



Sen. William R. Haine

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09800SB2846sam002

LRB098 14548 OMW 57890 a

1 AMENDMENT TO SENATE BILL 2846

2 AMENDMENT NO. _____. Amend Senate Bill 2846, AS AMENDED,
3 by replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Private College Act is amended by adding
6 Section 1.5 as follows:

7 (110 ILCS 1005/1.5 new)

8 Sec. 1.5. Exemption from Act; nonprofit religious
9 institution.

10 (a) A nonprofit institution owned, controlled, and
11 operated and maintained by a bona fide church, religious
12 denomination, or religious organization comprised of
13 multi-denominational members of the same well-recognized
14 religion, lawfully operating as a nonprofit religious
15 corporation pursuant to the Religious Corporation Act, is
16 exempt from this Act if (i) the education is limited to

1 instruction in the principles of that church, religious
2 denomination, or religious organization or to courses offered
3 for the purpose of training the adherents of that church,
4 religious denomination, or religious organization in the care
5 of the sick in accordance with its religious tenets; (ii) the
6 diploma or degree is limited to evidence of completion of that
7 education and the meritorious recognition upon which any
8 honorary degree is conferred is limited to the principles of
9 that church, religious denomination, or religious
10 organization; and (iii) the institution's handbook for
11 students includes the following statement: "This religious
12 degree is not approved by the Illinois Board of Higher
13 Education."

14 (b) Institutions exempt under this Section shall offer
15 degrees and diplomas only in the beliefs and practices of the
16 church, religious denomination, or religious organization. The
17 enactment of this amendatory Act of the 98th General Assembly
18 expresses the legislative intent that this State must not
19 involve itself in the content of degree programs awarded by any
20 institution exempt under this Section, as long as the
21 institution awards degrees and diplomas only in the beliefs and
22 practices of the church, religious denomination, or religious
23 organization.

24 (c) Institutions exempt under this Section may not award
25 degrees in any area other than religion. Any degree or diploma
26 granted in any area of study under this Section shall contain

1 on its face, in the written description of the title of the
2 degree being conferred, a reference to the theological or
3 religious aspect of the degree's subject area. Degrees awarded
4 under this Section shall reflect the nature of the degree
5 title, such as "religious associate's degree", "religious
6 bachelor's degree", "religious master's degree", or "religious
7 doctorate degree". The degree title of "associate of arts",
8 "associate of science", "bachelor of arts", "bachelor of
9 science", "master of arts", "master of science", "doctor of
10 philosophy", or "Ph.D." may be awarded only if the institution
11 obtains a certificate of approval under Section 2 this Act. The
12 enactment of this amendatory Act of the 98th General Assembly
13 is intended to prevent any entity claiming to be a nonprofit
14 institution owned, controlled, and operated and maintained by a
15 bona fide church, religious denomination, or religious
16 organization comprised of multi-denominational members of the
17 same well-recognized religion, lawfully operating as a
18 nonprofit religious corporation pursuant to the Religious
19 Corporation Act, from marketing and granting degrees or
20 diplomas that are represented as being linked to their church,
21 religious denomination, or religious organization, but which,
22 in reality, are degrees in secular areas of study.

23 (d) An institution exempt under this Section shall annually
24 file with the Board evidence to demonstrate its status as a
25 nonprofit religious corporation under the Religious
26 Corporation Act.

1 Section 10. The Academic Degree Act is amended by changing
2 Section 11 as follows:

3 (110 ILCS 1010/11) (from Ch. 144, par. 241)

4 Sec. 11. Exemptions.

5 (a) This Act shall not apply to any school or educational
6 institution regulated or approved under the Nurse Practice Act.

7 (b) This Act shall not apply to any of the following:

8 (1) ~~(a)~~ in-training programs by corporations or other
9 business organizations for the training of their
10 personnel;

11 (2) ~~(b)~~ education or other improvement programs by
12 business, trade and similar organizations and associations
13 for the benefit of their members only; or

14 (3) ~~(c)~~ apprentice or other training programs by labor
15 unions.

16 (c) A nonprofit institution owned, controlled, and
17 operated and maintained by a bona fide church, religious
18 denomination, or religious organization comprised of
19 multi-denominational members of the same well-recognized
20 religion, lawfully operating as a nonprofit religious
21 corporation pursuant to the Religious Corporation Act, is
22 exempt from this Act if (i) the education is limited to
23 instruction in the principles of that church, religious
24 denomination, or religious organization or to courses offered

1 for the purpose of training the adherents of that church,
2 religious denomination, or religious organization in the care
3 of the sick in accordance with its religious tenets; (ii) the
4 diploma or degree is limited to evidence of completion of that
5 education and the meritorious recognition upon which any
6 honorary degree is conferred is limited to the principles of
7 that church, religious denomination, or religious
8 organization; and (iii) the institution's handbook for
9 students includes the following statement: "This religious
10 degree is not approved by the Illinois Board of Higher
11 Education.".

12 Institutions exempt under this subsection (c) shall offer
13 degrees and diplomas only in the beliefs and practices of the
14 church, religious denomination, or religious organization. The
15 enactment of this amendatory Act of the 98th General Assembly
16 expresses the legislative intent that this State must not
17 involve itself in the content of degree programs awarded by any
18 institution exempt under this subsection (c), as long as the
19 institution awards degrees and diplomas only in the beliefs and
20 practices of the church, religious denomination, or religious
21 organization.

22 Institutions exempt under this subsection (c) may not award
23 degrees in any area other than religion. Any degree or diploma
24 granted in any area of study under this Section shall contain
25 on its face, in the written description of the title of the
26 degree being conferred, a reference to the theological or

1 religious aspect of the degree's subject area. Degrees awarded
2 under this subsection (c) shall reflect the nature of the
3 degree title, such as "religious associate's degree",
4 "religious bachelor's degree", "religious master's degree", or
5 "religious doctorate degree". The degree title of "associate of
6 arts", "associate of science", "bachelor of arts", "bachelor of
7 science", "master of arts", "master of science", "doctor of
8 philosophy", or "Ph.D." may be awarded only if the institution
9 is authorized to award such a degree and is approved as a
10 degree granting institution under Section 4 or 5 of this Act.
11 The enactment of this amendatory Act of the 98th General
12 Assembly is intended to prevent any entity claiming to be a
13 nonprofit institution owned, controlled, and operated and
14 maintained by a bona fide church, religious denomination, or
15 religious organization comprised of multi-denominational
16 members of the same well-recognized religion, lawfully
17 operating as a nonprofit religious corporation pursuant to the
18 Religious Corporation Act, from marketing and granting degrees
19 or diplomas that are represented as being linked to their
20 church, religious denomination, or religious organization, but
21 which, in reality, are degrees in secular areas of study.

22 An institution exempt under this subsection (c) shall
23 annually file with the Board evidence to demonstrate its status
24 as a nonprofit religious corporation under the Religious
25 Corporation Act.

26 (Source: P.A. 95-639, eff. 10-5-07.)

1 Section 99. Effective date. This Act takes effect July 1,
2 2014.".