



NEW LAWS IN 2016

ILLINOIS COMMUNITY COLLEGE TRUSTEES ASSOCIATION

By: Jessica Nardulli & Tom Ryder

September 9, 2016

The General Assembly is not currently in session. At the end of June, they managed to call a truce on what had been a year-long budget stand-off. Lawmakers and first-term Republican Governor Bruce Rauner agreed on a stop-gap spending plan that will keep state government operating through December of 2016 but will fund elementary and secondary education through the entire school year. Many state and community programs and services were reduced or eliminated due to the fiscal structure in place for Fiscal Year 2016. The state had been operating primarily under the authority of court orders, consent decrees, and continuing appropriations. Even without a budget in place, those mechanisms enabled the State of Illinois to spend more money than it took in.

Currently, legislators are back at home and focused on re-election campaigns. Although the stop-gap plan provides spending authority through the General Election, legislators will need to meet soon after to attempt to craft a budget that will pay for programs and services for the remainder of Fiscal Year 2017. Tax increases, pension reform, spending cuts, and the Governor's Turnaround Agenda will remain points of contention. There is a lot of work to be done.

The General Assembly will return to Springfield for the Fall Veto Session on November 15, 16, and 17 and 29, 30, and December 1. When legislators return, they will be expected to address several of the Governor's vetoes, in addition to tackling the budget and any other issues they wish to address.

ILLINOIS COMMUNITY COLLEGE TRUSTEES ASSOCIATION

HB 4259 PEN CD-ELIGIBILITY

Public Act 99-0830
Effective January 1, 2017

Sponsors Rep. Martin J. Moylan - Sen. Jennifer Bertino-Tarrant

Amends the Illinois Pension Code. In the Illinois Municipal Retirement Fund (IMRF) Article, provides that the definition of "employee" does not include a person who on or after the effective date becomes an employee of the following participating instrumentalities: the Illinois Municipal League; the Illinois Association of Park Districts; the Illinois Supervisors, County Commissioners and Superintendents of Highways Association; the United Counties Council; the Will County Governmental League; or certain other associations and not-for-profit corporations. In the State Universities Article, provides that a person who, on or after the effective date of the amendatory Act, becomes an employee of any association of community college boards organized under a certain provision of the Public Community College Act, the Association of Illinois Middle-Grade Schools, the Illinois Association of School Administrators, the Illinois Association for Supervision and Curriculum Development, the Illinois Principals Association, the Illinois Association of School Business Officials, or the Illinois Special Olympics shall not be deemed an employee under the Article. Provides that an individual that begins employment after the effective date of the amendatory Act with an entity not defined as an employer in the Article shall not be deemed an employee for the purposes of the Article. Provides that in the case of doubt as to whether any person is an employee within the meaning of any rule adopted by the Board, the decision of the Board shall be final. In the Downstate Teacher Article, provides that an employee of a school board association who becomes an employee after the effective date of the amendatory Act is not a teacher for the purposes of the Article.

HB 4330 SCH CD-STATE SEAL BILITERACY **Public Act 99-0600**
Effective January 1, 2017

Sponsors Rep. Barbara Wheeler - Sen. Iris Y. Martinez

Amends the School Code. For admissions purposes, requires each public university in this State to accept the State Seal of Biliteracy as equivalent to 2 years of foreign language coursework taken during high school if a student's high school transcript indicates that he or she will be receiving or has received the State Seal of Biliteracy. Provides that each public community college and public university in this State shall establish criteria to translate a State Seal of Biliteracy into course credit based on foreign language course equivalencies identified by the community college's or university's faculty and staff and, upon request from an enrolled student, the community college or university shall award foreign language course credit to a student who has received a State Seal of Biliteracy. Requires the State Board of Education's rules to ensure that the criteria that pupils must achieve to earn a State Seal of Biliteracy meet the course credit criteria. Requires students enrolled in a public community college or public university who have received a State Seal of Biliteracy to request course credit for their seal within 3 academic years after graduating from high school.

KEY LEGISLATION

- HB 4379 – Approval of Travel Expenses
- HB 4675 - Adult Education and Career and Technical Education funds are federal funds
- SB 2047 – Stop-Gap funding through 12/31/16
- SB 2059 – Higher Education emergency funding bill
- SB 2155 – ICCB to ensure compliance with new laws regarding employment contracts & compensation
- SB 2157 – Trustee training requirements
- SB 2159 – Public notice requirements for action on employment contracts

HB 4379 LOCAL GOV-TRAVEL EXPENSES**Public Act 99-0604**
Effective January 1, 2017**Sponsors** Rep. David McSweeney - Sen. Thomas Cullerton

Creates the Local Government Travel Expense Control Act. Provides that school districts, community college districts, and non-home rule units of local government shall, by resolution or ordinance, regulate travel, meal, and lodging expenses of officers and employees including: (1) the types of official business for which travel, meal, and lodging expenses are allowable; (2) maximum allowable reimbursement for travel, meal, and lodging expenses; and (3) a standardized form for submission of travel, meal, and lodging expenses. Provides that all travel, meal, and lodging expenses may only be approved after specified documentation has been submitted. Expenses officers or employees expend that exceed the maximum allowable expenses, and any expenses for members of the governing board or corporate authorities, must be approved by the governing board or corporate authorities by a roll call vote. Prohibits reimbursing entertainment expenses.

HB 4630 OPEN MEETING-CLOSED SESSION**Public Act 99-0515**
Effective June 30, 2016**Sponsors** Rep. Jeanne M Ives - Sen. Michael Connelly

Amends the Open Meetings Act. Allows access to the verbatim recordings and minutes of closed meetings to duly elected officials or appointed officials filling a vacancy of an elected office in a public body; provides that access shall be granted in the public body's main office or official storage location, in the presence of a records secretary, an administrative official of the public body, or any elected official of the public body; provides that no verbatim recordings or minutes of closed meetings shall be recorded or removed from the public body's main office or official storage location, except by vote of the public body or by court order; and provides that nothing in the subsections concerning verbatim recordings and minutes of closed meetings is intended to limit the Public Access Counselor's access to records necessary to address a request for administrative review. Effective immediately.

HB 4675 ICCB-FEDERAL**Public Act 99-0777**
Effective August 12, 2016**Sponsors** Rep. Michael D. Unes - Sen. Pat McGuire

Amends the Public Community College Act. Provides that the ICCB Adult Education Fund and the Career and Technical Education Fund are federal funds (instead of special funds) in the State treasury. Effective immediately.

HB 4715 FOIA**Public Act 99-0586**
Effective January 1, 2017**Sponsors** Rep. Terri Bryant - Sen. Christine Radogno

Amends the Freedom of Information Act. Provides that if the Attorney General issues a binding opinion, the public body does not file for administrative review of or comply with the binding opinion within 35 days after the binding opinion is served on the public body, and the public body does not comply with the binding opinion within 30 days, the requester may file an action and there shall be a rebuttable presumption that the public body willfully and intentionally failed to comply with the Act. Provides that if the public body fails to comply with the court order after 30 days, the court may impose an additional penalty of up to \$1,000 for each day the violation continues if the order is not on appeal or stayed.

HB 4820 LIQUOR SALES ON CAMPUS**Public Act 99-0550**
Effective July 15, 2016**Sponsors** Rep. John M. Cabello - Sen. Chapin Rose

Provides that alcoholic liquors may be served or sold in buildings under the control of the Board of Trustees of a community college district for events that the Board of Trustees of that community college district may determine are public events and not student-related activities. Provides that the Board of Trustees of a community college district shall issue a written policy within 6 months after the effective date of the amendatory Act concerning the types of events that would be eligible for an exemption. Provides that the Board of Trustees may issue revised, updated, new, or amended policies as it deems necessary and appropriate. Specifies factors that the Board of Trustees shall, in addition to other factors it considers relevant and important, consider in forming its written policy. Provides that the provisions do not apply to certain community college districts authorized to sell or serve alcoholic liquor. Effective immediately.

HB 5561 COM COLLEGE-ACCELERATE PROGRAM

Public Act 99-0611
Effective July 22, 2016

Sponsors Rep. David McSweeney - Sen. Michael Connelly

Amends the Public Community College Act. Creates the Accelerate College pilot program. Authorizes a community college district board of trustees to enter into an Accelerate College educational partnership agreement with any school district wholly contained within the community college district's jurisdiction. Provides that an agreement must offer a group of high school students the right to take community college courses without paying tuition for those courses. Provides for the size of the program. Allows community colleges to charge fees limited to the actual operating costs and related student activities. Provides that any coursework completed by high school students in a community college shall be transferrable to all public universities in this State on the same basis as coursework completed by community college students who have previously earned high school diplomas. Requires the Illinois Community College Board to study the effectiveness of the program and to issue an annual report. Repeals the provisions 36 months after the effective date of the amendatory Act. Amends the School Code to make conforming changes. Effective immediately.

HB 5566 COLLEGE AFFORDABILITY BOARD

Public Act 99-0643
Effective January 1, 2017

Sponsors Rep. Elgie R. Sims - Sen. Donne E. Trotter

Provides that the chairperson of the Illinois P-20 Council may authorize the creation of a working group to focus on tuition, financial aid, and other issues related to keeping postsecondary education affordable for Illinois residents.

HB 5683 OPEN MEETINGS-CIVIL ACTION

Public Act 99-0714
Effective August 5, 2016

Sponsors Rep. Peter Breen - Sen. Chris Nybo

Amends the Open Meetings Act. Provides that where the provisions of this Act are not complied with, or where there is probable cause to believe that the provisions of this Act will not be complied with, any person may bring a civil action in the circuit court within 60 days of the decision by the Attorney General to resolve a request for review by a means other than the issuance of a binding opinion, if the person timely files a request for review with the Public Access Counselor. Effective immediately.

HB 5729 POSTSECOND/WORKFORCE READINESS

Public Act 99-0674
Effective July 29, 2016

Sponsors Rep. Kelly M. Burke - Sen. Daniel Biss

Creates the Postsecondary and Workforce Readiness Act. Sets forth a competency-based, high school graduation requirements pilot program; transitional mathematics instruction; reading and communication transitional competencies; College and Career Pathway Endorsements program; and administrative rules.

Requires the statewide panel to recommend statewide criteria for determining projected readiness for 11th grade students for college-level mathematics courses. Provides how to demonstrate readiness for public high school graduates. Allows a public university to be a party to a partnership agreement at its sole discretion. Provides for the creation and publication of statewide portability standards for certain courses. Requires that the State Board of Education and Illinois Community College Board establish a phased transition plan and benchmarks by June 30, 2019 for transitional mathematics instruction implementation. Provides that no waiver shall be granted relating to teacher tenure or seniority or teacher or principal evaluations. Provides that any waiver or modification of teacher educator licensure requirements to permit instruction by non-educators or educators without an appropriate license must ensure that an appropriately licensed teacher and the provider of instruction partner in order to verify the method for assessing competency of mastery and verify whether a student has demonstrated mastery. Limits the first 2 annual cohorts of the pilot program to no more than 12 school districts and any subsequent annual cohort to no more than 15 school districts, allows only one application per school district for each annual cohort of the pilot program, and prohibits the application of a school district having a population exceeding 500,000 inhabitants from including more than 6 schools. Provides that the expansion of a school district's competency-based learning system to a new school or new subject area requires a new application by the school district. Effective immediately.

HB 5894 ADULT ED-AREA PLANNING COUNCIL

Public Act 99-0650
Effective July 28, 2016

Sponsors Rep. Norine K. Hammond - Sen. Jason A. Barickman

Amends the Adult Education Act with respect to Area Planning Councils. Makes changes concerning membership on an Area Planning Council, the election of officers and the development of bylaws, the chairperson of the Council, and the designation of sub-areas within a Council district. Requires the Illinois Community College Board to determine the guidelines for the bylaws and operation of a Council. Removes provisions concerning joint Councils and Councils for school districts not included within the boundaries of a community college district. Makes changes concerning an Area Adult Education Plan and the Board's annual report to the Governor and the General Assembly for adult education. Effective immediately.

HB 5902 STUDENT JOURNALIST-FREE SPEECH

Public Act 99-0678
Effective July 29, 2016

Sponsors Rep. Will Guzzardi - Sen. Daniel Biss

Creates the Speech Rights of Student Journalists Act. Defines "student journalist" as a public high school student. Defines "school official" as a school's principal or his or her designee. Provides that a student journalist has the right to exercise freedom of speech and of the press in school-sponsored media, regardless of whether the media is supported financially by the school district or by use of school facilities or produced in conjunction with a class in which the student is enrolled. Provides that the appropriate student journalist is responsible for determining the news, opinion, feature, and advertising content of school-sponsored media. Provides that the Act does not authorize or protect expression by a student journalist that (1) is libelous, slanderous, or obscene; (2) constitutes an unwarranted invasion of privacy; (3) violates federal or State law; or (4) incites students to commit an unlawful act, to violate policies of the school district, or to materially and substantially disrupt the orderly operation of the school. Sets forth provisions concerning the prior restraint of material. Provides that no expression made by students in the exercise of freedom of speech or freedom of the press shall be deemed to be an expression of school policy, and no school district or employee or parent, legal guardian, or official of the school district shall be held liable in any civil or criminal action for any expression made or published by students. Provides that immunity from liability under the Act applies except in cases of willful or wanton conduct. Effective immediately.

HB 5913 PLUMBING LICENSE-INSTRUCTION

Public Act 99-0504
Effective January 1, 2017

Sponsors Rep. John C. D'Amico - Sen. Don Harmon

Amends the Illinois Plumbing License Law. Requires a licensed plumber to provide proof of completing 4 hours of continuing education to renew his or her annual license. Provides that sponsors of continuing education shall meet the criteria provided by the Board of Plumbing Examiners and the Plumbing Code advisory council. Provides that continuing education courses shall provide instruction in plumbing, which is supervised directly by an Illinois licensed plumber only. Provides qualifying criteria for plumbing instructors. Provides that the Director of Public Health shall approve an application for a plumber's license examination if the applicant has submitted evidence that he or she has successfully completed an approved course of instruction in plumbing supervised directly by an Illinois licensed plumber in colleges, universities, or trade schools.

HB 5938 HIGHER ED-MEDICAL PROVIDERS

Public Act 99-0813

Effective August 15, 2016

Sponsors Rep. Randy E. Frese - Sen. Pamela J. Althoff

Amends the Veterans' Home Nurses' Loan Repayment Act. Renames the Act as the Veterans' Home Medical Providers' Loan Repayment Act. Renames the Nurse Loan Repayment Program as the Medical Providers Loan Repayment Program. Requires that the program provide assistance, subject to appropriation, to eligible physicians and nurses (rather than nurses). Provides that an applicant is eligible for a grant under the program if the Illinois Student Assistance Commission finds that the applicant is working as a physician, registered professional nurse, or certified nursing assistant (rather than as a registered professional nurse). Provides for grant assistance to certified nurse practitioners. Makes related changes. Effective immediately.

HB 5948 PUBLIC HEALTH DENTAL HYGIENIST

Public Act 99-0680

Effective January 1, 2017

Sponsors Rep. Michael J. Zalewski - Sen. William R. Haine

Amends the Illinois Dental Practice Act. Changes the requirement of additional course work for public health dental hygienists from 72 to 42 clock hours of additional structured courses in dental education approved by rule by the Department of Financial and Professional Regulation in advanced areas specific to public health dentistry provided by an educational institution, such as a dental school or dental hygiene program, or by an approved continuing education sponsor. Provides that dental assistants who meet specific requirements and have completed a structured training program provided by an educational institution, such as a dental school or dental hygiene or dental assistant program, or by an approved continuing education sponsor, may perform specific procedures. Makes changes to provisions concerning expanded functions for dental assistants. Allows public health dental hygienists to continue patient care if a dentist is not available, except in cases of a serious medical condition.

HB 6009 BD HIGHER ED-ILL COM COL BD

Public Act 99-0655

Effective July 28, 2016

Sponsors Rep. Chad Hays - Sen. Pat McGuire

Provides for the Board of Higher Education's master plan for community colleges to be made in cooperation with the Illinois Community College Board (ICCB). Provides that community college performance metrics must be adopted by ICCB by rule. Removes the need for approval from the Board of Higher Education or for ICCB approval with respect to certain community college provisions. Removes provisions requiring uniform financial accounting and reporting standards and principles for community colleges and requiring ICCB to file copies of uniform financial statements from audit reports with the Board of Higher Education. Requires a community college district to report administrator and faculty salaries and benefits to ICCB instead of the Board of Higher Education. Repeals Sections concerning a State university and college information system, an annual community college education study and report, the Academic Improvement Trust Fund for Community College Foundations, adverse court decision grants, State Community College District No. 601, and a mobile response workforce training pilot program. Removes language requiring the Executive Director of ICCB to approve projects and estimated amounts with respect to levying a tax to alter or repair community college facilities. Removes language requiring the Board to approve the project and estimated amount to borrow money for certain alterations or repairs to community

college facilities. Provides that the Board shall set through administrative rule (rather than shall prepare and enforce) regulations and specifications for minimum requirements for certain renovations to community college property. Effective July 1, 2016.

HB 6021 PEN CD-SURVIVOR CONTRIB REFUND

Public Act 99-0682
Effective July 29, 2016

Sponsors Rep. Sam Yingling - Sen. Daniel Biss

Amends the Illinois Municipal Retirement Fund (IMRF), State Universities, and Downstate Teacher Articles of the Illinois Pension Code. Provides that certain annuitants who received a refund of contributions for survivor benefits may elect to repay the refund, with interest, and have their survivor benefit rights reinstated. Specifies the required time and manner of repayment. In the IMRF and State Universities Articles, requires that the annuitant (1) retired prior to June 1, 2011, and (2) is a party to a civil union, marriage, or other legal relationship that is recognized as a civil union or marriage under the Illinois Religious Freedom Protection and Civil Union Act or the Illinois Marriage and Dissolution of Marriage Act on or after certain specified dates. Also, in the IMRF Article, extends application of a provision added by Public Act 87-850 to spouses of annuitants who die on or after the effective date of this amendatory Act. In the State Universities Article of the Illinois Pension Code, adds an additional reference to repayment of the survivors insurance contribution refund or additional annuity payments. Effective immediately.

HB 6302 PREPAID TUITION-INSTITUTION

Public Act 99-0842
Effective August 19, 2016

Sponsors Rep. Jim Durkin - Sen. Dan McConchie

Amends the Illinois Prepaid Tuition Act. Changes the definition of "eligible institution" to mean an eligible educational institution as defined in Section 529 of the federal Internal Revenue Code of 1986 and any regulations thereunder (instead of an institution of higher learning, as defined in the Higher Education Student Assistance Act, whose students are eligible to receive benefits under Section 529(a) of the Internal Revenue Code of 1986, as specified by the federal Small Business Act of 1996 and subsequent amendments to this federal law). Effective immediately.

SB 232 COMMUNITY COLLEGE-RESIDENCY

Public Act 99-0845
Effective January 1, 2017

Sponsors Sen. Julie A. Morrison - Rep. Jaime M. Andrade, Jr.

Amends the Public Community College Act. With respect to grants to community colleges, provides that students shall be classified as residents of the community college district without meeting the 30-day residency requirement of the district if they are currently residing in the district and are youth (i) who are currently under the legal guardianship of the Illinois Department of Children and Family Services or have recently been emancipated from the Department and (ii) who had previously met the 30-day residency requirement of the district but who had a placement change into a new community college district. Requires the student, a caseworker or other personnel of the Department, or the student's attorney or guardian ad litem appointed under the Juvenile Court Act of 1987 to provide the district with proof of current in-district residency.

SB 384 OPEN MEETINGS-DISCUSSION-HIPAA

Public Act 99-0687
Effective January 1, 2017

Sponsors Sen. Antonio Muñoz - Rep. Elgie R. Sims, Jr.

Amends the Open Meetings Act. Provides that a public body may hold closed meetings to consider, among other

subjects, the discussion of matters protected under the federal Patient Safety and Quality Improvement Act of 2005, and the regulations promulgated thereunder, or for the discussion of matters protected under the federal Health Insurance Portability and Accountability Act of 1996, and the regulations promulgated thereunder, by a hospital or other institution providing medical care that is operated by the public body.

SB 1059 STATE EMPLOYEE GROUP INSURANCE

Governor Vetoed

Sponsors Sen. Chapin Rose - Rep. Bill Mitchell

Would have amended the State Employees Group Insurance Act of 1971. Provides the definition of "employee" includes persons who otherwise meet that definition but are ineligible to participate in the State Universities Retirement System because they received a distribution of vested amounts under the self-managed plan established in the State Universities Article of the Illinois Pension Code while eligible to retire under that System.

SB 2047 \$BUDGET THROUGH 12/31/16

Public Act 99-0524

Effective June 30, 2016; Some provisions have conditional effective dates

Sponsors Sen. Donne E. Trotter - Rep. Barbara Flynn Currie

Makes appropriations for Fiscal Year 2016 and 2017. Effective immediately with certain provisions subject to specified conditions.

The budget plans include a full year of funding for K-12 education and appropriates six months of funding for higher education, corrections, human services, aging, utility bills, veteran's homes, mental health centers, natural resources, state operations, and transportation. In addition, the agreement allocates all federal funding and local pass-through funds (such as video gaming, Use Tax, and 9-1-1 system funding).

Some of the key highlights and components include:

- Appropriates a total of \$75 billion for FY16 (\$25 billion) and FY17 (\$50 billion) for agency operations, grants, capital spending, and other spending.
- Revenue for the spending comes from a variety of sources including GRF (\$7.7 billion), Commitment to Human Services Fund (\$701 million), Education Assistance Fund (\$690 million), Fund for the Advancement of Education (\$442 million), Budget Stabilization Fund (\$275 million), and other state and federal funds.
- K-12 Education will receive a total of \$11.1 billion to fund the entire year that represents an increase of slightly more than \$1 billion more than the FY16 enacted budget including early childhood education.
- \$5.1 billion for General State Aid that will be distributed using four criteria including (1) school districts are held harmless based on 2015-16, (2) funds a \$250 million poverty grant that will funnel nearly \$100 million to Chicago, (3) school districts are held harmless to the 2016-17 year, and any extra funds will be distributed through the normal school aid formula.
- Early childhood funding is increased by \$75 million.
- Higher Education will receive \$997 million including \$151 million for MAP grants for the spring 2016 semester.
- Transportation will receive \$14.6 billion for annual operation and capital infrastructure for FY16 and FY17.
- The internet lottery program is extended by one year through July 1, 2017.
- One year prohibition on legislative COLAs.

Completing the "package" deal is a BIMP or budget implementation bill (SB 1810), two pension bills (SB 318, SB 2822), and a TIF bill (SB 2562).

Regarding pensions, Illinois will agree to pay approximately \$215 million in FY17 for the Chicago Public Schools pension system as part of the employer cost (SB 2822). This provision passed but will not be signed into law until later in the year if, and only if, the General Assembly passes a larger pension reform measure. Any pension reform measure must withstand a very rigorous constitutional test. Senate President John Cullerton's latest

version of his "consideration" theory has been embraced Rauner, but constitutional scholars are divided over how the Supreme Court will feel about the idea.

SB 318 will reinstate an annual property tax level of 0.383 percent for the Chicago Teachers Pension Fund. The Chicago City Council will have to approve this property tax hike that will generate approximately \$250 million annually for pensions.

SB 2562 is an omnibus TIF bill that includes extensions for several TIF projects throughout the state. The bill also permits Chicago to adopt transit-oriented TIFs. Chicago is permitted to capture \$800 million in federal money as a result of the bill.

SB 2059 \$UNIVERSITIES/IMSA/MAP

Public Act 99-0502
Effective April 25, 2016

Sponsors Sen. John J. Cullerton - Rep. Barbara Flynn Currie

Makes appropriations to: universities for specified purposes; the Illinois Community College Board for grants to community colleges; the Illinois Mathematics and Science Academy for ordinary and contingent expenses; and the Illinois Student Assistance Commission for grant awards to students eligible for the Monetary Award Program and agency administrative and operational costs. Provides that the appropriation authority is valid only for costs incurred before September 1, 2016. Effective immediately.

Balanced Budget Note (Office of Management and Budget)

All appropriations in this bill are from the Education Assistance Fund and there are sufficient FY16 revenues for this fund to support these appropriations. The funds in the Education Assistance Fund can only be utilized for education funding and Senate Bill 2059 does not add to the FY16 budget deficit already projected by the Governor's Office of Management and Budget.

Fiscal Note (IL Board of Higher Education)

This amendment makes the following appropriations payable from the Education Assistance Fund (EAF) for costs incurred prior to September 1, 2016, as follows:

1. \$20,107,300 - Chicago State University;
2. \$6,974,400 - Governors State University;
3. \$74,142,300 - Illinois Community College Board;
4. \$6,000,000 - Illinois Mathematics and Science Academy;
5. \$10,695,100 - Northeastern Illinois University;
6. \$57,482,200 - Southern Illinois University;
7. \$168,989,500 - University of Illinois;
8. \$11,104,600 - University of Illinois, Hospital;
9. \$12,456,500 - Eastern Illinois University;
10. \$20,934,900 - Illinois State University;
11. \$169,798,700 - Illinois Student Assistance Commission, MAP Awards;
12. \$26,403,200 - Northern Illinois University;
13. \$14,911,400 - Western Illinois University.

In total, the amendment appropriates \$600,000,100 from the Education Assistance Fund. According to the State Comptroller's Ledger website, the "ending daily balance" in the Education Assistance Fund on April 19, 2016 was \$302.7 million. Since the Illinois Board of Higher Education is not privy to fiscal information regarding all obligations anticipated to be payable from the EAF for Fiscal Year 2016, a budgetary balance statement cannot therefore be provided. However, pursuant to the Balanced Budget Impact Note filed on April 21, 2016 by the Governor's Office of Management and Budget, the office responsible for such monitoring such of state funds and recording obligations to be drawn accordingly, reports there will be sufficient revenues in the EAF to meet the appropriations provided in this legislation. Specifically, the Note states: "All appropriations in this bill are from the Education Assistance Fund and there are sufficient

FY16 revenues for this fund to support these appropriations. The funds in the Education Assistance Fund can only be utilized for education funding and Senate Bill 2059 (H-AM 3) does not add to the FY16 budget deficit already projected by the Governor's Office of Management and Budget."

SB 2155 AUDGEN COM COL AUDIT

Public Act 99-0691
Effective January 1, 2017

Sponsors Sen. Bill Cunningham - Rep. Kelly M. Burke

Amends the Public Community College Act. Provides that recognition shall include a review of compliance with applicable State and federal laws regarding employment contracts and compensation. Provides that the Illinois Community College Board shall convene an advisory committee to review the findings and make recommendations for changes or additions to the laws or review procedures. Makes a technical change.

SB 2156 PEN CD-SURS-SEVERANCE PAYMENTS

Public Act 99-0897
Effective January 1, 2017

Sponsors Sen. Bill Cunningham - Rep. Kelly M. Burke

Replaces everything after the enacting clause. Amends the State Universities Article of the Illinois Pension Code. For an employee who first becomes a participant on or after the effective date of the amendatory Act, excludes housing allowances, vehicle allowances, bonuses, social club dues, and athletic club dues from the calculation of basic compensation and earnings. Provides that the definition of "basic compensation" includes the amount of any elective deferral to a deferred compensation plan under the Illinois Pension Code. Provides that in the case of doubt as to whether any person meets the definition of "employee", the decision of the Board shall be final. Provides that an individual that begins employment with certain entities or an entity not defined in the Article as an employer on or after the effective date of the amendatory Act shall not be eligible to participate in the System. Provides that when the System requests information from an employer, the employer shall respond to the request within 90 calendar days. Provides that when the System requests employment records and payroll records of an employer, the employer shall respond within 60 calendar days. Authorizes the System to assess a penalty of \$500 per day, up to a maximum of \$50,000, on an employer who fails to respond to certain requests for information after a certain number of days. Provides that if a participant, beneficiary, or annuitant fails to provide any information that is necessary for the calculation, payment, or finalization of any benefit under the Article within 90 calendar days, then the System may immediately cease processing the benefit and may not pay any additional benefit payment to the participant, beneficiary, or annuitant until the requested information is provided.

Provides that a participant may establish creditable service and earnings credit for periods of furlough (or voluntary reduction in pay taken in lieu of furlough) beginning on or after July 1, 2015 and ending on or before June 30, 2017 by paying, on an after-tax basis, specified employee and employer contributions, plus interest. In the provision requiring employers to make an additional contribution to the System under certain circumstances when an employee receives an increase in annual earnings exceeding 6%, provides that when assessing payment, the System shall include earnings that would have been paid to a participant had the participant not taken periods of voluntary or involuntary furlough (or voluntary reduction in pay taken in lieu of furlough) on or after July 1, 2015 and on or before June 30, 2017. Requires the employer to report such earnings in a manner prescribed by the System. Also requires the System to provide advance notice to a participant in the self-managed plan of the participant's obligation to direct the investment of employee and employer contributions into one or more investment funds selected by the System at the time he or she makes his or her initial retirement plan selection. Provides that if a participant in the self-managed plan fails to direct the investment of employee and employer contributions into the various investment options offered to the participant when making his or her initial retirement election choice, the System shall invest the employee and employer contributions in a default investment fund on behalf of the participant, and the investment shall be deemed to have been made at the participant's investment direction. Provides that the participant has the right to transfer account balances out of the default investment fund during time periods designated by the System.

SB 2157 COM COL-TRUSTEE TRAINING**Public Act 99-0692**
Effective January 1, 2017**Sponsors** Sen. Bill Cunningham - Rep. Kelly M. Burke

Amends the Public Community College Act. With regard to all community college districts with elected or appointed board trustees who have been elected or appointed after the effective date of this amendatory Act or appointed to fill a vacancy of at least one year's duration of an elected trustee after the effective date of this amendatory Act, provides that every voting member of a board of trustees (to which the provisions apply) to complete a minimum of 4 hours of professional development leadership training covering topics that shall include, but are not limited to, open meetings law, community college and labor law, freedom of information law, contract law, ethics, sexual violence on campus, financial oversight and accountability, audits, and fiduciary responsibilities of a community college trustee during the first, third, and fifth year of his or her term. Provides that the community college district shall maintain on its Internet website, if any, the names of all elected or appointed voting trustees of the board who have not successfully complete the training. Provides that the training may be provided by an association established for the purpose of training community college district board trustees or by other qualified providers approved by the Illinois Community College Board. Requires a board member to certify completion of the training to the secretary of the board. Provides that if a board member does not satisfy all of the requirements or the certification indicates that a board member has not completed the training, the secretary shall send a notice to all elected or appointed members serving on the board and the president or acting chief executive officer of the community college of that fact.

SB 2158 COM COL-EMPLOYEE CONTRACT**Public Act 99-0693**
Effective January 1, 2017**Sponsors** Sen. Bill Cunningham - Rep. Kelly M. Burke

Amends the Public Community College Act. Provides that, beginning 45 days prior to the Tuesday following the first Monday of April in odd-numbered years until the first organizational meeting of a new board of trustees of a community college district, no addendum to modify or amend an employee agreement between a community college district and the district's president, chancellor, or chief executive officer may be agreed to or executed, nor may an employment contract be made and entered into between the board of an established district and the district's president, chancellor, or chief executive officer. Provides that if the current board must take such action at any time during the 45 days prior to the Tuesday following the first Monday of April in odd-numbered years until the first organizational meeting of the new board due to a reasonable emergency (a defined term), then that action must be terminated within 60 days after the first organizational meeting, unless the new board reaffirms the agreed-upon addendum or new employment contract.

SB 2159 HIGHER ED-EMPLOYMENT CONTRACT**Public Act 99-0694**
Effective January 1, 2017**Sponsors** Sen. Bill Cunningham - Rep. Kelly M. Burke

Amends various Acts relating to the governance of public universities in Illinois and the Public Community College Act. Sets forth provisions governing employment contracts of the president or all chancellors entered into, amended, renewed, or extended after the effective date of this amendatory Act. With respect to employment contracts entered into with the president or all chancellors of a public university, sets forth provisions concerning severance, start and end date, and automatic rollover clauses. Provides that public notice given prior to action on the formation, renewal, extension, or termination of employment contracts must be compliant with the provisions of the Open Meetings Act and must include a copy of the governing board item or other documentation providing, at a minimum, a description of the proposed principal financial components of the president's or all chancellors' appointments. Provides that any performance-based bonus or incentive-based compensation to the president or all chancellors of the university or community college must be approved by the governing board in an open meeting. With respect to public community colleges, removes provisions concerning limitations of employment contracts entered into, amended, renewed, or extended after the effective date of this amendatory Act. Provides that severance payments or contract buyouts may be placed in an escrow account if there are pending criminal charges against the president or chancellors of the community college related to their employment. Provides that

the criteria and goals upon which the bonus or incentive-based compensation for a president or all chancellors of a community college is based must be made available to the public no less than 48 hours before board approval of the performance-based bonus or incentive-based compensation.

SB 2174 BD HIGH ED LEADERSHIP TRAINING

Public Act 99-0695

Effective January 1, 2017

Sponsors Sen. Bill Cunningham - Rep. Peter Breen

Amends the Board of Higher Education Act. Provides that the Board of Higher Education shall require every voting member of the governing board of a public university appointed for a term beginning after January 1, 2016 to complete a minimum of 4 hours of professional development leadership training. Provides that a public university shall maintain on its Internet website the names of all voting members of the governing board who have successfully completed the training. Provides that after the effective date of this amendatory Act, by July 31 of each year, the chairperson of each governing board shall certify to the Board the number of hours of training that each member received during the preceding fiscal year. Sets forth provisions providing for if a board member has not completed the training. Provides that the training may be provided by the Board or by other qualified providers approved by the Board.

SB 2505 EDUC-INTL BACCALAUREATE EXAM

Public Act 99-0624

Effective July 22, 2016

Sponsors Sen. Heather A. Steans - Rep. Carol Ammons

Amends the College and Career Success for All Students Act. Provides that scores of 4 or higher for International Baccalaureate Diploma Programme subjects shall be accepted for credit to satisfy degree requirements by all public institutions of higher education. Provides that each institution shall determine for each International Baccalaureate Diploma Programme subject whether credit will be granted for electives, general education requirements, or major requirements and the International Baccalaureate Diploma Programme subject scores required to grant credit for those purposes. Provides that the Board of Higher Education, in cooperation with the Illinois Community College Board, shall analyze each institution's Advanced Placement examination and International Baccalaureate Diploma Programme subject score course granting policy and research by the conclusion of the 2020-2021 academic year (instead of requiring the Board of Higher Education, in cooperation with the Illinois Community College Board, to analyze each institution's Advanced Placement examination score course granting policy and research by the conclusion of the 2019-2020 academic year). Provides for publication of the policy before the beginning of the 2017-2018 (instead of 2016-2017) academic year. Effective immediately.

SB 2839 COMMUNITY COLLEGE-EXPULSIONS

Public Act 99-0741

Effective August 5, 2016

Sponsors Sen. Ira I. Silverstein - Rep. Laura Fine

Replaces everything after the enacting clause. Amends the Preventing Sexual Violence in Higher Education Act. Provides that sanctions for violation of a higher education institution's comprehensive policy may include, but are not limited to, suspension, expulsion, or removal of the student found, after complaint resolution procedures, to be in violation of the comprehensive policy. Effective immediately.

SB 2840 SCH CD-HIGH SCH EQUIVALENCY

Public Act 99-0742

Effective August 5, 2016

Sponsors Sen. Ira I. Silverstein - Rep. Jack D. Franks

Amends the School Code. With respect to the High School Equivalency Testing Program, requires a regional superintendent of schools and the Illinois Community College Board to waive required fees for an applicant who (i) qualifies as a homeless person, child, or youth as defined in the Education for Homeless Children Act, (ii) has

not attained 25 years of age as of the date of the scheduled test, (iii) can verify his or her status as a homeless person, child, or youth, (iv) has completed a high school equivalency preparation course through an Illinois Community College Board-approved provider, and (v) be taking the test at a testing center operated by a regional superintendent of schools or the Cook County High School Equivalency Office. Provides that a homeless services provider that is qualified to verify an individual's housing status, as determined by the Illinois Community College Board, and that has knowledge of the applicant's housing status may verify the applicant's status.

SB 3301 ILL ARTICULATION INITIATIVE

Public Act 99-0636

Effective January 1, 2017

Sponsors Sen. Chapin Rose - Rep. Mike Fortner

Creates the Illinois Articulation Initiative Act. Requires all public institutions of higher education to participate in the Illinois Articulation Initiative through submission and review of their courses for statewide transfer consistency. Requires (i) all sending and receiving institutions to maintain a complete Illinois Articulation Initiative General Education Core Curriculum package; (ii) all institutions to maintain up to 4 core courses in an Illinois Articulation Initiative major, provided the institution has equivalent majors and courses; and (iii) all institutions to provide faculty, as appointed by the Board of Higher Education and the Illinois Community College Board, to serve on panels in the review of courses. Provides that all courses approved for Illinois Articulation Initiative General Education codes must be transferable as a part of the General Education Core Curriculum package, insofar as a specific major is offered at the receiving institution. Provides that all public institutions of higher education shall determine if Illinois Articulation Initiative major courses are direct course equivalents or are elective credit toward the requirements of the major. Provides that if the receiving institution does not offer the course or does not offer it at the lower-division level, the student shall receive elective lower-division major credit toward the requirements of the major for the course and may be required to take the course at the upper-division level. Provides that students receiving the General Education Core Curriculum package must not be required to take additional freshmen or sophomore level general education courses. Sets forth the duties of the Board of Higher Education and the Illinois Community College Board.