# **ICCTA** ACTION ALERT

May 21, 2011

Both houses of the Illinois General Assembly adjourned for the week and are scheduled to return to Springfield on Sunday evening to finish the spring legislative session that is scheduled to conclude on May 31.

Major issues remain to be resolved in the remaining days of the spring session, including the Fiscal Year 2012 budget, pension reform, state employees and retirees health insurance reform, workers compensation reform, and gaming expansion. The House and Senate each passed their own budget bills at the end of last week. The budget bills passed in the Senate total almost \$900 million more than the House versions. The remaining 10 days of session will likely be spent primarily on negotiating the differences in the two budgets and finishing up the remaining loose ends on substantive issues.

In the midst of these issues, the General Assembly continues to focus on a "new map" that creates new legislative district boundaries as required following the 2010 census. A vote on the new legislative districts can be expected next week.

The following is a list of community college-related bills that are advancing through the process:

### House Bill 3700 & Senate Bill 2443FY 2012 Community College Budget (Madigan / Kotowski)ICCTA Position:MONITOR

Last week the Senate approved SB 2443, a spending plan that reduces the community college annual budget for FY 2012 by 4.6%, or \$16.6 million, compared to the FY 2011 budget. The House approved HB 3700 to provide level funding for community colleges, or the same amount of funding that was received in FY 2011. The Senate FY 2012 budget approximates the community college funding level in Fiscal Year 2001. As mentioned above, the differences in the House and Senate versions of the budget need to be reconciled in the next two weeks. **ICCTA continues to express support for the House budget or level funding.** 

### SB 512 Public Employee Pension Reform (Cullerton / Madigan)

ICCTA Position: MONITOR; OPPOSE proposed amendment

A legislative proposal to "encourage" active public employees participating in current pension plans (Tier 1) to choose the less generous Tier 2 plan could be added as an amendment to SB 512. **ICCTA is planning to oppose this legislation if it is introduced.** The proposal would include changing the pension plans for the State Universities Retirement System, Teachers Retirement System, State Employees Retirement System and the General Assembly Retirement System. Not included in the pension plan reform are the Judges Retirement System, the Illinois Municipal Retirement Fund, police and fire fighters, and public safety plans.

The proposed bill requires participants who earned service prior to January 1, 2011 (Tier 1 participants) to choose between one of the following benefit formulas: **Option I**: The traditional or portable benefit package; **Option II**: The revised benefit package (Tier 2); or **Option III**: The self-managed plan. For current participants who contribute 8% of their gross pay to SURS, that amount would increase to 15.31% of gross pay if they choose Option I to stay in the current plan. If employees would elect Option II or Option III to enroll in the Tier 2 plan, their contribution rate would be reduced to 6% of gross pay. Option II and Option III require participants to reach 67 years of age before any benefits can be paid, and benefits are calculated on the final 10 years (currently 4 years) of earnings.

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### HB 166Higher 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. Effective immediately. **Passed both houses.** 

### HB 295Sex 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. **Passed the House.** 

### HB 304Community College Tuition Cap Limitation (Tracy)ICCTA Position:SUPPORT

Amends the Public Community College Act. Provides that the tuition rate and fee limit of 1/3 of the per capita cost applies until the effective date of the amendatory Act and beginning again 3 years after the effective date of the amendatory Act. Effective immediately. **Held in the House.** 

### HB 1353 General Assembly Scholarships (Pritchard / Dillard)

#### ICCTA Position: MONITOR

Prohibits a nominee for a General Assembly scholarship from being a relative of the member of the General Assembly making the nomination; defines relative. Provides that each member of the General Assembly shall (instead of may) delegate to the Illinois Student Assistance Commission the authority to nominate persons for General Assembly scholarships that the member would otherwise be entitled to award. Provides that the member shall make recommendations to the Commission concerning candidates for the scholarships and may inform the Commission in writing of the criteria that he or she wishes the Commission to apply in nominating candidates. Effective immediately. **Passed both houses**.

# HB 1374College Insurance Program Rate Increases (Currie)ICCTA Position:SUPPORT

Amends the State Employees Group Insurance Act of 1971 in the College Insurance Program. Provides, beginning July 1, 2012, (I) that the program of health benefits for community college benefit recipients and community college dependent beneficiaries shall include health benefits for community college benefit recipients and the employers of those persons shall pay the required contributions. Increases the required contribution to be paid by all community colleges and contributors to SURS and their employers. Provides that City Colleges shall contribute (I) \$10 million toward the cost of these health benefits by March 30, 2012 and (ii) an additional amount on or before September 1, 2012. Requires the Board of Trustees of SURS to recertify its estimate of the total amount of contributions to be contributed for these benefits, taking into account the changes made by the amendatory Act. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately. **Held in the House.** 

# HB 1503Performance-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 FY 2013, the annual budget 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. Effective immediately. **Passed both houses.** 

### HB 1710College Planning Act (Pritchard / Maloney)ICCTA Position:MONITOR

Creates the College Planning Act. Establishes the College Planning Program, administered by ISAC. Provides that the Commission 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. **Passed both houses.** 

# HB 1864Equalization Funding - Minimum Tuition & Fees (Lilly / Maloney)ICCTA Position:SUPPORT

Similar to HB 3484, the bill amends the Public Community College Act to provide that as of July 1, 2012, a community college district must maintain a minimum required combined in-district tuition and universal fee rate per semester credit hour equal to 70% (instead of 85%) of the state-average combined rate, as determined by ICCB, or the total revenue received by the community college district from combined in-district tuition and universal fees must be at least 30% of the total revenue received by the community college district, as determined by the Board, for equalization funding. Effective July 1, 2011. **Passed the House; held in the Senate.** 

### HB 2051 College of DuPage Trustee Subdistricts (Reboletti / Dillard) ICCTA Position: OPPOSE

Amends the Public Community College Act. Provides for the election of board members by trustee district rather than at large in Community College District No. 502 (College of DuPage), with a 4-year (instead of a 6-year) term. Makes related changes. **Passed the House; held in the Senate.** 

# HB 2927Emergency Employment Development Act (Mathias / Noland)ICCTA Position:MONITOR

Amends the Illinois Emergency Employment Development Act. Defines "Advisory Committee," "Department," "Director," "Employment Administrator," "service delivery area," and "Workforce Investment Act." Sets forth the powers of the Illinois Emergency Development coordinator and the uses for funds appropriated for the program. Provides that the Department of Employment Security shall publicize the program and that IBHE and ICCB shall review their policies to ensure that specified programs serve the needs of the economically disadvantaged. Sets forth the requirements for businesses receiving funds under the program concerning repayment. Establishes the Illinois 21st Century Workforce Development Fund Advisory Committee and provides its powers and duties. Provides how the funds shall be allocated among service delivery areas. Sets forth the powers and duties of the Employment Administrator. Provides what constitutes an eligible employer under the Act. Creates the Illinois 21st Century Workforce Development Fund. Provides that the Secretary of Human Services shall inform each applicant or recipient of the benefits of the program. Provides that the State of Illinois and other governmental units may employ unemployed or underemployed persons pursuant to this Act. Effective July 1, 2011. **Passed the House; amended version passed the Senate; amended bill sent to House for concurrence.** 

# HB 3131Open Meetings Act – Agendas/Notices (Pihos / Pankau)ICCTA Position:MONITOR

Amends the Open Meetings Act. Provides that any required agenda must be sufficiently descriptive to give the public reasonable notice of the items that will be considered or will be the subject of final action at the meeting. Requires the public body conducting a public meeting to ensure that at least one copy of any requested notice and agenda for the meeting is continuously available for public review during the entire 48-hour period preceding the meeting. **Passed the House; amended version passed the Senate; bill sent to House for concurrence.** 

### SB 3Debt Restructuring Plan (Cullerton)ICCTA Position:SUPPORT

Amends the State Finance Act. Creates the General Obligation Restructuring Bond Fund and the General Obligation Restructuring Bond Debt Service Fund as special funds in the state treasury. Provides that the Comptroller shall transfer into the General Obligation Restructuring Bond Debt Service Fund certain amounts to service debt due on State General Obligation Restructuring Bonds. Amends the General Obligation Bond Act. Increases total authorized amount of General Obligation Bonds. Provides that the \$8,750,000,000 of bonds authorized by this amendatory Act shall be used to pay vouchers that are at least 60 days past due, medical expenses incurred by the state under its health plans, corporate income tax refunds, and other operating expenses of the state. Provides that the proceeds of these bonds shall be deposited in the General Obligation Restructuring Bond Fund. Provides for the conditions for issuance and sale of State General Obligation Restructuring Bonds. Makes other changes. Effective immediately. **Held in Senate**.

#### SB 59 Student Transfer Achievement Reform Act (Silverstein)

#### ICCTA Position: SUPPORT

Creates the Student Transfer Achievement Reform Act. Provides that, commencing with the fall term of the 2013-2014 academic year, a community college student who is eligible to complete an associate degree for transfer is deemed eligible for transfer into the baccalaureate program of a state university and shall be considered to have fulfilled all lower division coursework. **Held for the fall session**.

### SB 122First Generation Student Report (Sandoval / Ford)ICCTA Position:MONITOR

Amends the Board of Higher Education Act. Concerning the underrepresentation of certain groups in higher education, requires IBHE to require all public institutions to track the status of those students who are the first in their family to attend an institution of higher education. With respect to the Board's annual report to the General Assembly and the Governor, requires the report to include, with respect to each public institution of higher education, the status of those students who are the first in their family to attend an institution of higher education. Passed the Senate.

# SB 131Executive Inspector General for Higher Education (Sandoval)ICCTA Position:MONITOR

Amends the State Officials and Employees Ethics Act. Authorizes the Governor to appoint an Executive Inspector General for Higher Education to investigate allegations of fraud, waste, abuse, mismanagement, misconduct, nonfeasance, misfeasance, malfeasance, or violations of the Act by public institutions of higher education, their officers, and their employees. The term of the initial Executive Inspector General for Higher Education and run through June 30, 2013. Requires initial appointment to be made within 60 days after the effective date of the amendatory Act. **Awaiting 3rd Reading in the Senate**.

### SB 135 Removal of Board Tuition Authority (Sandoval)

#### ICCTA Position: OPPOSE

Amends the Public Community College Act and various Acts relating to the governance of public universities in Illinois. Removes the power of the governing board of each public university and community college district to establish tuition rates and fees. Provides that for the 2011-2012 academic year and each academic year thereafter, the tuition and fee rates for students must be equal to the tuition and fee rates in effect for the 2010-2011 academic year or such lesser or greater amount as may be established by law by the General Assembly. Effective immediately. **Held in the Senate**.

# SB 1253 Dual Offices – County Board / Community College Trustee (Forby / Moffit) ICCTA Position: SUPPORT

Amends the Public Officer Prohibited Activities Act. Provides that a member of the county board in a county having fewer than 40,000 inhabitants, during the term of office for which he or she is elected, may also hold the office of member of the board of a community college district. Effective immediately. **Passed the Senate.** 

# SB 1556College Insurance Program (Haine / Mautino)ICCTA Position:MONITOR

Amends the State Employees Group Insurance Act of 1971. Provides that in order to be eligible for group insurance benefits under a retirement system: (I) each annuitant or retired employee must meet the vesting requirements of the applicable retirement system and (ii) each survivor must establish that the deceased employee, annuitant, or retired employee upon whom the annuity is based was eligible to participate in the group insurance system under the applicable retirement system. Specifies that certain persons do not qualify as community college dependent beneficiaries or Teachers Retirement System dependent beneficiaries. Provides that only employees (rather than employees, annuitants, retired employees, and survivors) and their elected dependents are eligible and covered for all benefits available under the Act's programs. Provides that annuitants, survivors, and retired employees and their elected dependents are immediately eligible for the group health benefits program and that the coverage of those persons is effective immediately upon the completion of the required forms. Requires, however, each survivor who is seeking coverage under that program to establish that he or she would have been eligible for coverage under the deceased member upon whom the survivor's annuity is based. **Passed the Senate**.

# SB 1735Labor Training Programs at Lake Land College (Jacobs)ICCTA Position:OPPOSE as amended

Similar to HB 1283, this bill provides that the Illinois Department of Transportation shall certify U.S. Department of Labor apprenticeship programs which have joint labor management boards regulated under the federal Labor Management Relations Act as able to teach, train, and test their own members for any quality assurance and quality control certifications required by the Department. Provides that the Department shall make all course curricula, teaching aides, syllabi, and tests for the instructors of programs available without charge. Provides that the Department shall bear the cost of administering required testing, and that the Department or any third party it uses to administer the testing shall provide testers upon 10 days notice. Provides that if testers are not provided by the Department or third party, the apprenticeship program may provide its own testers. **Passed the Senate.** 

# SB 1883IBHE Program / Capital Authority (Maloney / Crespo)ICCTA Position:MONITOR

Amends the Board of Higher Education Act to provide that each public university and community college shall report annually to the Board on programs of instruction, research, or public service that have been terminated, dissolved, reduced, or consolidated by the university. Requires each state university to also report to the Board all programs of instruction, research, and public service that exhibit a trend of low performance in enrollments, degree completions, and high expense per degree. Requires the Board to compile an annual report that shall contain information on new programs created, existing programs that have been closed or consolidated, and programs that exhibit low performance or productivity. **Passed the Senate**.

# SB 1967Community College Contracts (Maloney / Cunningham)ICCTA Position:SUPPORT

Amends the Public Community College Act. Provides that the provisions of a section requiring the award of a contract to the lowest responsible bidder do not prevent a community college from complying with the terms and conditions of a grant, gift, or bequest that calls for the procurement of a particular good or service or the use of a particular contractor, provided that the grant, gift, or bequest provides the majority funding for the contract. Effective immediately. **Passed the Senate**.

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

#### ICCTA Position: SUPPORT

As amended, this bill amends the Public Community College Act to authorize Community College District 526 (Lincoln Land Community College) to create new trustee districts following the 2010 federal census. Lincoln Land is one of two community college districts that elect trustees from single-member districts. **Passed the Senate; amended version passed the House; amended bill sent to the Senate for concurrence.** 

### SB 2097Early Graduation Tuition Waiver Act (Dillard)ICCTA Position:MONITOR

Creates the Early Graduation Tuition Waiver Act. Provides that if a student graduates from grades 9 through 12 at a secondary school in this state that is recognized by the State Board of Education in less than four school years, then he or she is entitled to receive a tuition waiver to a public university in this state, with the length of the tuition waiver being equal to the difference between eight semesters and the actual number of semesters the student was enrolled in grades 9 through 12. Provides that each year, the State Board shall receive and consider applications for these tuition waivers and award these tuition waivers to eligible applicants. Effective July 1, 2011. **Held in Senate**.

### SB 2070 Illinois Jobs Training Act (Link)

ICCTA Position: SUPPORT

Creates only the title for the Illinois Jobs Training Act with intentions of adding language patterned after the Iowa Jobs Training Act. **Held in Senate**.

### SB 2144 School Construction (Frerichs)

#### ICCTA Position: MONITOR

Amends the School Construction Law. Provides that "school district" includes a public university laboratory school. Provides that the grant index for a university lab school shall be 100%. Provides that a university lab school that makes application for school construction funds shall be placed on the respective application cycle list, university lab schools must be placed following any Type 40 area vocational centers on the priority listing of eligible entities for the applicable fiscal year, and the grant amount for a university lab school shall be 100% of the recognized project cost, as determined by the Capital Development Board. **Held in Senate**.

### SB 2187 Exemption from SURS 6% Salary Limitations (Clayborne)

#### ICCTA Position: SUPPORT

Amends the Downstate Teachers and State Universities Articles of the Illinois Pension Code. Extends, by five years, the period during which certain types of salary increases may be excluded from the calculation of a 6% salary increase above which employees must make additional contributions. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately. **Held on 3<sup>rd</sup> reading in the Senate.** 

For legislative updates,
 call ICCTA at 1-800-454-2282 -