Citizens Utility
17 Board created by the Citizens Utility Board Act; provided,
18 however, that any such funds shall be used solely for the
19 representation of the interests of utility consumers
20 before the Illinois Commerce Commission, the Federal
21 Energy Regulatory Commission, and the Federal
22 Communications Commission and for the provision of
23 consumer education on utility service and prices and on
24 benefits and methods of energy conservation. Provided,
25 however, that no part of such funds shall be used to
26 support (i) any lobbying activity, (ii) activities related

1 to fundraising, (iii) advertising or other marketing
2 efforts regarding a particular utility, or (iv)
3 solicitation of support for, or advocacy of, a particular
4 position regarding any specific utility or a utility's
5 docketed proceeding.

6 (2) In the calendar year in which the trust or
7 foundation is first funded, the trustees shall contribute
8 \$1,000,000 to the Citizens Utility Board within 60 days
9 after such trust or foundation is established; provided,
10 however, that such contribution shall be made after
11 December 31, 1999. In each of the 6 calendar years
12 subsequent to the first contribution, if the trust or
13 foundation is in existence, the trustees shall contribute
14 to the Citizens Utility Board an amount equal to the total
15 expenditures by such organization in the prior calendar
16 year, as set forth in the report filed by the Citizens
17 Utility Board with the chairman of such trust or foundation
18 as required by subparagraph (3) of this subsection. Such
19 subsequent contributions shall be made within 30 days of
20 submission by the Citizens Utility Board of such report to
21 the Chairman of the trust or foundation, but in no event
22 shall any annual contribution by the trustees to the
23 Citizens Utility Board exceed \$1,000,000. Following such
24 7-year period, an Illinois statutory consumer protection
25 agency may petition the trust or foundation for
26 contributions to fund expenditures of the type identified

1 in paragraph (1), but in no event shall annual
2 contributions by the trust or foundation for such
3 expenditures exceed \$1,000,000.

4 (3) The Citizens Utility Board shall file a report with
5 the chairman of such trust or foundation for each year in
6 which it expends any funds received from the trust or
7 foundation setting forth the amount of any expenditures
8 (regardless of the source of funds for such expenditures)
9 for: (i) the representation of the interests of utility
10 consumers before the Illinois Commerce Commission, the
11 Federal Energy Regulatory Commission, and the Federal
12 Communications Commission, and (ii) the provision of
13 consumer education on utility service and prices and on
14 benefits and methods of energy conservation. Such report
15 shall separately state the total amount of expenditures for
16 the purposes or activities identified by items (i) and (ii)
17 of this paragraph, the name and address of the external
18 recipient of any such expenditure, if applicable, and the
19 specific purposes or activities (including internal
20 purposes or activities) for which each expenditure was
21 made. Any report required by this subsection shall be filed
22 with the chairman of such trust or foundation no later than
23 March 31 of the year immediately following the year for
24 which the report is required.

25 (d) In addition to any other allocation and disbursement of
26 funds in this Section, the trustees of the trust or foundation

1 shall contribute an amount up to \$125,000,000 (1) for deposit
2 into the General Obligation Bond Retirement and Interest Fund
3 held in the State treasury to assist in the repayment on
4 general obligation bonds issued under subsection (d) of Section
5 7 of the General Obligation Bond Act, and (2) for deposit into
6 funds administered by agencies with responsibility for
7 environmental activities to assist in payment for
8 environmental programs. The amount required to be contributed
9 shall be provided to the trustees in a certification letter
10 from the Director of the Bureau of the Budget that shall be
11 provided no later than August 1, 2003. The payment from the
12 trustees shall be paid to the State no later than December 31st
13 following the receipt of the letter.

14 (Source: P.A. 93-32, eff. 6-20-03; 94-793, eff. 5-19-06.)

15 (220 ILCS 5/16-111.2)

16 Sec. 16-111.2. Provisions related to proposed utility
17 transactions.

18 (a) The General Assembly finds:

19 (1) A transaction as described in paragraph (3) of this
20 subsection (a) will contribute to improved reliability of
21 the electric supply system in Illinois which is one of the
22 key purposes of the Illinois Electric Service Customer
23 Choice and Rate Relief Law of 1997.

24 (2) A transaction as described in paragraph (3) of this
25 subsection (a) is likely to promote additional investment

1 in the existing generating assets and in the development of
2 additional generation capacity in Illinois, and such
3 change in ownership is in the public interest, consistent
4 with the intent of the Illinois Electric Service Customer
5 Choice and Rate Relief Law of 1997 and beneficial for the
6 citizens of this State.

7 (3) As of the date on which this amendatory Act of 1999
8 becomes law, an electric utility providing service to more
9 than 1,000,000 customers in this State has proposed to sell
10 or transfer to a single buyer 5 or more generating plants
11 with a total net dependable capacity of 5000 megawatts or
12 more pursuant to subsection (g) of Section 16-111.

13 (4) Such electric utility anticipates receiving a sale
14 price or consideration as a result of such transaction
15 exceeding 200% of the book value of these plants.

16 (5) Such electric utility has presented to the Governor
17 and the leaders of the General Assembly a written
18 commitment in which such electric utility agrees to expend
19 \$2,000,000,000 outside the corporate limits of any
20 municipality with 1,000,000 or more inhabitants within
21 such electric utility's service area, over a 6-year period
22 beginning with this calendar year on projects, programs and
23 improvements within its service area relating to
24 transmission and distribution including, without
25 limitation, infrastructure expansion, repair and
26 replacement, capital investments, operations and

1 maintenance, and vegetation management.

2 (6) Such electric utility has committed that, if the
3 sale or transfer contemplated by paragraph (3) of this
4 subsection is consummated on or before December 31, 1999,
5 the electric utility shall make contributions totaling
6 \$250,000,000 to entities within this State for, among other
7 purposes, environmental and clean coal initiatives
8 pursuant to Section 16-111.1, which commitment includes a
9 contribution of \$25,000,000 to the Board of Trustees of
10 Southern Illinois University at Carbondale for the purpose
11 of funding programs or projects related to clean coal.

12 (b) That, in light of the findings in paragraphs (1) and
13 (2) of subsection (a) and, in this instance, the circumstances
14 described in paragraphs (3) through (6) of subsection (a) and
15 otherwise, the General Assembly hereby finds that allowing the
16 generating facilities being acquired to be eligible facilities
17 under the provisions of the National Energy Policy Act of 1992
18 that apply to exempt wholesale generators (A) will benefit
19 consumers; (B) is in the public interest; and (C) does not
20 violate the law of this State.

21 (c) Nothing in this Section shall have any effect on the
22 authority of the Commission under subsection (g) of Section
23 16-111 of this Act.

24 (Source: P.A. 91-50, eff. 6-30-99.)

25 Section 320. The Solicitation for Charity Act is amended by

1 changing Section 3 as follows:

2 (225 ILCS 460/3) (from Ch. 23, par. 5103)

3 Sec. 3. Exemptions.

4 (a) Upon initial filing of a registration statement
5 pursuant to Section 2 of this Act and notification by the
6 Attorney General of his determination that the organizational
7 purposes or circumstances specified in this paragraph for
8 exemption are actual and genuine, the following entities shall
9 be exempt from all the report filing provisions of this Act,
10 except for the requirements set forth in Section 2 of this Act:

11 1. A corporation sole or other religious corporation,
12 trust or organization incorporated or established for
13 religious purposes, nor to any agency or organization
14 incorporated or established for charitable, hospital or
15 educational purposes and engaged in effectuating one or
16 more of such purposes, that is affiliated with, operated
17 by, or supervised or controlled by a corporation sole or
18 other religious corporation, trust or organization
19 incorporated or established for religious purposes, nor to
20 other religious agencies or organizations which serve
21 religion by the preservation of religious rights and
22 freedom from persecution or prejudice or by fostering
23 religion, including the moral and ethical aspects of a
24 particular religious faith.

25 2. Any charitable organization which does not intend to

1 solicit and receive and does not actually receive
2 contributions in excess of \$15,000 during any 12 month
3 period ending December 31 of any year. However, if the
4 gross contributions received by such charitable
5 organization during any 12 month period ending December 31
6 of any year shall be in excess of \$15,000, it shall file
7 reports as required under this Act and the provisions of
8 this Act shall apply.

9 (b) The following persons shall not be required to register
10 with the Attorney General:

11 1. The University of Illinois, Southern Illinois
12 University at Carbondale, Southern Illinois University at
13 Edwardsville, Eastern Illinois University, Illinois State
14 Normal University, Northern Illinois University, Western
15 Illinois University, all educational institutions that are
16 recognized by the State Board of Education or that are
17 accredited by a regional accrediting association or by an
18 organization affiliated with the National Commission on
19 Accrediting, any foundation having an established identity
20 with any of the aforementioned educational institutions,
21 any other educational institution confining its
22 solicitation of contributions to its student body, alumni,
23 faculty and trustees, and their families, or a library
24 established under the laws of this State, provided that the
25 annual financial report of such institution or library
26 shall be filed with the State Board of Education, Governor,

1 Illinois State Library, County Library Board or County
2 Board, as provided by law.

3 2. Fraternal, patriotic, social, educational, alumni
4 organizations and historical societies when solicitation
5 of contributions is confined to their membership. This
6 exemption shall be extended to any subsidiary of a parent
7 or superior organization exempted by Sub-paragraph 2 of
8 Paragraph (b) of Section 3 of this Act where such
9 solicitation is confined to the membership of the
10 subsidiary, parent or superior organization.

11 3. Persons requesting any contributions for the relief
12 or benefit of any individual, specified by name at the time
13 of the solicitation, if the contributions collected are
14 turned over to the named beneficiary, first deducting
15 reasonable expenses for costs of banquets, or social
16 gatherings, if any, provided all fund raising functions are
17 carried on by persons who are unpaid, directly or
18 indirectly, for such services.

19 4. Any bona fide union, bona fide political
20 organization or bona fide political action committee,
21 which does not solicit funds for a charitable purpose.

22 5. Any charitable organization receiving an allocation
23 from an incorporated community chest or united fund,
24 provided such chest or fund is complying with the
25 provisions of this Act relating to registration and filing
26 of annual reports with the Attorney General, and provided

1 such organization does not actually receive, in addition to
2 such allocation, contributions in excess of \$4,000 during
3 any 12 month period ending June 30th of any year, and
4 provided further that all the fund raising functions of
5 such organization are carried on by persons who are unpaid
6 for such services. However, if the gross contributions
7 other than such allocation received by such charitable
8 organization during any 12 month period ending June 30th of
9 any year shall be in excess of \$4,000, it shall within 30
10 days after the date it shall have received such
11 contributions in excess of \$4,000 register with the
12 Attorney General as required by Section 2.

13 6. A bona fide organization of volunteer firemen, or a
14 bona fide auxiliary or affiliate of such organization,
15 provided all its fund raising activities are carried on by
16 members of such an organization or an affiliate thereof and
17 such members receive no compensation, directly or
18 indirectly, therefor.

19 7. Any charitable organization operating a nursery for
20 infants awaiting adoption providing that all its fund
21 raising activities are carried on by members of such an
22 organization or an affiliate thereof and such members
23 receive no compensation, directly or indirectly therefor.

24 8. Any corporation established by the Federal Congress
25 that is required by federal law to submit annual reports of
26 its activities to Congress containing itemized accounts of

1 all receipts and expenditures after being duly audited.

2 9. Any boys' club which is affiliated with the Boys'
3 Club of America, a corporation chartered by Congress;
4 provided, however, that such an affiliate properly files
5 the reports required by the Boys' Club of America and that
6 the Boys' Club of America files with the Government of the
7 United States the reports required by its federal charter.

8 10. Any veterans organization chartered or
9 incorporated under federal law and any veterans
10 organization which is affiliated with, and recognized in
11 the bylaws of, a congressionally chartered or incorporated
12 veterans organization; provided, however, that the
13 affiliate properly files the reports required by the
14 congressionally chartered or incorporated veterans
15 organization, that the congressionally chartered or
16 incorporated veterans organization files with the
17 government of the United States the reports required by its
18 federal charter, and that copies of such federally required
19 reports are filed with the Attorney General.

20 11. Any parent-teacher organization that is controlled
21 by teachers and parents of children attending a particular
22 public or private school for which the organization is
23 named and solicits contributions for the benefit of that
24 particular school; provided that:

25 (i) the school is specified by name at the time the
26 solicitation is made;

1 (ii) all of the contributions are turned over to
2 the school, after first deducting reasonable expenses
3 for fundraising and parent-teacher activities;

4 (iii) all fundraising functions are carried on by
5 persons who are not paid, either directly or
6 indirectly, for their fundraising services;

7 (iv) the total contributions, less reasonable
8 fundraising expenses, do not exceed \$50,000 in any
9 calendar year;

10 (v) the organization provides the school at least
11 annually with a complete accounting of all
12 contributions received; and

13 (vi) the governing board of the school certifies to
14 the Attorney General, if the Attorney General makes a
15 request for certification, that the parent-teacher
16 organization has provided the school with a full
17 accounting and that the organization has provided
18 benefits and contributions to the school.

19 (Source: P.A. 90-469, eff. 8-17-97; 91-444, eff. 8-6-99.)

20 Section 325. The Liquor Control Act of 1934 is amended by
21 changing Section 12-1 as follows:

22 (235 ILCS 5/12-1)

23 Sec. 12-1. Grape and Wine Resources Council.

24 (a) There is hereby created the Grape and Wine Resources

1 Council, which shall have the powers and duties specified in
2 this Article and all other powers necessary and proper to
3 execute the provisions of this Article.

4 (b) The Council shall consist of 17 members including:

5 (1) The Director of Agriculture, ex officio, or the
6 Director's designee.

7 (2) The Dean of the Southern Illinois University at
8 Carbondale ~~SIU~~ College of Agriculture, or the Dean's
9 designee.

10 (3) The Dean of the University of Illinois College of
11 Agriculture, or the Dean's designee.

12 (4) An expert in enology or food science and nutrition
13 to be named by the Director of Agriculture from nominations
14 submitted jointly by the Deans of the Colleges of
15 Agriculture at Southern Illinois University at Carbondale
16 and the University of Illinois.

17 (5) An expert in marketing to be named by the Director
18 of Agriculture from nominations submitted jointly by the
19 Deans of the Colleges of Agriculture at Southern Illinois
20 University at Carbondale and the University of Illinois.

21 (6) An expert in viticulture to be named by the
22 Director of Agriculture from nominations submitted jointly
23 by the Deans of the Colleges of Agriculture at Southern
24 Illinois University at Carbondale and the University of
25 Illinois.

26 (7) A representative from the Illinois Division of

1 Tourism, to be named by the Director of Commerce and
2 Economic Opportunity.

3 (8) Six persons to be named by the Director of
4 Agriculture from nominations from the President of the
5 Illinois Grape Growers and Vintners Association, of whom 3
6 shall be grape growers and 3 shall be vintners.

7 (9) Four persons, one of whom shall be named by the
8 Speaker of the House of Representatives, one of whom shall
9 be named by the Minority Leader of the House of
10 Representatives, one of whom shall be named by the
11 President of the Senate, and one of whom shall be named by
12 the Minority Leader of the Senate.

13 Members of the Council shall receive no compensation, but shall
14 be reimbursed for necessary expenses incurred in the
15 performance of their duties. The Council's Chair shall be the
16 Dean of the College of Agriculture at the University where the
17 Council is housed.

18 (c) The Council shall be housed at Southern Illinois
19 University at Carbondale, which shall maintain a collaborative
20 relationship with the University of Illinois at Champaign.

21 (Source: P.A. 94-793, eff. 5-19-06.)

22 Section 330. The Illinois Rural/Downstate Health Act is
23 amended by changing Sections 3, 3.1, and 5.5 as follows:

24 (410 ILCS 65/3) (from Ch. 111 1/2, par. 8053)

1 Sec. 3. The Illinois Department of Public Health shall
2 establish a downstate health care program as a component of
3 primary care development. The Department shall create a Center
4 for Rural Health to coordinate programs and activities within
5 the agency relating to access to health care in rural areas and
6 designated shortage areas. The Center may work with
7 universities, private foundations, health care providers or
8 other interested organizations, private foundations, health
9 care providers or other interested organizations on innovative
10 strategies to respond to the health care needs of residents of
11 these areas.

12 The Center shall cooperate with ~~Southern Illinois~~
13 ~~University~~ programs and services of Southern Illinois
14 University at Carbondale and Southern Illinois University at
15 Edwardsville that respond to the health care needs of residents
16 of downstate areas, including but not limited to the
17 development of primary care centers, the development of
18 obstetrical care centers through affiliation with hospitals
19 and clinics, and the conduct of health research and evaluation.

20 The Center shall cooperate with University of Illinois
21 programs and services that respond to the health care needs of
22 residents of downstate areas, including but not limited to:
23 developing innovative educational strategies designed to
24 graduate primary care physicians, especially family
25 physicians, for all Illinois, particularly the rural
26 underserved areas; developing primary care centers with

1 comprehensive care, including emergency and obstetric care
2 through affiliation with hospitals and clinics; and conducting
3 health research and evaluation.

4 (Source: P.A. 86-965; 86-1187; 87-1162.)

5 (410 ILCS 65/3.1) (from Ch. 111 1/2, par. 8053.1)

6 Sec. 3.1. Southern Illinois University at Carbondale and
7 Southern Illinois University at Edwardsville shall expand
8 their ~~its~~ focus on rural health care as a component of health
9 professions education programs on their ~~its~~ several campuses,
10 including, but not limited to, ~~its~~ programs in medicine,
11 nursing, dentistry, and technical careers, and through
12 research and technical assistance programs. Southern Illinois
13 ~~The~~ University at Edwardsville shall further encourage the
14 regional outreach mission of its School of Medicine through the
15 establishment of a dedicated administrative entity within the
16 School with responsibility for rural health care planning and
17 programming. Southern Illinois ~~The~~ University at Carbondale
18 and Southern Illinois University at Edwardsville may work with
19 communities, state agencies, other colleges and universities,
20 private foundations, health care providers, and other
21 interested organizations on innovative strategies to respond
22 to the health care needs of residents of rural areas.

23 Southern Illinois ~~The~~ University at Carbondale and
24 Southern Illinois University at Edwardsville shall have the
25 authority:

1 (a) To establish such clinical centers as may be necessary
2 to carry out the intent of this Act according to the following
3 priorities:

4 (1) Preference for programs which are designed to
5 facilitate the education of health professions students.

6 (2) Preference for programs established in locations
7 which exhibit potential for locating physicians in health
8 manpower shortage areas.

9 (3) Preference for programs which are located away from
10 communities in which medical school and residency programs
11 are located.

12 (4) Preference for programs which are geographically
13 distributed throughout downstate Illinois.

14 (b) To receive and disburse funds in accordance with the
15 purpose stated in Section 2 of this Act.

16 (c) To enter into contracts or agreements with any agency
17 or department of the State of Illinois or the United States to
18 carry out the provisions of this Act.

19 (Source: P.A. 86-1187.)

20 (410 ILCS 65/5.5)

21 Sec. 5.5. Rural/Downstate Health Access Fund. The
22 Rural/Downstate Health Access Fund is created as a special fund
23 in the State treasury. Moneys from gifts, grants, or donations
24 made to the Center for Rural Health shall be deposited into the
25 Fund. Subject to appropriation, moneys in the Fund shall be

1 used in the following manner for rural health programs
2 authorized under this Act: 60.2% shall be distributed to the
3 Department of Public Health, 26.3% shall be distributed equally
4 between ~~to~~ the Board of Trustees of Southern Illinois
5 University at Carbondale and the Board of Trustees of Southern
6 Illinois University at Edwardsville, and 13.5% shall be
7 distributed to the Board of Trustees of the University of
8 Illinois. The Center for Rural Health shall administer the
9 Fund.

10 (Source: P.A. 88-312; 88-535; 88-670, eff. 12-2-94.)

11 Section 335. The Illinois Solid Waste Management Act is
12 amended by changing Section 3.1 as follows:

13 (415 ILCS 20/3.1) (from Ch. 111 1/2, par. 7053.1)

14 Sec. 3.1. Institutions of higher learning.

15 (a) For purposes of this Section "State-supported
16 institutions of higher learning" or "institutions" means the
17 University of Illinois, Southern Illinois University at
18 Carbondale, Southern Illinois University at Edwardsville, the
19 colleges and universities under the jurisdiction of the Board
20 of Governors of State Colleges and Universities, the colleges
21 and universities under the jurisdiction of the Board of Regents
22 of Regency Universities, and the public community colleges
23 subject to the Public Community College Act.

24 (b) Each State-supported institution of higher learning

1 shall develop a comprehensive waste reduction plan covering a
2 period of 10 years which addresses the management of solid
3 waste generated by academic, administrative, student housing
4 and other institutional functions. The waste reduction plan
5 shall be developed by January 1, 1995. The initial plan
6 required under this Section shall be updated by the institution
7 every 5 years, and any proposed amendments to the plan shall be
8 submitted for review in accordance with subsection (f).

9 (c) Each waste reduction plan shall address, at a minimum,
10 the following topics: existing waste generation by volume,
11 waste composition, existing waste reduction and recycling
12 activities, waste collection and disposal costs, future waste
13 management methods, and specific goals to reduce the amount of
14 waste generated that is subject to landfill disposal.

15 (d) Each waste reduction plan shall provide for recycling
16 of marketable materials currently present in the institution's
17 waste stream, including but not limited to landscape waste,
18 corrugated cardboard, computer paper, and white office paper,
19 and shall provide for the investigation of potential markets
20 for other recyclable materials present in the institution's
21 waste stream. The recycling provisions of the waste reduction
22 plan shall be designed to achieve, by January 1, 2000, at least
23 a 40% reduction (referenced to a base year of 1987) in the
24 amount of solid waste that is generated by the institution and
25 identified in the waste reduction plan as being subject to
26 landfill disposal.

1 (e) Each waste reduction plan shall evaluate the
2 institution's procurement policies and practices to eliminate
3 procedures which discriminate against items with recycled
4 content, and to identify products or items which are procured
5 by the institution on a frequent or repetitive basis for which
6 products with recycled content may be substituted. Each waste
7 reduction plan shall prescribe that it will be the policy of
8 the institution to purchase products with recycled content
9 whenever such products have met specifications and standards of
10 equivalent products which do not contain recycled content.

11 (f) Each waste reduction plan developed in accordance with
12 this Section shall be submitted to the Department of Commerce
13 and Economic Opportunity for review and approval. The
14 Department's review shall be conducted in cooperation with the
15 Board of Higher Education and the Illinois Community College
16 Board.

17 (g) The Department of Commerce and Economic Opportunity
18 shall provide technical assistance, technical materials,
19 workshops and other information necessary to assist in the
20 development and implementation of the waste reduction plans.
21 The Department shall develop guidelines and funding criteria
22 for providing grant assistance to institutions for the
23 implementation of approved waste reduction plans.

24 (Source: P.A. 94-793, eff. 5-19-06.)

25 Section 340. The Illinois Groundwater Protection Act is

1 amended by changing Section 7 as follows:

2 (415 ILCS 55/7) (from Ch. 111 1/2, par. 7457)

3 Sec. 7. (a) The Department, with the advice of the
4 Committee and the Council, shall develop a coordinated
5 groundwater data collection and automation program. The
6 collected and automated data shall include but need not be
7 limited to groundwater monitoring results, well logs,
8 pollution source permits and water quality assessments. The
9 Department shall act as the repository for such data and shall
10 automate this data in a manner that is accessible and usable by
11 all State agencies.

12 (b) The Department, in consultation with the Agency, the
13 Committee and the Council, shall develop and administer an
14 ongoing program of basic and applied research relating to
15 groundwater. Information generated from this program will be
16 made available to local governments seeking technical
17 assistance from the Department. The research program shall
18 include but need not be limited to:

19 (1) Long-term statewide groundwater quality
20 monitoring. A statewide monitoring well network shall be
21 composed of public water supply wells sampled by the
22 Agency, non-community wells sampled by the Department of
23 Public Health, and a representative sampling of other
24 existing private wells and newly constructed, dedicated
25 monitoring wells. The monitoring program shall be operated

1 for the following purposes: to evaluate, over time, the
2 appropriateness and effectiveness of groundwater quality
3 protection measures; to determine regional trends in
4 groundwater quality which may affect public health and
5 welfare; and to help identify the need for corrective
6 action. The Department shall periodically publish the
7 results of groundwater quality monitoring activities.

8 (2) Statewide groundwater assessment. The Department
9 shall conduct assessments to enhance the State's data base
10 concerning groundwater resources. The assessments shall
11 include location of groundwater resources, mapping of
12 aquifers, identification of appropriate recharge areas,
13 and evaluation of baseline groundwater quality. The
14 Department shall complete the statewide mapping of
15 appropriate recharge areas within 18 months after the
16 enactment of this Act at a level of detail suitable for
17 guiding the Agency in establishing priority groundwater
18 protection planning regions.

19 (3) Evaluation of pesticide impacts upon groundwater.
20 Such evaluation shall include the general location and
21 extent of any contamination of groundwaters resulting from
22 pesticide use, determination of any practices which may
23 contribute to contamination of groundwaters, and
24 recommendations regarding measures which may help prevent
25 degradation of groundwater quality by pesticides. Priority
26 shall be given to those areas of the State where pesticides

1 are utilized most intensively. The Department shall
2 prepare an initial report by January 1, 1990.

3 (4) Other basic and applied research. The Department
4 may conduct research in at least the following areas:
5 groundwater hydrology and hydraulics, movement of
6 contaminants through geologic materials, aquifer
7 restoration, and remediation technologies.

8 (c) The Department is authorized to accept and expend,
9 subject to appropriation by the General Assembly, any and all
10 grants, matching funds, appropriations from whatever source,
11 or other items of value from the federal or state governments
12 or from any institution, person, partnership, joint venture, or
13 corporation, public or private, for the purposes of fulfilling
14 its obligations under this Act.

15 (d) Southern Illinois University at Carbondale is
16 authorized to conduct basic and applied research relating to
17 chemical contamination of groundwater. It may assist the
18 Department in conducting research on any of the subjects
19 included in subsection (b) of this Section, and may accept and
20 expend grants and other support from the Department or other
21 sources for that purpose.

22 (Source: P.A. 87-479.)

23 Section 345. The Court of Claims Act is amended by changing
24 Sections 8, 22-1, and 22-2 as follows:

1 (705 ILCS 505/8) (from Ch. 37, par. 439.8)

2 Sec. 8. Court of Claims jurisdiction; deliberation
3 periods. The court shall have exclusive jurisdiction to hear
4 and determine the following matters:

5 (a) All claims against the State founded upon any law of
6 the State of Illinois or upon any regulation adopted thereunder
7 by an executive or administrative officer or agency; provided,
8 however, the court shall not have jurisdiction (i) to hear or
9 determine claims arising under the Workers' Compensation Act or
10 the Workers' Occupational Diseases Act, or claims for expenses
11 in civil litigation, or (ii) to review administrative decisions
12 for which a statute provides that review shall be in the
13 circuit or appellate court.

14 (b) All claims against the State founded upon any contract
15 entered into with the State of Illinois.

16 (c) All claims against the State for time unjustly served
17 in prisons of this State when the person imprisoned received a
18 pardon from the governor stating that such pardon is issued on
19 the ground of innocence of the crime for which he or she was
20 imprisoned or he or she received a certificate of innocence
21 from the Circuit Court as provided in Section 2-702 of the Code
22 of Civil Procedure; provided, the amount of the award is at the
23 discretion of the court; and provided, the court shall make no
24 award in excess of the following amounts: for imprisonment of 5
25 years or less, not more than \$85,350; for imprisonment of 14
26 years or less but over 5 years, not more than \$170,000; for

1 imprisonment of over 14 years, not more than \$199,150; and
2 provided further, the court shall fix attorney's fees not to
3 exceed 25% of the award granted. On or after the effective date
4 of this amendatory Act of the 95th General Assembly, the court
5 shall annually adjust the maximum awards authorized by this
6 subsection (c) to reflect the increase, if any, in the Consumer
7 Price Index For All Urban Consumers for the previous calendar
8 year, as determined by the United States Department of Labor,
9 except that no annual increment may exceed 5%. For the annual
10 adjustments, if the Consumer Price Index decreases during a
11 calendar year, there shall be no adjustment for that calendar
12 year. The transmission by the Prisoner Review Board or the
13 clerk of the circuit court of the information described in
14 Section 11(b) to the clerk of the Court of Claims is conclusive
15 evidence of the validity of the claim. The changes made by this
16 amendatory Act of the 95th General Assembly apply to all claims
17 pending on or filed on or after the effective date.

18 (d) All claims against the State for damages in cases
19 sounding in tort, if a like cause of action would lie against a
20 private person or corporation in a civil suit, and all like
21 claims sounding in tort against the Medical Center Commission,
22 the Board of Trustees of the University of Illinois, the Board
23 of Trustees of Southern Illinois University at Carbondale, the
24 Board of Trustees of Southern Illinois University at
25 Edwardsville, the Board of Trustees of Chicago State
26 University, the Board of Trustees of Eastern Illinois

1 University, the Board of Trustees of Governors State
2 University, the Board of Trustees of Illinois State University,
3 the Board of Trustees of Northeastern Illinois University, the
4 Board of Trustees of Northern Illinois University, the Board of
5 Trustees of Western Illinois University, or the Board of
6 Trustees of the Illinois Mathematics and Science Academy;
7 provided, that an award for damages in a case sounding in tort,
8 other than certain cases involving the operation of a State
9 vehicle described in this paragraph, shall not exceed the sum
10 of \$100,000 to or for the benefit of any claimant. The \$100,000
11 limit prescribed by this Section does not apply to an award of
12 damages in any case sounding in tort arising out of the
13 operation by a State employee of a vehicle owned, leased or
14 controlled by the State. The defense that the State or the
15 Medical Center Commission or the Board of Trustees of the
16 University of Illinois, the Board of Trustees of Southern
17 Illinois University at Carbondale, the Board of Trustees of
18 Southern Illinois University at Edwardsville, the Board of
19 Trustees of Chicago State University, the Board of Trustees of
20 Eastern Illinois University, the Board of Trustees of Governors
21 State University, the Board of Trustees of Illinois State
22 University, the Board of Trustees of Northeastern Illinois
23 University, the Board of Trustees of Northern Illinois
24 University, the Board of Trustees of Western Illinois
25 University, or the Board of Trustees of the Illinois
26 Mathematics and Science Academy is not liable for the

1 negligence of its officers, agents, and employees in the course
2 of their employment is not applicable to the hearing and
3 determination of such claims.

4 (e) All claims for recoupment made by the State of Illinois
5 against any claimant.

6 (f) All claims pursuant to the Line of Duty Compensation
7 Act. A claim under that Act must be heard and determined within
8 one year after the application for that claim is filed with the
9 Court as provided in that Act.

10 (g) All claims filed pursuant to the Crime Victims
11 Compensation Act.

12 (h) All claims pursuant to the Illinois National
13 Guardsman's Compensation Act. A claim under that Act must be
14 heard and determined within one year after the application for
15 that claim is filed with the Court as provided in that Act.

16 (i) All claims authorized by subsection (a) of Section
17 10-55 of the Illinois Administrative Procedure Act for the
18 expenses incurred by a party in a contested case on the
19 administrative level.

20 (Source: P.A. 95-970, eff. 9-22-08; 96-80, eff. 7-27-09.)

21 (705 ILCS 505/22-1) (from Ch. 37, par. 439.22-1)

22 Sec. 22-1. Within one ± year from the date that such an
23 injury was received or such a cause of action accrued, any
24 person who is about to commence any action in the Court of
25 Claims against the State of Illinois, the Medical Center

1 Commission, the Board of Trustees of the University of
2 Illinois, the Board of Trustees of Southern Illinois University
3 at Carbondale, the Board of Trustees of Southern Illinois
4 University at Edwardsville, the Board of Trustees of Chicago
5 State University, the Board of Trustees of Eastern Illinois
6 University, the Board of Trustees of Governors State
7 University, the Board of Trustees of Illinois State University,
8 the Board of Trustees of Northeastern Illinois University, the
9 Board of Trustees of Northern Illinois University, the Board of
10 Trustees of Western Illinois University, or the Board of
11 Trustees of the Illinois Mathematics and Science Academy, for
12 damages on account of any injury to his person shall file in
13 the office of the Attorney General and also in the office of
14 the Clerk of the Court of Claims, either by himself, his agent,
15 or attorney, giving the name of the person to whom the cause of
16 action has accrued, the name and residence of the person
17 injured, the date and about the hour of the accident, the place
18 or location where the accident occurred, a brief description of
19 how the accident occurred, and the name and address of the
20 attending physician, if any, except as otherwise provided by
21 the Crime Victims Compensation Act.

22 In actions for death by wrongful act, neglect or default,
23 the executor of the estate, or in the event there is no will,
24 the administrator or other personal representative of the
25 decedent, shall file within 1 year of the date of death or the
26 date that the executor or administrator is qualified, whichever

1 occurs later, in the office of the Attorney General and also in
2 the office of the Clerk of the Court of Claims, giving the name
3 of the person to whom the cause of action has accrued, the name
4 and last residence of the decedent, the date of the accident
5 causing death, the date of the decedent's demise, the place or
6 location where the accident causing the death occurred, the
7 date and about the hour of the accident, a brief description of
8 how the accident occurred, and the names and addresses of the
9 attending physician and treating hospital if any, except as
10 otherwise provided by the Crime Victims Compensation Act.

11 A claimant is not required to file the notice required by
12 this Section if he or she files his or her claim within one
13 year of its accrual.

14 (Source: P.A. 89-4, eff. 1-1-96; 90-492, eff. 8-17-97.)

15 (705 ILCS 505/22-2) (from Ch. 37, par. 439.22-2)

16 Sec. 22-2. If the notice provided for by Section 22-1 is
17 not filed as provided in that Section, any such action
18 commenced against the State of Illinois, the Medical Center
19 Commission, the Board of Trustees of the University of
20 Illinois, the Board of Trustees of Southern Illinois University
21 at Carbondale, the Board of Trustees of Southern Illinois
22 University at Edwardsville, the Board of Trustees of Chicago
23 State University, the Board of Trustees of Eastern Illinois
24 University, the Board of Trustees of Governors State
25 University, the Board of Trustees of Illinois State University,

1 the Board of Trustees of Northeastern Illinois University, the
2 Board of Trustees of Northern Illinois University, the Board of
3 Trustees of Western Illinois University, or the Board of
4 Trustees of the Illinois Mathematics and Science Academy, shall
5 be dismissed and the person to whom any such cause of action
6 accrued for any personal injury shall be forever barred from
7 further action in the Court of Claims for such personal injury,
8 except as otherwise provided by the Crime Victims Compensation
9 Act.

10 (Source: P.A. 89-4, eff. 1-1-96.)

11 Section 350. The Eminent Domain Act is amended by changing
12 Section 15-5-20 as follows:

13 (735 ILCS 30/15-5-20)

14 Sec. 15-5-20. Eminent domain powers in ILCS Chapters 105
15 through 115. The following provisions of law may include
16 express grants of the power to acquire property by condemnation
17 or eminent domain:

18 (105 ILCS 5/10-22.35A); School Code; school boards; for school
19 buildings.

20 (105 ILCS 5/16-6); School Code; school boards; for adjacent
21 property to enlarge a school site.

22 (105 ILCS 5/22-16); School Code; school boards; for school
23 purposes.

1 (105 ILCS 5/32-4.13); School Code; special charter school
2 districts; for school purposes.

3 (105 ILCS 5/34-20); School Code; Chicago Board of Education;
4 for school purposes.

5 (110 ILCS 305/7); University of Illinois Act; Board of Trustees
6 of the University of Illinois; for general purposes,
7 including quick-take power.

8 (110 ILCS 325/2); University of Illinois at Chicago Land
9 Transfer Act; Board of Trustees of the University of
10 Illinois; for removal of limitations or restrictions on
11 property conveyed by the Chicago Park District.

12 (110 ILCS 335/3); Institution for Tuberculosis Research Act;
13 Board of Trustees of the University of Illinois; for the
14 Institution for Tuberculosis Research.

15 (110 ILCS 525/3); Southern Illinois University Revenue Bond
16 Act; Board of Trustees of Southern Illinois University at
17 Carbondale and Board of Trustees of Southern Illinois
18 University at Edwardsville; for general purposes.

19 (110 ILCS 615/3); State Colleges and Universities Revenue Bond
20 Act of 1967; Board of Governors of State Colleges and
21 Universities; for general purposes.

22 (110 ILCS 660/5-40); Chicago State University Law; Board of
23 Trustees of Chicago State University; for general
24 purposes.

25 (110 ILCS 661/6-10); Chicago State University Revenue Bond Law;
26 Board of Trustees of Chicago State University; for general

1 purposes.

2 (110 ILCS 665/10-40); Eastern Illinois University Law; Board of
3 Trustees of Eastern Illinois University; for general
4 purposes.

5 (110 ILCS 666/11-10); Eastern Illinois University Revenue Bond
6 Law; Board of Trustees of Eastern Illinois University; for
7 general purposes.

8 (110 ILCS 670/15-40); Governors State University Law; Board of
9 Trustees of Governors State University; for general
10 purposes.

11 (110 ILCS 671/16-10); Governors State University Revenue Bond
12 Law; Board of Trustees of Governors State University; for
13 general purposes.

14 (110 ILCS 675/20-40); Illinois State University Law; Board of
15 Trustees of Illinois State University; for general
16 purposes.

17 (110 ILCS 676/21-10); Illinois State University Revenue Bond
18 Law; Board of Trustees of Illinois State University; for
19 general purposes.

20 (110 ILCS 680/25-40); Northeastern Illinois University Law;
21 Board of Trustees of Northeastern Illinois University; for
22 general purposes.

23 (110 ILCS 681/26-10); Northeastern Illinois University Revenue
24 Bond Law; Board of Trustees of Northeastern Illinois
25 University; for general purposes.

26 (110 ILCS 685/30-40); Northern Illinois University Law; Board

1 of Trustees of Northern Illinois University; for general
2 purposes.

3 (110 ILCS 685/30-45); Northern Illinois University Law; Board
4 of Trustees of Northern Illinois University; for buildings
5 and facilities.

6 (110 ILCS 686/31-10); Northern Illinois University Revenue
7 Bond Law; Board of Trustees of Northern Illinois
8 University; for general purposes.

9 (110 ILCS 690/35-40); Western Illinois University Law; Board of
10 Trustees of Western Illinois University; for general
11 purposes.

12 (110 ILCS 691/36-10); Western Illinois University Revenue Bond
13 Law; Board of Trustees of Western Illinois University; for
14 general purposes.

15 (110 ILCS 710/3); Board of Regents Revenue Bond Act of 1967;
16 Board of Regents; for general purposes.

17 (110 ILCS 805/3-36); Public Community College Act; community
18 college district boards; for sites for college purposes.

19 (Source: P.A. 96-328, eff. 8-11-09.)

20 (110 ILCS 520/3 rep.)

21 Section 500. The Southern Illinois University Management
22 Act is amended by repealing Section 3.

23 Section 999. Effective date. This Act takes effect July 1,
24 2014.

1

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2

Statutes amended in order of appearance

3	5 ILCS 225/2	from Ch. 111 2/3, par. 602
4	5 ILCS 260/14.3	from Ch. 103, par. 14.3
5	5 ILCS 340/4	from Ch. 15, par. 504
6	5 ILCS 340/5	from Ch. 15, par. 505
7	5 ILCS 365/2	from Ch. 127, par. 352
8	5 ILCS 410/10	
9	5 ILCS 420/4A-101	from Ch. 127, par. 604A-101
10	15 ILCS 405/13	from Ch. 15, par. 213
11	15 ILCS 405/13.1	from Ch. 15, par. 213.1
12	15 ILCS 405/21	from Ch. 15, par. 221
13	20 ILCS 5/5-525	was 20 ILCS 5/6.01
14	20 ILCS 415/4c	from Ch. 127, par. 63b104c
15	20 ILCS 435/4	from Ch. 127, par. 1404
16	20 ILCS 605/605-355	was 20 ILCS 605/46.19a in part
17	20 ILCS 3105/12	from Ch. 127, par. 782
18	20 ILCS 3110/3	from Ch. 127, par. 213.3
19	20 ILCS 3110/4	from Ch. 127, par. 213.4
20	20 ILCS 3110/5	from Ch. 127, par. 213.5
21	20 ILCS 3110/9	from Ch. 127, par. 213.9
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24	105 ILCS 30/2-3	from Ch. 122, par. 2003
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