



## 99TH GENERAL ASSEMBLY

### State of Illinois

2015 and 2016

SB2196

Introduced 11/10/2015, by Sen. Iris Y. Martinez

#### SYNOPSIS AS INTRODUCED:

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

Amends the University of Illinois Act, Southern Illinois University Management Act, Chicago State University Law, Eastern Illinois University Law, Governors State University Law, Illinois State University Law, Northeastern Illinois University Law, Northern Illinois University Law, and Western Illinois University Law. Provides that notwithstanding any other provision of law to the contrary, a student who meets the requisite requirements concerning being deemed an Illinois resident for tuition purposes is eligible to apply or receive consideration for any student aid or benefit funded or administered by the State, State agencies, public institutions, or the university, including scholarships, grants, awards, stipends, room and board, tuition waivers, or other financial or in-kind assistance, but excluding Monetary Award Program grants.

LRB099 15016 SXM 39215 b

FISCAL NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning education.

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

4 Section 5. The University of Illinois Act is amended by  
5 changing Section 7e-5 as follows:

6 (110 ILCS 305/7e-5)

7 Sec. 7e-5. In-state tuition charge.

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

13 (1) The individual resided with his or her parent or  
14 guardian while attending a public or private high school in  
15 this State.

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

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

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

1 the University not earlier than the 2003 fall semester.

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

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

13 (b) If a person is on active military duty and stationed in  
14 Illinois, then the Board of Trustees shall deem that person and  
15 any of his or her dependents Illinois residents for tuition  
16 purposes. Beginning with the 2009-2010 academic year, if a  
17 person is on active military duty and is stationed out of  
18 State, but he or she was stationed in this State for at least 3  
19 years immediately prior to being reassigned out of State, then  
20 the Board of Trustees shall deem that person and any of his or  
21 her dependents Illinois residents for tuition purposes, as long  
22 as that person or his or her dependent (i) applies for  
23 admission to the University within 18 months of the person on  
24 active military duty being reassigned or (ii) remains  
25 continuously enrolled at the University. Beginning with the  
26 2013-2014 academic year, if a person is utilizing benefits

1 under the federal Post-9/11 Veterans Educational Assistance  
2 Act of 2008 or any subsequent variation of that Act, then the  
3 Board of Trustees shall deem that person an Illinois resident  
4 for tuition purposes. Beginning with the 2015-2016 academic  
5 year, if a person is utilizing benefits under the federal  
6 All-Volunteer Force Educational Assistance Program, then the  
7 Board of Trustees shall deem that person an Illinois resident  
8 for tuition purposes.

9 (c) Notwithstanding any other provision of law to the  
10 contrary, a student who meets the requirements of this Section  
11 is eligible to apply or receive consideration for any student  
12 aid or benefit funded or administered by the State, State  
13 agencies, public institutions, or the University, including,  
14 but not limited to, scholarships, grants, awards, stipends,  
15 room and board, tuition waivers, or other financial or in-kind  
16 assistance, with the exception of Monetary Award Program  
17 grants. The General Assembly finds and declares that this  
18 Section is a State law within the meaning of subsection (d) of  
19 Section 1621 of Title 8 of the United States Code.

20 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

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

23 (110 ILCS 520/8d-5)

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

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

6           (1) The individual resided with his or her parent or  
7 guardian while attending a public or private high school in  
8 this State.

9           (2) The individual graduated from a public or private  
10 high school or received the equivalent of a high school  
11 diploma in this State.

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

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

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

24           This subsection (a) applies only to tuition for a term or  
25 semester that begins on or after May 20, 2003 (the effective  
26 date of Public Act 93-7). Any revenue lost by the University in

1 implementing this subsection (a) shall be absorbed by the  
2 University Income Fund.

3 (b) If a person is on active military duty and stationed in  
4 Illinois, then the Board shall deem that person and any of his  
5 or her dependents Illinois residents for tuition purposes.  
6 Beginning with the 2009-2010 academic year, if a person is on  
7 active military duty and is stationed out of State, but he or  
8 she was stationed in this State for at least 3 years  
9 immediately prior to being reassigned out of State, then the  
10 Board shall deem that person and any of his or her dependents  
11 Illinois residents for tuition purposes, as long as that person  
12 or his or her dependent (i) applies for admission to the  
13 University within 18 months of the person on active military  
14 duty being reassigned or (ii) remains continuously enrolled at  
15 the University. Beginning with the 2013-2014 academic year, if  
16 a person is utilizing benefits under the federal Post-9/11  
17 Veterans Educational Assistance Act of 2008 or any subsequent  
18 variation of that Act, then the Board shall deem that person an  
19 Illinois resident for tuition purposes. Beginning with the  
20 2015-2016 academic year, if a person is utilizing benefits  
21 under the federal All-Volunteer Force Educational Assistance  
22 Program, then the Board shall deem that person an Illinois  
23 resident for tuition purposes.

24 (c) Notwithstanding any other provision of law to the  
25 contrary, a student who meets the requirements of this Section  
26 is eligible to apply or receive consideration for any student

1 aid or benefit funded or administered by the State, State  
2 agencies, public institutions, or the University, including,  
3 but not limited to, scholarships, grants, awards, stipends,  
4 room and board, tuition waivers, or other financial or in-kind  
5 assistance, with the exception of Monetary Award Program  
6 grants. The General Assembly finds and declares that this  
7 Section is a State law within the meaning of subsection (d) of  
8 Section 1621 of Title 8 of the United States Code.

9 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

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

12 (110 ILCS 660/5-88)

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

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

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

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

1           (3) The individual attended school in this State for at  
2           least 3 years as of the date the individual graduated from  
3           high school or received the equivalent of a high school  
4           diploma.

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

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

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

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



1 or his or her dependent (i) applies for admission to the  
2 University within 18 months of the person on active military  
3 duty being reassigned or (ii) remains continuously enrolled at  
4 the University. Beginning with the 2013-2014 academic year, if  
5 a person is utilizing benefits under the federal Post-9/11  
6 Veterans Educational Assistance Act of 2008 or any subsequent  
7 variation of that Act, then the Board shall deem that person an  
8 Illinois resident for tuition purposes. Beginning with the  
9 2015-2016 academic year, if a person is utilizing benefits  
10 under the federal All-Volunteer Force Educational Assistance  
11 Program, then the Board shall deem that person an Illinois  
12 resident for tuition purposes.

13 (c) Notwithstanding any other provision of law to the  
14 contrary, a student who meets the requirements of this Section  
15 is eligible to apply or receive consideration for any student  
16 aid or benefit funded or administered by the State, State  
17 agencies, public institutions, or the University, including,  
18 but not limited to, scholarships, grants, awards, stipends,  
19 room and board, tuition waivers, or other financial or in-kind  
20 assistance, with the exception of Monetary Award Program  
21 grants. The General Assembly finds and declares that this  
22 Section is a State law within the meaning of subsection (d) of  
23 Section 1621 of Title 8 of the United States Code.

24 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

25 Section 20. The Eastern Illinois University Law is amended

1 by changing Section 10-88 as follows:

2 (110 ILCS 665/10-88)

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

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

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

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

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

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

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

1 earliest opportunity the individual is eligible to do so.

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

7 (b) If a person is on active military duty and stationed in  
8 Illinois, then the Board shall deem that person and any of his  
9 or her dependents Illinois residents for tuition purposes.  
10 Beginning with the 2009-2010 academic year, if a person is on  
11 active military duty and is stationed out of State, but he or  
12 she was stationed in this State for at least 3 years  
13 immediately prior to being reassigned out of State, then the  
14 Board shall deem that person and any of his or her dependents  
15 Illinois residents for tuition purposes, as long as that person  
16 or his or her dependent (i) applies for admission to the  
17 University within 18 months of the person on active military  
18 duty being reassigned or (ii) remains continuously enrolled at  
19 the University. Beginning with the 2013-2014 academic year, if  
20 a person is utilizing benefits under the federal Post-9/11  
21 Veterans Educational Assistance Act of 2008 or any subsequent  
22 variation of that Act, then the Board shall deem that person an  
23 Illinois resident for tuition purposes. Beginning with the  
24 2015-2016 academic year, if a person is utilizing benefits  
25 under the federal All-Volunteer Force Educational Assistance  
26 Program, then the Board shall deem that person an Illinois

1 resident for tuition purposes.

2 (c) Notwithstanding any other provision of law to the  
3 contrary, a student who meets the requirements of this Section  
4 is eligible to apply or receive consideration for any student  
5 aid or benefit funded or administered by the State, State  
6 agencies, public institutions, or the University, including,  
7 but not limited to, scholarships, grants, awards, stipends,  
8 room and board, tuition waivers, or other financial or in-kind  
9 assistance, with the exception of Monetary Award Program  
10 grants. The General Assembly finds and declares that this  
11 Section is a State law within the meaning of subsection (d) of  
12 Section 1621 of Title 8 of the United States Code.

13 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

14 Section 25. The Governors State University Law is amended  
15 by changing Section 15-88 as follows:

16 (110 ILCS 670/15-88)

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

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

23 (1) The individual resided with his or her parent or  
24 guardian while attending a public or private high school in

1           this State.

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

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

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

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

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

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

1 she was stationed in this State for at least 3 years  
2 immediately prior to being reassigned out of State, then the  
3 Board shall deem that person and any of his or her dependents  
4 Illinois residents for tuition purposes, as long as that person  
5 or his or her dependent (i) applies for admission to the  
6 University within 18 months of the person on active military  
7 duty being reassigned or (ii) remains continuously enrolled at  
8 the University. Beginning with the 2013-2014 academic year, if  
9 a person is utilizing benefits under the federal Post-9/11  
10 Veterans Educational Assistance Act of 2008 or any subsequent  
11 variation of that Act, then the Board shall deem that person an  
12 Illinois resident for tuition purposes. Beginning with the  
13 2015-2016 academic year, if a person is utilizing benefits  
14 under the federal All-Volunteer Force Educational Assistance  
15 Program, then the Board shall deem that person an Illinois  
16 resident for tuition purposes.

17 (c) Notwithstanding any other provision of law to the  
18 contrary, a student who meets the requirements of this Section  
19 is eligible to apply or receive consideration for any student  
20 aid or benefit funded or administered by the State, State  
21 agencies, public institutions, or the University, including,  
22 but not limited to, scholarships, grants, awards, stipends,  
23 room and board, tuition waivers, or other financial or in-kind  
24 assistance, with the exception of Monetary Award Program  
25 grants. The General Assembly finds and declares that this  
26 Section is a State law within the meaning of subsection (d) of

1 Section 1621 of Title 8 of the United States Code.

2 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

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

5 (110 ILCS 675/20-88)

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

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

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

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

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

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

24 (5) In the case of an individual who is not a citizen

1           or a permanent resident of the United States, the  
2           individual provides the University with an affidavit  
3           stating that the individual will file an application to  
4           become a permanent resident of the United States at the  
5           earliest opportunity the individual is eligible to do so.

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

11          (b) If a person is on active military duty and stationed in  
12          Illinois, then the Board shall deem that person and any of his  
13          or her dependents Illinois residents for tuition purposes.  
14          Beginning with the 2009-2010 academic year, if a person is on  
15          active military duty and is stationed out of State, but he or  
16          she was stationed in this State for at least 3 years  
17          immediately prior to being reassigned out of State, then the  
18          Board shall deem that person and any of his or her dependents  
19          Illinois residents for tuition purposes, as long as that person  
20          or his or her dependent (i) applies for admission to the  
21          University within 18 months of the person on active military  
22          duty being reassigned or (ii) remains continuously enrolled at  
23          the University. Beginning with the 2013-2014 academic year, if  
24          a person is utilizing benefits under the federal Post-9/11  
25          Veterans Educational Assistance Act of 2008 or any subsequent  
26          variation of that Act, then the Board shall deem that person an



1 Illinois resident for tuition purposes. Beginning with the  
2 2015-2016 academic year, if a person is utilizing benefits  
3 under the federal All-Volunteer Force Educational Assistance  
4 Program, then the Board shall deem that person an Illinois  
5 resident for tuition purposes.

6 (c) Notwithstanding any other provision of law to the  
7 contrary, a student who meets the requirements of this Section  
8 is eligible to apply or receive consideration for any student  
9 aid or benefit funded or administered by the State, State  
10 agencies, public institutions, or the University, including,  
11 but not limited to, scholarships, grants, awards, stipends,  
12 room and board, tuition waivers, or other financial or in-kind  
13 assistance, with the exception of Monetary Award Program  
14 grants. The General Assembly finds and declares that this  
15 Section is a State law within the meaning of subsection (d) of  
16 Section 1621 of Title 8 of the United States Code.

17 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

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

20 (110 ILCS 680/25-88)

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

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

1 establishes a residence outside of this State, if all of the  
2 following conditions are met:

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

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

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

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

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

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

26 (b) If a person is on active military duty and stationed in

1 Illinois, then the Board shall deem that person and any of his  
2 or her dependents Illinois residents for tuition purposes.  
3 Beginning with the 2009-2010 academic year, if a person is on  
4 active military duty and is stationed out of State, but he or  
5 she was stationed in this State for at least 3 years  
6 immediately prior to being reassigned out of State, then the  
7 Board shall deem that person and any of his or her dependents  
8 Illinois residents for tuition purposes, as long as that person  
9 or his or her dependent (i) applies for admission to the  
10 University within 18 months of the person on active military  
11 duty being reassigned or (ii) remains continuously enrolled at  
12 the University. Beginning with the 2013-2014 academic year, if  
13 a person is utilizing benefits under the federal Post-9/11  
14 Veterans Educational Assistance Act of 2008 or any subsequent  
15 variation of that Act, then the Board shall deem that person an  
16 Illinois resident for tuition purposes. Beginning with the  
17 2015-2016 academic year, if a person is utilizing benefits  
18 under the federal All-Volunteer Force Educational Assistance  
19 Program, then the Board shall deem that person an Illinois  
20 resident for tuition purposes.

21 (c) Notwithstanding any other provision of law to the  
22 contrary, a student who meets the requirements of this Section  
23 is eligible to apply or receive consideration for any student  
24 aid or benefit funded or administered by the State, State  
25 agencies, public institutions, or the University, including,  
26 but not limited to, scholarships, grants, awards, stipends,

1 room and board, tuition waivers, or other financial or in-kind  
2 assistance, with the exception of Monetary Award Program  
3 grants. The General Assembly finds and declares that this  
4 Section is a State law within the meaning of subsection (d) of  
5 Section 1621 of Title 8 of the United States Code.

6 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

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

9 (110 ILCS 685/30-88)

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

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

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

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

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

1 diploma.

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

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

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

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

1 the University. Beginning with the 2013-2014 academic year, if  
2 a person is utilizing benefits under the federal Post-9/11  
3 Veterans Educational Assistance Act of 2008 or any subsequent  
4 variation of that Act, then the Board shall deem that person an  
5 Illinois resident for tuition purposes. Beginning with the  
6 2015-2016 academic year, if a person is utilizing benefits  
7 under the federal All-Volunteer Force Educational Assistance  
8 Program, then the Board shall deem that person an Illinois  
9 resident for tuition purposes.

10 (c) Notwithstanding any other provision of law to the  
11 contrary, a student who meets the requirements of this Section  
12 is eligible to apply or receive consideration for any student  
13 aid or benefit funded or administered by the State, State  
14 agencies, public institutions, or the University, including,  
15 but not limited to, scholarships, grants, awards, stipends,  
16 room and board, tuition waivers, or other financial or in-kind  
17 assistance, with the exception of Monetary Award Program  
18 grants. The General Assembly finds and declares that this  
19 Section is a State law within the meaning of subsection (d) of  
20 Section 1621 of Title 8 of the United States Code.

21 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)

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

24 (110 ILCS 690/35-88)

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

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

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

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

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

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

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

25          This subsection (a) applies only to tuition for a term or  
26 semester that begins on or after May 20, 2003 (the effective

1 date of Public Act 93-7). Any revenue lost by the University in  
2 implementing this subsection (a) shall be absorbed by the  
3 University Income Fund.

4 (b) If a person is on active military duty and stationed in  
5 Illinois, then the Board shall deem that person and any of his  
6 or her dependents Illinois residents for tuition purposes.  
7 Beginning with the 2009-2010 academic year, if a person is on  
8 active military duty and is stationed out of State, but he or  
9 she was stationed in this State for at least 3 years  
10 immediately prior to being reassigned out of State, then the  
11 Board shall deem that person and any of his or her dependents  
12 Illinois residents for tuition purposes, as long as that person  
13 or his or her dependent (i) applies for admission to the  
14 University within 18 months of the person on active military  
15 duty being reassigned or (ii) remains continuously enrolled at  
16 the University. Beginning with the 2013-2014 academic year, if  
17 a person is utilizing benefits under the federal Post-9/11  
18 Veterans Educational Assistance Act of 2008 or any subsequent  
19 variation of that Act, then the Board shall deem that person an  
20 Illinois resident for tuition purposes. Beginning with the  
21 2015-2016 academic year, if a person is utilizing benefits  
22 under the federal All-Volunteer Force Educational Assistance  
23 Program, then the Board shall deem that person an Illinois  
24 resident for tuition purposes.

25 (c) Notwithstanding any other provision of law to the  
26 contrary, a student who meets the requirements of this Section



1 is eligible to apply or receive consideration for any student  
2 aid or benefit funded or administered by the State, State  
3 agencies, public institutions, or the University, including,  
4 but not limited to, scholarships, grants, awards, stipends,  
5 room and board, tuition waivers, or other financial or in-kind  
6 assistance, with the exception of Monetary Award Program  
7 grants. The General Assembly finds and declares that this  
8 Section is a State law within the meaning of subsection (d) of  
9 Section 1621 of Title 8 of the United States Code.

10 (Source: P.A. 98-306, eff. 8-12-13; 99-309, eff. 8-7-15.)