



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB3023

Introduced 2/18/2016, by Sen. Pat McGuire

SYNOPSIS AS INTRODUCED:

110 ILCS 220/2	from Ch. 144, par. 282
110 ILCS 220/2.5 new	
110 ILCS 220/3	from Ch. 144, par. 283
110 ILCS 220/4	from Ch. 144, par. 284

Amends the Higher Education Cooperation Act. Provides that the purpose of the Act is to promote interinstitutional cooperation and collaboration, which may involve public-private partnerships leveraging the use of public and private resources to improve outcomes for the higher educational system in this State. Provides that an institution of higher education may participate in the establishment and operation of programs of interinstitutional cooperation with other institutions of higher education or public-private partnerships, or both (instead of allowing a public institution of higher education to participate in the establishment and operation of programs of interinstitutional cooperation with other public institutions of higher education or with nonpublic institutions of higher education or with both public and nonpublic institutions of higher education). Provides that the program of financial assistance is available to public-private partnerships. Provides that the Board of Higher Education may require matching public or private resources from all participants. Makes related changes. Effective July 1, 2016.

LRB099 19654 NHT 44051 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 Higher Education Cooperation Act is amended
5 by changing Sections 2, 3, and 4 and by adding Section 2.5 as
6 follows:

7 (110 ILCS 220/2) (from Ch. 144, par. 282)

8 Sec. 2. As used in this Act, unless the context otherwise
9 requires:

10 "Board" means the Board of Higher Education.~~+~~

11 "Institution of higher education" means an educational
12 organization that is approved and recognized by the Board of
13 Higher Education and provides workforce valuable postsecondary
14 education.

15 "Private partner" means a business, industry, labor
16 organization, not-for-profit organization, association,
17 foundation, or corporation that partners with institutions of
18 higher education pursuant to an agreement under this Act.

19 "Private resources" means financial support, whether
20 direct or in-kind, from a private partner.

21 "Public-private partnership" means an agreement pursuant
22 to this Act between any combination of institutions of higher
23 education and private partners that leverages resources from

1 all parties to improve higher education outcomes.

2 "Public resources" means financial support, whether direct
3 or in-kind, generated from a source of public funds.

4 ~~"Nonpublic institution of higher education" means an~~
5 ~~educational organization, other than a public institution of~~
6 ~~higher education, which provides a minimum of an organized 2~~
7 ~~year program at the private junior college level or higher and~~
8 ~~which operates not for profit and in conformity with standards~~
9 ~~substantially equivalent to those of the public institutions of~~
10 ~~higher education;~~

11 ~~"Public institution of higher education" means the~~
12 ~~University of Illinois, Southern Illinois University, Chicago~~
13 ~~State University, Eastern Illinois University, Governors State~~
14 ~~University, Illinois State University, Northeastern Illinois~~
15 ~~University, Northern Illinois University, Western Illinois~~
16 ~~University, the public community colleges of this State, and~~
17 ~~any other public universities, colleges and community colleges~~
18 ~~now or hereafter established or authorized by the General~~
19 ~~Assembly.~~

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

21 (110 ILCS 220/2.5 new)

22 Sec. 2.5. Purpose. The purpose of this Act is to promote
23 interinstitutional cooperation and collaboration, which may
24 involve public-private partnerships leveraging the use of
25 public and private resources to improve outcomes for the higher

1 educational system in this State.

2 (110 ILCS 220/3) (from Ch. 144, par. 283)

3 Sec. 3. Any ~~public~~ institution of higher education may
4 participate in the establishment and operation of programs of
5 interinstitutional cooperation with other ~~public~~ institutions
6 of higher education or public-private partnerships, or both ~~or~~
7 ~~with nonpublic institutions of higher education or with both~~
8 ~~public and nonpublic institutions of higher education.~~ Such
9 participation may be by contract or by other means, including,
10 but not limited to, the designation of representatives of the
11 institution as directors of not-for-profit corporations
12 organized for the governance or administration of any such
13 program. Institutions ~~Public institutions~~ of higher education
14 may participate in interinstitutional programs or
15 public-private partnerships that ~~which~~ involve institutions or
16 private partners based outside this State.

17 (Source: P.A. 77-2813.)

18 (110 ILCS 220/4) (from Ch. 144, par. 284)

19 Sec. 4. A program of financial assistance to programs of
20 interinstitutional cooperation or public-private partnerships,
21 or both, in higher education is established to implement the
22 policy of encouraging such cooperation in order to achieve an
23 efficient use of educational resources, an equitable
24 distribution of educational services, the development of

1 innovative concepts and applications, and other public
2 purposes.

3 The Board of Higher Education shall administer this program
4 of financial assistance and shall distribute the funds
5 appropriated by the General Assembly ~~for this purpose in the~~
6 ~~form of grants to not for profit corporations organized to~~
7 ~~administer programs of interinstitutional cooperation in~~
8 ~~higher education or to public or nonpublic institutions of~~
9 ~~higher education participating in such programs.~~

10 In awarding grants to interinstitutional programs or
11 public-private partnerships, or both, under this Act, the Board
12 shall consider in relation to each such program whether it
13 serves the public purposes expressed in this Act, whether the
14 local community is substantially involved, whether its
15 function could be performed better by a single existing
16 institution, whether the program is consistent with the
17 Illinois master plan for higher education, and such other
18 criteria as it determines to be appropriate.

19 No grant may be awarded under this Section for any program
20 of sectarian instruction or for any program designed to serve a
21 sectarian purpose.

22 As a part of its administration of this Act, the Board may
23 require audits or reports in relation to the administrative,
24 fiscal, and academic aspects of any interinstitutional program
25 or public-private partnership for which a grant is awarded
26 under this Act. The Board may require matching public or

1 private resources from all participants. The Board shall
2 annually submit to the Governor and the General Assembly a
3 budgetary recommendation for grants under this Act.

4 (Source: P.A. 85-244.)

5 Section 99. Effective date. This Act takes effect July 1,
6 2016.