

SB2204



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB2204

Introduced 12/4/2015, by Sen. Iris Y. Martinez

SYNOPSIS AS INTRODUCED:

110 ILCS 310/1

from Ch. 144, par. 41

Amends the University of Illinois Trustees Act. With respect to student members of the Board of Trustees, provides that any one of certain factors (instead of all of those factors) shall positively demonstrate residency in this State for the purposes of the residency requirement for student trustees and candidates for student trustee. Effective January 1, 2016.

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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 Trustees Act is
5 amended by changing Section 1 as follows:

6 (110 ILCS 310/1) (from Ch. 144, par. 41)

7 Sec. 1. The Board of Trustees of the University of Illinois
8 shall consist of the Governor and at least 12 trustees. Nine
9 trustees shall be appointed by the Governor, by and with the
10 advice and consent of the Senate. The other trustees shall be
11 students, of whom one student shall be selected from each
12 University campus.

13 Each student trustee shall serve a term of one year,
14 beginning on July 1 or on the date of his or her selection,
15 whichever is later, and expiring on the next succeeding June
16 30.

17 Each trustee shall have all of the privileges of
18 membership, except that only one student trustee shall have the
19 right to cast a legally binding vote. The Governor shall
20 designate which one of the student trustees shall possess, for
21 his or her entire term, the right to cast a legally binding
22 vote. Each student trustee who does not possess the right to
23 cast a legally binding vote shall have the right to cast an

1 advisory vote and the right to make and second motions and to
2 attend executive sessions.

3 Each trustee shall be governed by the same conflict of
4 interest standards. Pursuant to those standards, it shall not
5 be a conflict of interest for a student trustee to vote on
6 matters pertaining to students generally, such as tuition and
7 fees. However, it shall be a conflict of interest for a student
8 trustee to vote on faculty member tenure or promotion. Student
9 trustees shall be chosen by campus-wide student election, and
10 the student trustee designated by the Governor to possess a
11 legally binding vote shall be one of the students selected by
12 this method. A student trustee who does not possess a legally
13 binding vote on a measure at a meeting of the Board or any of
14 its committees shall not be considered a trustee for the
15 purpose of determining whether a quorum is present at the time
16 that measure is voted upon. To be eligible for selection as a
17 student trustee and to be eligible to remain as a voting or
18 nonvoting student trustee, a student trustee must be a resident
19 of this State, must have and maintain a grade point average
20 that is equivalent to at least 2.5 on a 4.0 scale, and must be a
21 full time student enrolled at all times during his or her term
22 of office except for that part of the term which follows the
23 completion of the last full regular semester of an academic
24 year and precedes the first full regular semester of the
25 succeeding academic year at the University (sometimes commonly
26 referred to as the summer session or summer school). If a

1 voting or nonvoting student trustee fails to continue to meet
2 or maintain the residency, minimum grade point average, or
3 enrollment requirement established by this Section, his or her
4 membership on the Board shall be deemed to have terminated by
5 operation of law. The University may not use residency for
6 tuition purposes as a factor in making the determination that a
7 student is or is not a resident of this State. Any one of the
8 ~~The~~ following factors shall positively demonstrate residency
9 in this State for the purposes of the residency requirement for
10 student trustees and candidates for student trustee:

11 (1) evidence of the student's Illinois domicile for at
12 least the previous 6 months;

13 (2) evidence of the student's current, valid Illinois
14 driver's license; or ~~and~~

15 (3) evidence of the student's valid Illinois voter
16 registration.

17 A positive demonstration of residency in this State for student
18 trustees and candidates for student trustees under this Section
19 does not apply to residency requirements for tuition purposes.

20 If a voting student trustee resigns or otherwise ceases to
21 serve on the Board, the Governor shall, within 30 days,
22 designate one of the remaining student trustees to possess the
23 right to cast a legally binding vote for the remainder of his
24 or her term. If a nonvoting student trustee resigns or
25 otherwise ceases to serve on the Board, the chief executive of
26 the student government from that campus shall, within 30 days,

1 select a new nonvoting student trustee to serve for the
2 remainder of the term.

3 No more than 5 of the 9 appointed trustees shall be
4 affiliated with the same political party. Each trustee
5 appointed by the Governor must be a resident of this State. A
6 failure to meet or maintain this residency requirement
7 constitutes a resignation from and creates a vacancy in the
8 Board. The term of office of each appointed trustee shall be 6
9 years from the third Monday in January of each odd numbered
10 year. The regular terms of office of the appointed trustees
11 shall be staggered so that 3 terms expire in each odd-numbered
12 year.

13 Vacancies for appointed trustees shall be filled for the
14 unexpired term in the same manner as original appointments. If
15 a vacancy in membership occurs at a time when the Senate is not
16 in session, the Governor shall make temporary appointments
17 until the next meeting of the Senate, when he shall appoint
18 persons to fill such memberships for the remainder of their
19 respective terms. If the Senate is not in session when
20 appointments for a full term are made, appointments shall be
21 made as in the case of vacancies.

22 No action of the board shall be invalidated by reason of
23 any vacancies on the board, or by reason of any failure to
24 select student trustees.

25 (Source: P.A. 98-778, eff. 7-21-14.)

26 Section 99. Effective date. This Act takes effect January

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1 1, 2016.