

Enrolled House Bill 2579

Sponsored by Representative BUCKLEY, Senator WALKER; Representatives BARKER, BARNHART, BRUUN, CLEM, COWAN, DALLUM, C EDWARDS, D EDWARDS, GALIZIO, GARRARD, GELSER, GREENLICK, HOLVEY, JENSON, KOMP, OLSON, READ, ROBLAN, ROSENBAUM, SCHAUFLER, SHIELDS, G SMITH, WITT, Senators AVAKIAN, DEVLIN, MORRISETTE, MORSE, PROZANSKI, WESTLUND (at the request of American Federation of Teachers-Oregon)

CHAPTER

AN ACT

Relating to State Board of Higher Education; creating new provisions; and amending ORS 351.010 and 351.020.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 351.010 is amended to read:

351.010. The Department of Higher Education shall be conducted under the control of a board of [11] **12** directors, to be known as the State Board of Higher Education. **The board shall consist of:**

(1) Two [*shall be students admitted*] **students, who at the time of their appointment to the board, are admitted** at different public institutions of higher education in Oregon **listed in ORS 352.002.** [*at the time of their appointment. No more than one shall be a member of the faculty at a public institution of higher education in Oregon at the time of the appointment.*]

(2) **One member of the faculty at Oregon State University, Portland State University or University of Oregon.**

(3) **One member of the faculty at Eastern Oregon University, Oregon Institute of Technology, Southern Oregon University or Western Oregon University.**

(4) **Eight members of the general public who are not students or faculty at the time of their appointment.**

SECTION 2. ORS 351.020 is amended to read:

351.020. (1) The directors of the State Board of Higher Education shall be [*citizens*] **residents** of Oregon and shall be appointed by the Governor. The appointment is subject to the confirmation of the Senate in the manner provided by ORS 171.562 and 171.565. No director who is not a student or faculty member at the time of appointment may be an employee of any of the institutions or departments under the control of the State Board of Higher Education, nor shall more than seven graduates of or students admitted at these institutions, nor more than three graduates of or students admitted at any one of these institutions or departments, be members of the board at any time. [*No faculty member*] **The faculty members** appointed under this section [*shall*] **may not** participate in any discussions or action by the board or attend any executive session of the board involving collective bargaining issues that affect faculty at any public institution of higher education.

(2) To assist the Governor in making appointments of the student members as provided in ORS 351.010, the duly organized and recognized entities of student government at each state institution

of higher education shall submit a list of nominees to the Governor. The entities are entitled to no more than three nominees per school. The Governor shall consider these lists in the selection of the student members to be appointed to the State Board of Higher Education.

(3) To assist the Governor in making [an appointment of a faculty member] **appointments of the faculty members** as provided in ORS 351.010, a duly organized and recognized association of faculty members may submit a list of nominees to the Governor. The Governor shall consider any submitted list in the selection of [a faculty member] **the faculty members** to be appointed to the State Board of Higher Education.

(4) When making an appointment of [a faculty member] **the faculty members** as provided in ORS 351.010, the Governor shall rotate the [appointment] **appointments** among representatives from various public institutions of higher education to ensure equal representation among the institutions.

SECTION 3. (1) The director on the State Board of Higher Education who is a member of the faculty of a public institution of higher education on the effective date of this 2007 Act may continue to serve on the board until the director's term of office expires.

(2) The Governor shall appoint the additional faculty member required by the amendments to ORS 351.010 by section 1 of this 2007 Act so that the requirements of both ORS 351.010 (2) and (3) are met.

Passed by House April 16, 2007

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Chief Clerk of House

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Speaker of House

Passed by Senate May 4, 2007

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President of Senate

Received by Governor:

.....M.,....., 2007

Approved:

.....M.,....., 2007

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Governor

Filed in Office of Secretary of State:

.....M.,....., 2007

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Secretary of State