

ICCTA ACTION ALERT

August 30, 2011

COMMUNITY COLLEGE LEGISLATION APPROVED BY THE GOVERNOR

When the Illinois General Assembly concluded the spring 2011 legislative session at the end of May, legislation approved by lawmakers was eventually sent to Governor Pat Quinn for his consideration. The Governor had 60 days from the date he received the legislation to take action on the bills. For most legislation affecting community colleges, the deadline for the Governor to take action was near the end of August. Gov. Quinn could take one of four actions on legislation sent to his desk:

- 1) Sign the bill – The legislation becomes law and is assigned a Public Act number;
- 2) Veto the bill – The bill is sent back to the General Assembly and does not become law unless the General Assembly votes to override the Governor's veto;
- 3) Amendatorily veto the bill -- The Governor makes recommendations for changes that must be approved by the General Assembly during the fall veto session (otherwise the bill does not become law); or
- 4) Do nothing -- The bill automatically becomes law without the Governor's signature.

The following is a listing of community college legislation approved by the Illinois General Assembly and enacted by Gov. Quinn. Each bill listed below is now law, and the Public Act number assigned to the new law is listed. The Governor did not sign any bills that ICCTA opposed, nor did he veto any bills that ICCTA supported.

House Bill 1670 Local Officials' Open Meetings Act Training (Burke / Crotty)
ICCTA Position: MONITOR

Amends the Open Meetings Act. Requires currently elected or appointed members of a public body (including community college trustees) subject to this Act to successfully complete the electronic training curriculum developed and administered by the Illinois Attorney General not later than one year after the effective date of the amendatory Act. Requires individuals who become elected or appointed members of a public body after the effective date of the amendatory Act to successfully complete the electronic training curriculum developed and administered by the Public Access Counselor not later than the 90th day after the date the member either (i) takes the oath of office, if the member is required to take an oath of office to assume the person's duties as a member of the public body or (ii) otherwise assumes responsibilities as a member of the public body, if the member is not required to take an oath of office. Requires each member who successfully completes the curriculum to file a copy of the certificate of completion with the public body. Provides that the failure of one or more members of a public body to complete the training required by this Section does not affect the validity of an action taken by the public body. **Public Act 97-504**

HB 166 Higher Education Green Jobs and Technology Act (Winters / Frerichs)
ICCTA Position: SUPPORT

Creates the Higher Education Green Jobs and Technology Act. Provides that representatives from each state university and community college, in conjunction with research centers affiliated with these institutions that focus on clean or sustainable energy and that are located within the same geographic regions, may meet annually to develop collaborative efforts with regard to the green technology industry. Requires the Illinois Board of Higher Education and the Illinois Community College Board to annually publicize on their websites information concerning efforts made by state universities and community colleges to promote the green technology industry, including the development of new academic degree and certificate programs, courses of instruction, and initiatives made by these state universities and community colleges to align green jobs programs with employer needs. **Public Act 97-241**



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HB 295 Sex Offender Registration in Higher Education (DeLuca / Maloney)

ICCTA Position: SUPPORT

Amends the Sex Offender Registration Act to provide that a sex offender shall also register with the public safety or security director of the institution of higher education which he or she is employed at or attends. Provides that the registration fees shall only apply to the municipality or county of primary registration, and not to campus registration. **Public Act 97-155**

HB 1277 Open Meetings Act Audit Exemption (Rita / Martinez)

ICCTA Position: SUPPORT

Amends the Open Meetings Act to authorize the closure of meetings between internal or external auditors and governmental audit committees, finance committees, and their equivalents, when the discussion involves internal control weaknesses, identification of potential fraud risk areas, known or suspected frauds, and fraud interviews conducted in accordance with Generally Accepted Auditing Standards. **Public Act 97-318**

HB 1503 Performance-Based Funding (Rose / Maloney)

ICCTA Position: MONITOR

Amends the Board of Higher Education Act. With respect to IBHE's analysis of formulating the annual budget request for state universities and colleges, provides that, beginning with Fiscal Year 2013, the request must incorporate performance-based funding, pursuant to the report of the Board's Higher Education Finance Study Commission. Provides that the Board shall have 2 fiscal years to implement this performance-based funding, and thereafter must update how this funding is calculated every 6 months, which updates must be reported to the Governor and the General Assembly. **Public Act 97-320**

HB 1710 College Planning Act (Pritchard / Maloney)

ICCTA Position: MONITOR

Creates the College Planning Act. Establishes the College Planning Program, administered by the Illinois Student Assistance Commission. Provides that ISAC shall utilize the program to target low-income and potential first-generation college students with programs to promote college awareness and planning. Sets forth qualifications to participate in the program, benefits and services provided, and program disqualification. Effective immediately. **Public Act 97-289**

HB 1760 Freedom of Information "Recurrent Requesters" (Currie / Harmon)

ICCTA Position: MONITOR

Amends the Freedom of Information Act. Defines "recurrent requester" as a person that, in the 12 months immediately preceding the request, has submitted to the same public body (i) a minimum of 50 requests for records, (ii) a minimum of 15 requests for records within a 30-day period, or (iii) a minimum of 7 requests for records within a 7-day period. Establishes procedures that public bodies are to use in responding to requests from recurrent requesters. Authorizes a public body to charge a fee for each hour spent by personnel in searching for and retrieving requested records. Specifies that a person whose records request is made for a commercial purpose may not file a request for review with the Public Access Counselor, except for the limited purpose of determining whether the public body accurately characterized the request as a commercial request. Effective immediately. **Public Act 97-579**

SB 2042 Lincoln Land Community College Redistricting (Bomke / Brauer)

ICCTA Position: SUPPORT

Authorizes the Lincoln Land Community College district board to re-draw its trustee sub-district boundaries following each decennial census. **Public Act 97-539**

SB 2185 Illinois DREAM Fund (Cullerton / Acevedo)

ICCTA Position: MONITOR

Requires ISAC to establish an Illinois DREAM Fund Commission. Requires the Governor, with the advice and consent of the Senate, to appoint members to the Illinois DREAM Fund Commission. Requires the Illinois DREAM Fund Commission to establish, by rule, procedures for accepting and evaluating applications for scholarships from the children of immigrants and issuing scholarships to selected student applicants. Sets forth student qualifications for a scholarship. Requires ISAC to establish an Illinois DREAM Fund to provide scholarships. Provides that the Fund shall be funded entirely from private contributions. **Public Act 97-233.**