

**PROPOSED RULES:
COLLABORATIVE BACCALAUREATE DEGREE DEVELOPMENT GRANT
PROGRAM**

Submitted for: Action.

Summary: This item seeks Board approval of the proposed rules to administer the new Collaborative Baccalaureate Degree Development Grant Program (P.A. 96-535). The Board is responsible for implementing and administering this new grant program to help institutions deliver upper division courses and bachelor's degree programs at locations geographically convenient to student populations currently being served by existing public community colleges.

This program aligns with the strategies to implement Goal 1 of the *Illinois Public Agenda for College and Career Success*, expand baccalaureate completion opportunities for adult learners through partnerships between two- and four-year institutions

The Illinois Administrative Procedures Act specifies a three-step process for the proposal and adoption of administrative rules: (1) initial Board approval; (2) a publication and public notice period including a period for review by the staff and members of the legislative Joint Committee on Administrative Rules; and (3) final adoption by the Board.

Action Requested: That the Illinois Board of Higher Education approve the proposed rules Collaborative Baccalaureate Degree development Grant Program (23 Ill. Admin. Code 1090) for publication in the Illinois Register.

STATE OF ILLINOIS
BOARD OF HIGHER EDUCATION

**PROPOSED RULES:
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PROGRAM**

This item seeks Board approval of the proposed rules to administer the new Collaborative Baccalaureate Degree Development Grant Program. Pursuant to Public Act 96-535, the Illinois Board of Higher Education (IBHE) is to adopt any rules that are necessary for the implementation of the grant program. Moving forward with these proposed rules will ensure that the IBHE is prepared to administer the program when funds become available.

This new grant program aligns with Goal 1 of the *Public Agenda for College and Career Readiness*, increase educational attainment. When funded and fully implemented, this program will help to expand baccalaureate completion opportunities for adult learners through partnerships between two- and four-year institutions. Surveys conducted by the Illinois Community College Board show that community colleges continue to indicate a need for baccalaureate completion programs on or near the campus. This is especially true for those colleges serving place-bound students who are unable to travel long distances due to job, work, and family responsibilities.

Once approved by the Illinois Board of Higher Education, the proposed rules will be submitted to the Secretary of State for publication in the Illinois Register. The Illinois Administrative Procedures Act specifies a three-step process for the proposal and adoption of administrative rules: (1) initial Board approval; (2) a publication and public notice period including a period for review by the staff and members of the legislative Joint Committee on Administrative Rules; and (3) final adoption by the Board. Final presentation is scheduled for the October 2011 Board meeting.

Staff Recommendation

Staff recommends the adoption of the following resolution:

The Illinois Board of Higher Education hereby approves the proposed rules for the Collaborative Baccalaureate Degree Development Grant program (23 Ill. Adm. Code 1090) as detailed in the attached document for publication in the Illinois Register.

TITLE 23: EDUCATION AND CULTURAL RESOURCES
SUBTITLE A: EDUCATION
CHAPTER II: BOARD OF HIGHER EDUCATION

PART 1090
COLLABORATIVE BACCALAUREATE DEGREE DEVELOPMENT GRANT PROGRAM

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AUTHORITY: Implementing and authorized by Section 9.33 of the Board of Higher Education Act [110 ILCS 205/9.33].

SOURCE: Adopted at 35 Ill. Reg. _____, effective _____.

Section 1090.10 Purpose

The purpose of this Part is to provide for the distribution of competitive grant funds *to help deliver upper division courses and bachelor's degree programs offered by bachelor's degree-granting colleges and universities at a location geographically convenient to student populations currently being served by existing public community colleges* [110 ILCS 205/9.33(a)].

Section 1090.20 Definitions

“Four-year degree-granting colleges and universities” means, solely for the purposes of this Part, a public or nonpublic institution of higher education located in this State that offers baccalaureate degrees and meets one of the following categories:

“Public universities” means Chicago State University, Eastern Illinois University, Governors State University, Illinois State University, Northeastern Illinois University, Northern Illinois University, Southern Illinois University, University of Illinois, and Western Illinois University.

“Nonpublic, not-for-profit institutions” means colleges and universities based in Illinois that have been authorized to operate within the State of Illinois pursuant to the Private College Act [110 ILCS 1005] and/or the Academic Degree Act [110 ILCS 1010]; or have been in continuous operation and granted degrees within the State of Illinois before the effective date of those Acts and have not modified the business entity since the effective dates of those Acts.

“Baccalaureate completion program” means *upper division courses and bachelor's degree programs offered by 4-year degree-granting colleges and universities at a location geographically convenient to student populations currently being served by*

existing public community colleges [110 ILCS 205/9.33(a)]. The programs offered must have been authorized by the Board or are exempt from Board authorization pursuant to the Academic Degree Act [110 ILCS 1010].

“Board” means the Illinois Board of Higher Education.

“Community college” means the public community colleges of this State.

“DFPR” means the Illinois Department of Financial and Professional Regulation or its successor.

“Grantee” means partnership of community college or colleges and 4-year degree-granting institution or institutions jointly applying for the grant.

“Instructional technology tools” means the equipment and materials necessary to bring the academic experience of the baccalaureate program to the student. This includes the equipment to bring instructional communications from a partnering institution or its providers to the site, lab equipment, learning resources, and other program-specific materials. It does not include the replacement of equipment or materials.

“Investment” means documentation of a monetary contribution, an in-kind contribution, or a combination of both that equals no less than 50 percent of the amount of the grant award. Contributions must be used to provide the components that are necessary to bring the academic experience of the baccalaureate program to the student. This includes faculty, equipment, classroom space, learning resources, student services, program-specific materials, and other academic-related resources.

Section 1090.30 Eligibility

- a) Eligible applications *must be jointly submitted by one or more public community colleges and one or more public and/or private, not-for-profit, 4-year colleges or universities* [110 ILCS 205/9.33(b)].
- b) *Each partnering institution (both the community college or colleges and the 4-year institution or institutions) must also invest in the partnership. The combined investment of the partner institutions must equal no less than 50% of the amount of the grant* [110 ILCS 205/9.33(d)].
- c) New partnerships are eligible. An existing partnership may be eligible if the partnering institutions are providing an additional baccalaureate completion program that was not offered prior to applying for grant funding. Proposals to continue a program funded by this grant program for a second or third year will be considered if at least 75 percent of the original cohort is retained or, if approved by the IBHE, an alternative measure demonstrating low student attrition.
- d) Grants will be awarded only to baccalaureate completion programs as defined in Section 1090.20.

Section 1090.40 Application

Applications *must be jointly submitted by one or more public community colleges and one or more public*

or private, not-for-profit, 4-year colleges or universities [110 ILCS 205/9.33(b)].

- a) Applications for grant funds shall be made on prescribed forms developed by the Board and shall include, at a minimum, the following provisions and information:
 - 1) The names, addresses, chief officers and general descriptions of the applicants;
 - 2) The 4-year degree-granting college or university that will serve as the fiscal agent;
 - 3) A grant proposal for which grant funding is requested. A request for proposals (RFP) will provide any restrictions or priorities regarding the degree program area(s) as furnished by the Board at the time the RFP is announced;
 - 4) If the proposal involves an existing degree program, the grantee will provide a plan describing how the existing program outcomes will be incorporated into evaluating the proposed degree program offering.
 - 5) Data from the partnering institutions for each of the previous three academic years, reported both at the institutional level and at the program level that aligns with this grant proposal, including the following:
 - A) Number of students who enroll in the starting term;
 - B) Number of students who successfully complete the academic year; and
 - C) Retention rate of students during the academic year.
 - 6) Proposals to continue a program funded by this grant program for a second or third year will be considered if at least 75 percent of the original cohort is retained or, if approved by the IBHE, an alternative measure demonstrating low student attrition.
 - 7) An annual evaluation of the program as provided by the grantees at the end of the grant period; and
 - 8) Cost estimates and proposed expenditures of the program.
- b) Grant applications may be obtained from the Illinois Board of Higher Education, 431 East Adams Street, Second Floor, Springfield, Illinois 62701-1404 or the Board's website at www.ibhe.org.
- c) Completed applications must be submitted to the Board at the address indicated in subsection (b) and must be received by the announced deadline for the submission of applications, which shall not be less than 45 days after the announcement and release of application materials.

Section 1090.50 Use of Grant Funds

- a) Grant funds may be used for any combination of the following:

- 1) *Instructional space on or near a community college* [110 ILCS 205/9.33(c)(1)];
 - 2) *Required training and advanced education of faculty for the new programs* [110 ILCS 205/9.33(c)(2)];
 - 3) *Instructional technology tools* defined in Section 1090.10 [110 ILCS 205/9.33(c)(3)];
 - 4) *Marketing and promotion for joint efforts* [110 ILCS 205/9.33(c)(4)];
 - 5) Salaries of faculty and administrators;
 - 6) Access to learning resources and student services;
 - 7) Travel by faculty and administrators;
 - 8) Experience-based learning opportunities; and
 - 9) Auditor services for the report required in Section 1090.80.
- b) Grant funds shall not be used for the following:
- 1) Capital projects including construction, repair, renovation, and miscellaneous capital improvements; and
 - 2) Expenditures for services or goods not directly associated with the grant.

Section 1090.60 Review and Evaluation of Application

Grant awards shall be determined using a competitive process after reviewing the applications for compliance and evaluating the applicant proposals.

- a) Board staff shall review the application for compliance that shall include but is not limited to the following:
 - 1) Definitions in Section 1090.20;
 - 2) Eligibility in Section 1090.30;
 - 3) Application in Section 1090.40; and
 - 4) Use of grant funds in Section 1090.50.
- b) Board staff shall evaluate the grant proposals using criteria that includes but is not limited to the following:
 - 1) Evidence that the partnering institutions can or have delivered programs in an effective manner, i.e., the annual number of students enrolled and completions by field;

- 2) Evidence that the academic program will meet a regional or state need for a workforce with the training or skills provided;
 - 3) Evidence of an innovative approach or method that is supported by current research and best practices;
 - 4) An agreed upon pathway for students to articulate courses offered by the community college to the 4-year degree program;
 - 5) Evidence of the best use of existing resources in the investments defined in Section 1090.20; and
 - 6) Effective use of grant funds.
- c) The Board staff may request additional documentation and/or a meeting with the institutional representatives to resolve questions about the application. In the event that material submitted by an applicant institution is incomplete or not of sufficient detail to provide an understanding of the proposed program, the Board staff will request additional information.
 - d) After the evaluation is complete, the Board shall provide written notification to an applicant indicating whether the application is in compliance.

Section 1090.70 Grant Award

The number and amount of grant awards shall be determined annually, based upon the appropriation or allocation of funds. The awards will provide assistance with the grantee's starting costs to provide a baccalaureate completion program.

Section 1090.80 Grant Agreement

- a) Grant funds may not be expended except pursuant to a written grant agreement, and disbursement of grant funds without a grant agreement is prohibited. At a minimum, a grant agreement shall:
 - 1) *Include how the State's grant will be matched by dollars from the partner institutions. The combined investment of the partner institutions must equal no less than 50% of the amount of the grant. [110 ILCS 205/9.33(d)];*
 - 2) Describe the purpose of the grant and be signed by authorized representatives of the Board, the community college, and the 4-year degree-granting partner institution or institutions;
 - 3) Specify how payments shall be made and the financial controls applicable to the grant, including an agreement to file quarterly reports describing the progress of the projects and the expenditure of the related grant funds;
 - 4) Specify that the use of grant funds will be consistent with Section 1090.50;
 - 5) Specify the period of time for which the grant is valid and the period of time during which grant funds may be expended by the grantee;

- 6) Contain a provision that all funds remaining at the end of the grant agreement, or at the expiration of the period of time grant funds are available for expenditure or obligation by the grantee, shall be returned to the State within 45 days;
 - 7) Contain a provision that any grantees receiving grant funds are required to permit the Board, the Auditor General or the Attorney General to inspect and audit any books, records or papers related to the projects for which grant funds were provided;
 - 8) Contain a provision in which the grantee certifies under oath that all information in the grant agreement is true and correct to the best of the grantee's knowledge, information and belief; that the funds shall be used only for the purposes described in the grant agreement; and that the award of grant funds is conditioned upon that certification;
 - 9) Provide that the grantee shall contract with an external auditor who is a certified public accountant licensed by DFPR to conduct an audit of the expenditure of grant funds provided under this program at the end of the grant period to verify that grant funds were expended pursuant to the grant agreement and not for unauthorized purposes; and
 - 10) Require grantee to use the interest earned on any grant funds for eligible projects. The interest earned on grant funds shall not change the amount of the grant.
- b) The Board may withhold or suspend the distribution of grant funds for failure to file required quarterly reports.
 - c) Upon the execution of a grant agreement, the Board will process a voucher to the grantee in accordance with the terms of the grant agreement, provided that the funds have been appropriated and have been made available to the Board.

Section 1090.90 Audit Guidelines

- a) To fulfill the audit requirements of this Part, the grantee shall contract with an external auditor who is a certified public accountant licensed by DFPR to perform an audit as specified in subsection (b).
- b) The external auditor shall:
 - 1) Receive copies of the grantee's application, a certified grant agreement and a copy of this Part;
 - 2) Verify the expenditure of funds as provided for in this Part, and ensure that funds were expended for the uses that were listed in the grant agreement; and
 - 3) Provide an audit report to the Board including a description of the tests performed and the audit findings.
- c) In the event that an audit or other evidence establishes that an overpayment was made in a grant to a grantee, a reimbursement to the Board shall be required. A reimbursement is

required in the following situations:

- 1) Grant funds were not expended within the grant period; or
 - 2) Grant funds were expended for purposes not authorized under the grant agreement.
- d) In the event that no audit is submitted, the partnering institutions that make up the grantee shall reimburse the State in the same proportion as their contributions to match the grant.