

**APPROVED  
DECEMBER 4, 2018**

Item #G-7  
December 4, 2018

**IBHE ADMINISTRATIVE RULES:  
JANUARY 2019 REGULATORY AGENDA**

**Submitted for:**

Action.

**Summary:**

This item presents for Board approval the proposed 2019 Regulatory Agenda. The Regulatory Agenda serves as a planning mechanism for the agency and as a public communication of the Board's intent to review specific rules during the coming year. Upon approval, the IBHE's Regulatory Agenda will be published in the *Illinois Register* pursuant to the Illinois Administrative Procedure Act. (5 ILCS 100)

**Action Requested:**

That the Illinois Board of Higher Education adopt the proposed Regulatory Agenda for publication in the *Illinois Register*.



STATE OF ILLINOIS  
BOARD OF HIGHER EDUCATION

**IBHE ADMINISTRATIVE RULES:  
JANUARY 2019 REGULATORY AGENDA**

The January 2019 Regulatory Agenda serves as a planning mechanism for the Board and a public communication of the Board's intent to adopt new rules and review existing rules during the upcoming year. The attached Regulatory Agenda highlights the following rules to be reviewed and amended (as needed) during 2019:

- a) **Illinois Financial Assistance Act for Nonpublic Institutions of Higher Learning (23 Ill. Adm. Code 1000).** The Board will review the existing rule for implementation of the newly adopted rules for the Grants Accountability and Transparency Act (44 Ill. Adm. Code 7000). Findings of the review may result in proposed amendments in 2019.
- b) **Reverse Transfer of Credits (23 Ill. Adm. Code 1065).** Pursuant to Public Act 100-824, the Board of Higher Education and the Community College Board shall adopt rules to implement new legislation regarding reverse transfer of credits. Beginning with the 2019-2020 academic year, students may apply for the transfer of earned academic credit from a state university to a community college for the purpose of obtaining an associate degree at a community college.
- c) **Approval of New Units of Instruction, Research, and Public Service at Public Institutions (23 Ill. Adm. Code 1050).** The Board may review this rule in 2019. Findings of the review may result in proposed amendments.
- d) **Program Review – Private Colleges and Universities (23 Ill. Adm. Code 1030).** The Board may review this rule in 2019. Findings of the review may result in proposed amendments.
- e) **Private Business and Vocational Schools Act (23 Ill. Adm. Code 1095).** The Board may review this rule in 2019. Findings of the review may result in proposed amendments.
- f) **Diversifying Higher Education Faculty in Illinois Program (23 Ill. Adm. Code 1080).** The Board will review the existing rule for implementation of the newly adopted rules for the Grants Accountability and Transparency Act (44 Ill. Adm. Code 7000). Findings of the review may result in proposed amendments in 2019.
- g) **General Grant Programs (23 Ill. Adm. Code 1001).** The Board will review the existing rule for implementation of the newly adopted rules for the Grants Accountability and Transparency Act (44 Ill. Adm. Code 7000). Findings of the review may result in proposed amendments in 2019.

- h) **Grow Your Own Teacher Grants (23 Ill. Adm. Code 1085).** The Board will review the existing rule for implementation of the newly adopted rules for the Grants Accountability and Transparency Act (44 Ill. Adm. Code 7000). Findings of the review may result in proposed amendments in 2019.
- i) **Illinois Cooperative Work Study Program (23 Ill. Adm. Code 225).** The Board will review the existing rule for implementation of the newly adopted rules for the Grants Accountability and Transparency Act (44 Ill. Adm. Code 7000). Findings of the review may result in proposed amendments in 2019.
- j) **Nurse Educator Fellowship Program (23 Ill. Adm. Code 1105).** The Board will review the existing rule for implementation of the newly adopted rules for the Grants Accountability and Transparency Act (44 Ill. Adm. Code 7000). Findings of the review may result in proposed amendments in 2019.
- k) **Postsecondary and Workforce Readiness Act (23 Ill. Adm. Code 1034).** Pursuant to Public Act 99-674, the IBHE may adopt such administrative rules as may be necessary to support instruction in transitional mathematics and in reading and communication transitional competencies. Implementation is subject to the availability of public or private resources for its administration. The Board may promulgate rules in 2019.
- l) **Performance Metrics for Budget Recommendations (23 Ill. Adm. Code 900).** Pursuant to Public Act 97-320, performance metrics designed to promote and measure student success in degree and certificate completion must be adopted by the Board by rule. The first set of metrics was developed in accordance with principles defined in the Public Act for the Board's Fiscal Year 2013 budget recommendations for higher education. The Board intends to adopt new rules in 2019.

### **Staff Recommendation**

The staff recommends that the Illinois Board of Higher Education adopt the following resolution:

*The Illinois Board of Higher Education hereby adopts the proposed 2019 Regulatory Agenda as contained in the item to be published in the Illinois Register.*

BOARD OF HIGHER EDUCATION  
JANUARY 2019 REGULATORY AGENDA

- a) Part(s) (Heading and Code Citation): Illinois Financial Assistance Act for Nonpublic Institutions of Higher Learning, 23 Ill. Adm. Code 1000
- 1) Rulemaking:
- A) Description: The Board will review the existing rules for implementation of the newly adopted rule for the Grants Accountability and Transparency Act (44 Ill. Adm. Code 7000). Findings of the review may result in proposed amendments in 2019.
- B) Statutory Authority: Illinois Financial Assistance Act for Nonpublic Institutions of Higher Learning [110 ILCS 210].
- C) Schedule meeting/hearing dates: No meetings or hearings have been scheduled.
- D) Date agency anticipates First Notice: Undetermined.
- E) Effect on small businesses, small municipalities or not for profit corporations: None.
- F) Agency contact person for information:
- Karen Helland, Administrative Rules Coordinator  
Illinois Board of Higher Education  
1 N. Old State Capitol Plaza, Suite 333  
Springfield, IL 62701-1377
- Telephone: 217/557-7358  
Email: [helland@ibhe.org](mailto:helland@ibhe.org)  
Fax: 217/782-8548
- G) Related rulemakings and other pertinent information: None.
- b) Part(s) (Heading and Code Citation): Reverse Transfer of Credits, 23 Ill. Adm. Code 1065
- 1) Rulemaking:

- B) Description: The Board of Higher Education and the Illinois Community College Board shall adopt rules to implement new legislation regarding reverse transfer of credits, pursuant to Public Act 100-824.
- B) Statutory Authority: Section 23 of the Student Transfer Achievement Reform Act [110 ILCS 150].
- C) Schedule meeting/hearing dates: No meetings or hearings have been scheduled.
- D) Date agency anticipates First Notice: Undetermined.
- E) Effect on small businesses, small municipalities or not for profit corporations: None.
- F) Agency contact person for information:

Karen Helland, Administrative Rules Coordinator  
 Illinois Board of Higher Education  
 1 N. Old State Capitol Plaza, Suite 333  
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- G) Related rulemakings and other pertinent information: None.

c) Part(s) (Heading and Code Citation): Approval of New Units of Instruction, Research, and Public Service at Public Institutions, 23 Ill. Adm. Code 1050

1) Rulemaking:

- A) Description: The Board may review this rule in 2019. Findings of the review may result in proposed amendments.
- B) Statutory Authority: Sections 7 and 9.05 of the Board of Higher Education Act [110 ILCS 205].
- C) Schedule meeting/hearing dates: No meetings or hearings have been scheduled.
- D) Date agency anticipates First Notice: Undetermined.

E) Effect on small businesses, small municipalities or not for profit corporations: None.

F) Agency contact person for information:

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G) Related rulemakings and other pertinent information: None.

d) Part(s) (Heading and Code Citation): Program Review – Private Colleges and Universities, 23 Ill. Adm. Code 1030

1) Rulemaking:

A) Description: The Board may review this rule in 2019. Findings of the review may result in proposed amendments.

B) Statutory Authority: Section 9.05 of the Board of Higher Education Act [110 ILCS 205], Sections 14.5 and 14.10 of the Private College Act [110 ILCS 1005, and Sections 10.5 and 10.10 of the Academic Degree Act [110 ILCS 1010].

C) Schedule meeting/hearing dates: No meetings or hearings have been scheduled.

D) Date agency anticipates First Notice: Undetermined.

E) Effect on small businesses, small municipalities or not for profit corporations: None.

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G) Related rulemakings and other pertinent information: None.

e) Part(s) (Heading and Code Citation): Private Business and Vocational Schools, 23 Ill. Adm. Code 1095

1) Rulemaking:

A) Description: The Board may review this rule in 2019. Findings of the review may result in proposed amendments.

B) Statutory Authority: Section 90 of the Private Business and Vocational Schools Act of 2012 [105 ILCS 426].

C) Schedule meeting/hearing dates: No meetings or hearings have been scheduled.

D) Date agency anticipates First Notice: Undetermined.

E) Effect on small businesses, small municipalities or not for profit corporations: None.

F) Agency contact person for information:

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G) Related rulemakings and other pertinent information: None.

f) Part(s) (Heading and Code Citation): Diversifying Higher Education Faculty in Illinois Program, 23 Ill. Adm. Code 1080

1) Rulemaking:

A) Description: The Board will review the existing rule for implementation of the newly adopted rules for the Grants Accountability and Transparency Act (44 Ill. Adm. Code 7000). Findings of the review may result in proposed amendments in 2019.



- B) Statutory Authority: Diversifying Higher Education Faculty in Illinois Act [110 ILCS 930].
- C) Schedule meeting/hearing dates: No meetings or hearings have been scheduled.
- D) Date agency anticipates First Notice: Undetermined.
- E) Effect on small businesses, small municipalities or not for profit corporations: None.
- F) Agency contact person for information:

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- G) Related rulemakings and other pertinent information: None.

g) Part(s) (Heading and Code Citation): General Grant Programs, 23 Ill. Adm. Code 1001

1) Rulemaking:

- A) Description: The Board will review the existing rules for implementation of the newly adopted rules for the Grants Accountability and Transparency Act (44 Ill. Adm. Code 7000). Findings of the review may result in proposed amendments in 2019.
- B) Statutory Authority: Sections 9.05, 9.09, and 9.17 of the Board of Higher Education Act [110 ILCS 205].
- C) Schedule meeting/hearing dates: No meetings or hearings have been scheduled.
- D) Date agency anticipates First Notice: Undetermined.
- E) Effect on small businesses, small municipalities or not for profit corporations: None.

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G) Related rulemakings and other pertinent information: None.

h) Part(s) (Heading and Code Citation): Grow Your Own Teacher Grants, 23 Ill. Adm. Code 1085

1) Rulemaking:

A) Description: The Board will review the existing rules for implementation of the newly adopted rules for the Grants Accountability and Transparency Act (44 Ill. Adm. Code 7000). Findings of the review may result in proposed amendments in 2019.

B) Statutory Authority: Section 90 of the Grow Your Own Teacher Education Act [110 ILCS 48].

C) Schedule meeting/hearing dates: No meetings or hearings have been scheduled.

D) Date agency anticipates First Notice: Undetermined.

E) Effect on small businesses, small municipalities or not for profit corporations: None.

F) Agency contact person for information:

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G) Related rulemakings and other pertinent information: None.

i) Part(s) (Heading and Code Citation): Illinois Cooperative Work Study Program, 23 Ill. Adm. Code 1015

1) Rulemaking:

A) Description: The Board will review the existing rules for implementation of the newly adopted rules for the Grants Accountability and Transparency Act (44 Ill. Adm. Code 7000). Findings of the review may result in proposed amendments in 2019.

B) Statutory Authority: Section 3 of the Illinois Cooperative Work Study Program Act [110 ILCS 225].

C) Schedule meeting/hearing dates: No meetings or hearings have been scheduled.

D) Date agency anticipates First Notice: Undetermined.

E) Effect on small businesses, small municipalities or not for profit corporations: None.

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G) Related rulemakings and other pertinent information: None.

j) Part(s) (Heading and Code Citation): Nurse Educator Fellowship Program, 23 Ill. Adm. Code 1105

1) Rulemaking:

H) Description: The Board will review the existing rules for implementation of the newly adopted rules for the Grants Accountability and Transparency Act (44 Ill. Adm. Code 7000).

Findings of the review may result in proposed amendments in 2019.

- B) Statutory Authority: Section 9.32 of the Board of Higher Education Act [110 ILCS 205].
- C) Schedule meeting/hearing dates: No meetings or hearings have been scheduled.
- D) Date agency anticipates First Notice: Undetermined.
- E) Effect on small businesses, small municipalities or not for profit corporations: None.
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- G) Related rulemakings and other pertinent information: None.

k) Part(s) (Heading and Code Citation): Postsecondary and Workforce Readiness Act, 23 Ill. Adm. Code 1034

1) Rulemaking:

- A) Description: The Board may adopt rules as may be necessary for the implementation of transitional mathematics and in reading and communication transitional competencies, pursuant to Public Act 99-674.
- B) Statutory Authority: Section 8 of the Board of Higher Education Act [110 ILCS 205/8] and Section 1 of the Postsecondary and Workforce Readiness Act [110 ILCS 148/1].
- C) Schedule meeting/hearing dates: No meetings or hearings have been scheduled.
- D) Date agency anticipates First Notice: Undetermined.

E) Effect on small businesses, small municipalities or not for profit corporations: None.

F) Agency contact person for information:

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G) Related rulemakings and other pertinent information: None.

1) Part(s) (Heading and Code Citation): Performance Metrics for Budget Recommendations, 23 Ill. Adm. Code 900

1) Rulemaking:

A) Description: The Board proposes the adoption of new IBHE rules to provide the performance metrics for the higher education budget recommendations pursuant to Public Act 97-320.

B) Statutory Authority: Section 8 of the Board of Higher Education Act [110 ILCS 205/8].

C) Schedule meeting/hearing dates: No meetings or hearings have been scheduled.

D) Date agency anticipates First Notice: Undetermined.

E) Effect on small businesses, small municipalities or not for profit corporations: None.

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G) Related rulemakings and other pertinent information: None.