

**IBHE ADMINISTRATIVE RULES:
JANUARY 2013 REGULATORY AGENDA**

Submitted for: Action.

Summary: This item presents the Board's 2013 Regulatory Agenda for approval. The Regulatory Agenda will be published in the *Illinois Register* pursuant to the Illinois Administrative Procedure Act. (5 ILCS 100) 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.

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:
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The January 2013 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 2013:

- **Performance Metrics for Budget Recommendations (23 Ill. Adm. Code 900).** Pursuant to Public Act 97-320 performance metrics must be adopted by the Board by rule. The metrics are to be designed to promote and measure student success in degree and certificate completion. The first set of metrics was developed in accordance with principles defined in the Act for the Board's FY 2013 budget recommendations for higher education. The Performance Funding Refinement Committee is currently working on refinements to the metrics for the FY 2014 budget recommendations. The Board intends to adopt new rules in 2013.
- **Annual Public University Performance Report.** The Board may propose the adoption of new IBHE rules to implement Public Act 97-610, effective January 1, 2012. Pursuant to the Act, the Board will compile and submit an annual report with information on new programs created, existing programs that have been closed or consolidated, and programs that exhibit low performance or productivity. Rules may be used to define terms and timelines for the report.
- **Private Business and Vocational Schools (23 Ill. Adm. Code 1095).** The Board adopted new rules in 2012 pursuant to the Private Business and Vocation Schools Act of 2012. The Board may seek to review these new rules in 2013 and may subsequently amend the rules.

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 2013 Regulatory Agenda as contained in this item to be published in the Illinois Register.

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- a) 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.
- F) Agency contact person for information:

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

- b) Part(s) (Heading and Code Citation): Annual Public University Performance Report

1) Rulemaking:

- A) Description: The Board may propose the adoption of new IBHE rules to implement Public Act 97-610, effective January 1, 2012. Pursuant to the Act, the Board will compile and submit an annual report with information on new programs created, existing programs that have been closed or consolidated, and programs that exhibit low performance or productivity. Rules may be used to define terms and timelines for the report.

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- B) Statutory Authority: Section 7 of the Board of Higher Education Act (110 ILCS 205/7)
- 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.

- c) Part(s) (Heading and Code Citations): Private Business and Vocational Schools, 23 Ill. Adm. Code 1095

- 1) Rulemaking:

- A) Description: The Board may review this part to consider if additional rules are needed for oversight of the schools. Findings of this review may result in proposed amendments to the rules.
- B) Statutory Authority: Private Business and Vocational School Act of 2012 [105 ILCS 426].
- C) Scheduled 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: Undetermined.
- F) Agency contact person for information:

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