

AN ACT concerning education.

**Be it enacted by the People of the State of Illinois,
represented in the General Assembly:**

Section 5. The State Finance Act is amended by changing Section 5.652 and by adding Section 5.878 as follows:

(30 ILCS 105/5.652)

Sec. 5.652. The ICCB Research and Technology ~~Instructional Development and Enhancement Applications Revolving~~ Fund.

(Source: P.A. 94-436, eff. 8-2-05; 95-331, eff. 8-21-07.)

(30 ILCS 105/5.878 new)

Sec. 5.878. The BHE Data and Research Cost Recovery Fund.

Section 7. The Board of Higher Education Act is amended by adding Section 9.36 as follows:

(110 ILCS 205/9.36 new)

Sec. 9.36. Processing fee.

(a) The Board may collect a fee to cover the cost of processing and handling individual student-level data requests pursuant to an approved data sharing agreement. The fee shall not be assessed on any entities that are complying with State or federal-mandated reporting. The fee shall be set by the

Board by rule. Money from the fee shall be deposited into the BHE Data and Research Cost Recovery Fund.

(b) The Board may not provide personally identifiable information on individual students except in the case where an approved data sharing agreement is signed that includes specific requirements for safeguarding the privacy and security of any personally identifiable information in compliance with the federal Family Educational Rights and Privacy Act of 1974.

(c) The BHE Data and Research Cost Recovery Fund is created as a special fund in the State treasury. The Board shall deposit into the Fund moneys received from processing requests for individual student-level data. All moneys in the Fund shall be used by the Board, subject to appropriation, for costs associated with maintaining and updating the individual student-level data systems.

Section 10. The Public Community College Act is amended by changing Section 2-16.09 and by adding Section 2-11.2 as follows:

(110 ILCS 805/2-11.2 new)

Sec. 2-11.2. Processing fee.

(a) The State Board may collect a fee to cover the cost of processing and handling individual student-level data requests pursuant to an approved data sharing agreement. The fee shall

not be assessed on any entities that are complying with State or federal-mandated reporting. The fee shall be set by the Board by rule. Money from the fee shall be deposited into the ICCB Research and Technology Fund.

(b) The State Board may not provide personally identifiable information on individual students except in the case where an approved data sharing agreement is signed that includes specific requirements for safeguarding the privacy and security of any personally identifiable information in compliance with the federal Family Educational Rights and Privacy Act of 1974.

(110 ILCS 805/2-16.09)

Sec. 2-16.09. ICCB Research and Technology ~~Instructional Development and Enhancement Applications Revolving~~ Fund. The ICCB Research and Technology ~~Instructional Development and Enhancement Applications Revolving~~ Fund is created as a special fund in the State treasury. The State Board shall deposit into the Fund moneys received by the State Board from the sale of instructional technology developed by the State Board and all moneys received from processing requests for individual student-level data. All moneys in the Fund shall be used by the State Board, subject to appropriation by the General Assembly, for costs associated with maintaining and updating that instructional technology and individual student-level data systems.

Public Act 100-0417

SB0887 Enrolled

LRB100 08817 MLM 18958 b

(Source: P.A. 94-436, eff. 8-2-05.)

Section 99. Effective date. This Act takes effect July 1, 2017.