

## SENATE AMENDMENTS TO SENATE BILL 1538

By COMMITTEE ON EDUCATION AND WORKFORCE DEVELOPMENT

February 10

1 On page 1 of the printed bill, line 4, delete “351.052” and insert “351.085”.

2 In line 5, after “696.182” delete the rest of the line and insert “; repealing ORS 351.052 and  
3 351.054 and sections 22 and 22a, chapter 637, Oregon Laws”.

4 Delete lines 8 through 26 and delete pages 2 through 7.

5 On page 8, delete lines 1 through 6 and insert:

6 “**SECTION 1.** ORS 351.735 is amended to read:

7 “351.735. (1) The Higher Education Coordinating Commission shall[:]

8 “[*(1) Develop*] **advise the Oregon Education Investment Board on** state goals and associated  
9 [*accountability measures*] **achievement compacts** for the state post-secondary education system, in-  
10 cluding community colleges and public universities listed in ORS 352.002, and for the Oregon Stu-  
11 dent Access Commission.

12 “(2) **Under the direction and control of the Oregon Education Investment Board, the**  
13 **Higher Education Coordinating Commission shall:**

14 “[*(2)*] (a) Develop a strategic plan for achieving state higher education goals, identifying priority  
15 areas for attention and taking into consideration the contributions of this state’s independent insti-  
16 tutions and other organizations dedicated to helping Oregonians reach state goals. Goals should in-  
17 clude, but need not be limited to:

18 “[*(a)*] (A) Increasing the educational attainment of the population;

19 “[*(b)*] (B) Increasing this state’s global economic competitiveness and the quality of life of its  
20 citizens;

21 “[*(c)*] (C) Ensuring affordable access for qualified Oregon students at each college or public  
22 university; and

23 “[*(d)*] (D) Ensuring that public higher education in this state is provided in a cost-effective  
24 manner.

25 “[*(3)*] (b) Evaluate and recommend changes to statutory goals and missions described for com-  
26 munity colleges in ORS 341.009 and for public universities in ORS 351.003 and 351.009 after receiv-  
27 ing recommendations from the appropriate governing board. The appropriate governing board shall  
28 have decision-making authority over program offerings to implement established goals and missions.

29 “[*(4)*] (c) Develop a finance model for higher education aligned with the goals in the system  
30 strategic plan, including:

31 “[*(a)*] (A) Recommended biennial appropriations to institutions, including a component specif-  
32 ically tied to institutional contributions to state educational priorities;

33 “[*(b)*] (B) Recommended limits regarding the setting of tuition rates at public universities listed  
34 in ORS 352.002 in accordance with criteria set by the State Board of Higher Education, with the  
35 goal of encouraging tuition affordability for students;

1 “[c] (C) Tuition rates set by each community college governing board for community colleges  
2 in this state;

3 “[d] (D) Recommended biennial appropriations for student financial aid; and

4 “[e] (E) Recommended biennial appropriations for any future statewide higher education initi-  
5 atives.

6 “[5] (d) Each biennium, recommend to the [*Governor and the Legislative Assembly*] **Oregon**  
7 **Education Investment Board** a consolidated higher education budget request consistent with the  
8 finance model, including appropriations for:

9 “[a] (A) Ongoing operations of the Oregon Student Access Commission;

10 “[b] (B) Ongoing operations for the Oregon University System;

11 “[c] (C) Ongoing operations for community colleges;

12 “[d] (D) Needed new facilities or programs; and

13 “[e] (E) Capital improvements.

14 “[6] *Design and Maintain a statewide educational data system, in collaboration with the State*  
15 *Board of Education*].

16 “[7] (e) Coordinate with the Oregon Student Access Commission to maximize the effectiveness  
17 of student financial assistance programs, including the Oregon Opportunity Grant program under  
18 ORS 348.260.

19 “[8] (f) Approve and authorize degrees for the Oregon University System.

20 “[9] (g) Authorize degrees to be offered in this state in accordance with ORS 348.594 to  
21 348.615, and adopt any rules to implement that authority.

22 **“(3) In addition to the duties described in subsections (1) and (2) of this section, the**  
23 **Higher Education Coordinating Commission shall:**

24 **“(a) Develop and recommend policies to ensure or improve access to higher education**  
25 **by underserved populations.**

26 **“(b) Recommend and encourage student success and completion initiatives.**

27 **“(c) Develop and recommend policies to improve the coordination of the provision of ed-**  
28 **ucational services, including:**

29 **“(A) Transfers and other movements throughout the higher education system;**

30 **“(B) Accelerated college credit programs for high school students;**

31 **“(C) Applied baccalaureate and other transfer degrees; and**

32 **“(D) Reciprocity agreements with other states.**

33 **“(d) Oversee the licensing of career schools under ORS 345.010 to 345.450.**

34 **“(e) Review research efforts among the public universities of this state to improve eco-**  
35 **nommic development in this state.**

36 **“(f) Coordinate education initiatives with the State Workforce Investment Board, the**  
37 **Department of Community Colleges and Workforce Development, local workforce investment**  
38 **boards, the Oregon Health and Science University and independent institutions of post-**  
39 **secondary education.**

40 **“SECTION 2. The amendments to ORS 351.735 by section 1 of this 2012 Act become op-**  
41 **erative on July 1, 2012.**

42 **“SECTION 3. ORS 351.735, as amended by section 1 of this 2012 Act, is amended to read:**

43 **“351.735. [(1)] The Higher Education Coordinating Commission shall [*advise the Oregon Educa-***  
44 ***tion Investment Board on*]:**

45 **“(1) Develop** state goals and associated achievement compacts for the state post-secondary ed-

1 ucation system, including community colleges and public universities listed in ORS 352.002, and for  
2 the Oregon Student Access Commission.

3 “[2] *Under the direction and control of the Oregon Education Investment Board, the Higher Edu-*  
4 *cation Coordinating Commission shall:*]

5 “[a] (2) Develop a strategic plan for achieving state higher education goals, identifying priority  
6 areas for attention and taking into consideration the contributions of this state’s independent insti-  
7 tutions and other organizations dedicated to helping Oregonians reach state goals. Goals should in-  
8 clude, but need not be limited to:

9 “[A] (a) Increasing the educational attainment of the population;

10 “[B] (b) Increasing this state’s global economic competitiveness and the quality of life of its  
11 citizens;

12 “[C] (c) Ensuring affordable access for qualified Oregon students at each college or public  
13 university; and

14 “[D] (d) Ensuring that public higher education in this state is provided in a cost-effective  
15 manner.

16 “[b] (3) Evaluate and recommend changes to statutory goals and missions described for com-  
17 munity colleges in ORS 341.009 and for public universities in ORS 351.003 and 351.009 after receiv-  
18 ing recommendations from the appropriate governing board. The appropriate governing board shall  
19 have decision-making authority over program offerings to implement established goals and missions.

20 “[c] (4) Develop a finance model for higher education aligned with the goals in the system  
21 strategic plan, including:

22 “[A] (a) Recommended biennial appropriations to institutions, including a component specif-  
23 ically tied to institutional contributions to state educational priorities;

24 “[B] (b) Recommended limits regarding the setting of tuition rates at public universities listed  
25 in ORS 352.002 in accordance with criteria set by the State Board of Higher Education, with the  
26 goal of encouraging tuition affordability for students;

27 “[C] (c) Tuition rates set by each community college governing board for community colleges  
28 in this state;

29 “[D] (d) Recommended biennial appropriations for student financial aid; and

30 “[E] (e) Recommended biennial appropriations for any future statewide higher education initi-  
31 atives.

32 “[d] (5) Each biennium, recommend to the [*Oregon Education Investment Board*] **Governor and**  
33 **the Legislative Assembly** a consolidated higher education budget request consistent with the fi-  
34 nance model, including appropriations for:

35 “[A] (a) Ongoing operations of the Oregon Student Access Commission;

36 “[B] (b) Ongoing operations for the Oregon University System;

37 “[C] (c) Ongoing operations for community colleges;

38 “[D] (d) Needed new facilities or programs; and

39 “[E] (e) Capital improvements.

40 “[e] (6) Coordinate with the Oregon Student Access Commission to maximize the effectiveness  
41 of student financial assistance programs, including the Oregon Opportunity Grant program under  
42 ORS 348.260.

43 “[f] (7) Approve and authorize degrees for the Oregon University System.

44 “[g] (8) Authorize degrees to be offered in this state in accordance with ORS 348.594 to  
45 348.615, and adopt any rules to implement that authority.

1       “(3) *In addition to the duties described in subsections (1) and (2) of this section, the Higher Edu-*  
2 *cation Coordinating Commission shall:*]

3       “[(a)] (9) Develop and recommend policies to ensure or improve access to higher education by  
4 underserved populations.

5       “[(b)] (10) Recommend and encourage student success and completion initiatives.

6       “[(c)] (11) Develop and recommend policies to improve the coordination of the provision of edu-  
7 cational services, including:

8       “[(A)] (a) Transfers and other movements throughout the higher education system;

9       “[(B)] (b) Accelerated college credit programs for high school students;

10       “[(C)] (c) Applied baccalaureate and other transfer degrees; and

11       “[(D)] (d) Reciprocity agreements with other states.

12       “[(d)] (12) Oversee the licensing of career schools under ORS 345.010 to 345.450.

13       “[(e)] (13) Review research efforts among the public universities of this state to improve eco-  
14 nomic development in this state.

15       “[(f)] (14) Coordinate education initiatives with the State Workforce Investment Board, the De-  
16 partment of Community Colleges and Workforce Development, local workforce investment boards,  
17 the Oregon Health and Science University and independent institutions of post-secondary education.

18       “**SECTION 4. The amendments to ORS 351.735 by section 3 of this 2012 Act become op-**  
19 **erative on March 15, 2016.**

20       “**SECTION 5.** ORS 351.085 is amended to read:

21       “351.085. The Chancellor of the Oregon University System shall exercise, under the direction  
22 of the State Board of Higher Education, the administrative and management authority necessary to  
23 carry out the policies and directives of the board with respect to the public universities and offices,  
24 departments and activities under the control of the board. In carrying out the duties of the  
25 chancellor, the chancellor shall:

26       “(1) Serve as chief executive officer of the Oregon University System and administrative officer  
27 of the State Board of Higher Education.

28       “(2) Supervise the presidents of the public universities listed in ORS 352.002 and recommend the  
29 terms and conditions of their employment to the board, including but not limited to appointment,  
30 compensation and termination.

31       “(3) Maintain a centralized service program for all public universities and offices, departments  
32 and activities under the control of the board, including but not limited to accounting, statistical  
33 services, capital construction, management analysis, legal services, academic affairs and educational  
34 research.

35       “(4) Collect and compile information and statistics relative to the operation of the public uni-  
36 versities and offices, departments and activities under the control of the board.

37       “(5) Prepare and submit to the board an annual operating budget for all public universities and  
38 offices, departments and activities under the control of the board, including but not limited to budget  
39 allocations to the public universities and offices, departments and activities.

40       “[(6) *Oversee the preparation and submission to the board of the funding request for the Oregon*  
41 *University System for consideration by the board as the funding request under ORS 351.052.]*]

42       “[(7)] (6) Appoint such personnel as may be necessary for the performance of the duties of the  
43 chancellor.

44       “[(8)] (7) Designate, if the chancellor wishes, one or more suitable persons to sign or countersign  
45 warrants, vouchers, certificates or other papers and documents requiring the signature of the

1 chancellor.

2 “[(9)] (8) Prepare the agendas for board meetings and provide an analysis of proposals made to  
3 the board, including such alternatives as may be necessary or desirable for their consideration, and  
4 make recommendations thereon.

5 “[(10)] (9) Prepare and submit to the board on or about December 31 of each year an annual  
6 report in which the chancellor describes the principal activities of the Oregon University System  
7 during the fiscal year ending June 30.

8 “[(11)] (10) Keep a record of the transactions of the board.

9 “[(12)] (11) Have the custody of all books, papers, documents and other property belonging to  
10 the board.

11 “[(13)] (12) Give such instructions as may be necessary to carry out the directives of the board  
12 and forward them to the various institution presidents and heads of offices, departments and activ-  
13 ities.

14 “[(14)] (13) Provide for meetings of the presidents and principal executives of the public uni-  
15 versities and offices, departments and activities under the control of the board, at such times as the  
16 board may direct. The meetings shall be open to any member of the board.

17 “[(15)] (14) Perform such other administrative or management assistance and consider other  
18 administrative or management matters as the board may require.

19 “**SECTION 6. ORS 351.052 and 351.054 and sections 22 and 22a, chapter 637, Oregon Laws**  
20 **2011, are repealed.**

21 “**NOTE:** Sections 7 through 9 were deleted by amendment. Subsequent sections were not re-  
22 numbered.”.

23 On page 24, line 45, delete “, 286A, 295”.

24 On page 25, line 5, after “of” insert “ORS chapter 286A and”.

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