



Sen. Julie A. Morrison

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1 AMENDMENT TO SENATE BILL 232

2 AMENDMENT NO. _____. Amend Senate Bill 232 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Public Community College Act is amended by
5 changing Section 2-16.02 as follows:

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

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

1 respective terms of the base fiscal year or (2) the average of
2 semester credit hours, or equivalent, in all funded
3 instructional categories of students who have been certified as
4 being in attendance at midterm during the respective terms of
5 the base fiscal year and the 2 prior fiscal years. For purposes
6 of this Section, "base fiscal year" means the fiscal year 2
7 years prior to the fiscal year for which the grants are
8 appropriated. Such students shall have been residents of
9 Illinois and shall have been enrolled in courses that are part
10 of instructional program categories approved by the State Board
11 and that are applicable toward an associate degree or
12 certificate. Courses that are eligible for reimbursement are
13 those courses for which the district pays 50% or more of the
14 program costs from unrestricted revenue sources, with the
15 exception of courses offered by contract with the Department of
16 Corrections in correctional institutions. For the purposes of
17 this Section, "unrestricted revenue sources" means those
18 revenues in which the provider of the revenue imposes no
19 financial limitations upon the district as it relates to the
20 expenditure of the funds. Except for Fiscal Year 2012, base
21 operating grants shall be paid based on rates per funded
22 semester credit hour or equivalent calculated by the State
23 Board for funded instructional categories using cost of
24 instruction, enrollment, inflation, and other relevant
25 factors. For Fiscal Year 2012, the allocations for base
26 operating grants to community college districts shall be the

1 same as they were in Fiscal Year 2011, reduced or increased
2 proportionately according to the appropriation for base
3 operating grants for Fiscal Year 2012.

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

1 is eligible to receive. A percentage factor, as determined by
2 the State Board, may be applied to the statewide threshold as a
3 method for allocating equalization funding. A minimum
4 equalization grant of an amount per district as determined by
5 the State Board shall be established for any community college
6 district which qualifies for an equalization grant based upon
7 the preceding criteria, but becomes ineligible for
8 equalization funding, or would have received a grant of less
9 than the minimum equalization grant, due to threshold
10 prorations applied to reduce equalization funding. As of July
11 1, 2013, a community college district eligible to receive an
12 equalization grant based upon the preceding criteria must
13 maintain a minimum required combined in-district tuition and
14 universal fee rate per semester credit hour equal to 70% of the
15 State-average combined rate, as determined by the State Board,
16 or the total revenue received by the community college district
17 from combined in-district tuition and universal fees must be at
18 least 30% of the total revenue received by the community
19 college district, as determined by the State Board, for
20 equalization funding. As of July 1, 2004, a community college
21 district must maintain a minimum required operating tax rate
22 equal to at least 95% of its maximum authorized tax rate to
23 qualify for equalization funding. This 95% minimum tax rate
24 requirement shall be based upon the maximum operating tax rate
25 as limited by the Property Tax Extension Limitation Law.

26 The State Board shall distribute such other grants as may

1 be authorized or appropriated by the General Assembly.

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

10 The State Board shall certify, prepare, and submit monthly
11 vouchers to the State Comptroller setting forth an amount equal
12 to one-twelfth of the grants approved by the State Board for
13 base operating grants and equalization grants. The State Board
14 shall prepare and submit to the State Comptroller vouchers for
15 payments of other grants as appropriated by the General
16 Assembly. If the amount appropriated for grants is different
17 from the amount provided for such grants under this Act, the
18 grants shall be proportionately reduced or increased
19 accordingly.

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

1 which the resident's district has entered into a cooperative
2 agreement in lieu of such tuition. Students shall be classified
3 as residents of the community college district without meeting
4 the 30-day residency requirement of the district if they are
5 currently residing in the district and are youth (i) who are
6 currently under the legal guardianship of the Illinois
7 Department of Children and Family Services or have recently
8 been emancipated from the Department and (ii) who had
9 previously met the 30-day residency requirement of the district
10 but who had a placement change into a new community college
11 district. The student, a caseworker or other personnel of the
12 Department, or the student's attorney or guardian ad litem
13 appointed under the Juvenile Court Act of 1987 shall provide
14 the district with proof of current in-district residency.

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

17 The Illinois Community College Board Contracts and Grants
18 Fund is hereby created in the State Treasury. Items of income
19 to this fund shall include any grants, awards, endowments, or
20 like proceeds, and where appropriate, other funds made
21 available through contracts with governmental, public, and
22 private agencies or persons. The General Assembly shall from
23 time to time make appropriations payable from such fund for the
24 support, improvement, and expenses of the State Board and
25 Illinois community college districts.

26 (Source: P.A. 97-72, eff. 7-1-11; 97-1160, eff. 2-1-13; 98-46,

1 eff. 6-28-13; 98-756, eff. 7-16-14.)".