

House Bill 3117

Sponsored by COMMITTEE ON HIGHER EDUCATION AND WORKFORCE DEVELOPMENT

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires each institution of higher education to establish recognized student government.

Allows student government to impose student fee on student body member, subject to approval from institution president.

Requires institution and student government to establish mediation and arbitration procedures if agreement on student fees is not reached.

Becomes operative on January 1, 2014.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to higher education student government; and declaring an emergency.

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

4 **SECTION 1. (1) As used in this section, "institution of higher education" means a public**
5 **university listed in ORS 352.002, a community college as defined in ORS 341.005 or Oregon**
6 **Health and Science University.**

7 **(2) Each institution of higher education shall establish a recognized student government**
8 **whose representatives are elected by the student body of each institution.**

9 **(3) Each recognized student government shall establish, in consultation with the admin-**
10 **istration of the applicable institution of higher education:**

11 **(a) An election process to select student government representatives from among mem-**
12 **bers of the student body; and**

13 **(b) A process to develop and update bylaws and other governing documents of the student**
14 **government.**

15 **(4) Each recognized student government shall have the right to impose a fee on all**
16 **members of the student body. Before imposing a student fee under this subsection, a student**
17 **government shall:**

18 **(a) Create a formal process to determine the amount of the fee to be imposed;**

19 **(b) Create a formal process to determine how moneys collected in student fees under this**
20 **subsection will be allocated; and**

21 **(c) Develop a timeline for when in the academic year the student fee will be collected and**
22 **allocated.**

23 **(5) In establishing a process to determine how to allocate fees under subsection (4) of this**
24 **section, the recognized student government shall ensure that:**

25 **(a) Only members of the applicable student body are involved in determining how a stu-**
26 **dent fee is allocated; and**

27 **(b) Any fee-paying member of the applicable student body is able to make a suggestion**
28 **to the student government on how the fee will be allocated.**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 **(6) The recognized student government shall ensure that any timeline developed under**
2 **subsection (4) of this section conforms to the budgetary deadlines of:**

3 **(a) The applicable institution of higher education; and**

4 **(b) The Legislative Assembly.**

5 **(7) Before a decision by a recognized student government to impose a student fee under**
6 **subsection (4) of this section is implemented, the decision shall be submitted to the president**
7 **of the applicable institution of higher education. The president shall have the ability to either**
8 **approve or veto the total dollar amount of the student fee in its entirety. If the president**
9 **and student government are unable to reach agreement on whether a student fee should be**
10 **imposed, or on the amount of student fee to be imposed, the dispute shall be submitted to**
11 **mediation, and if mediation is not successful, to arbitration.**

12 **(8) Each institution of higher education, in consultation with the recognized student**
13 **government at that institution, shall adopt rules to establish mediation and arbitration pro-**
14 **cedures for disputes arising under this section.**

15 **SECTION 2.** **(1) Section 1 of this 2013 Act becomes operative on January 1, 2014.**

16 **(2) An institution of higher education, as defined in section 1 of this 2013 Act, may take**
17 **any action necessary before the operative date specified in subsection (1) of this section to**
18 **enable the institution to exercise, on and after the operative date specified in subsection (1)**
19 **of this section, all the duties, functions and powers conferred on the institution by section**
20 **1 of this 2013 Act.**

21 **SECTION 3.** **This 2013 Act being necessary for the immediate preservation of the public**
22 **peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect**
23 **on its passage.**

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