

**PROPOSED AMENDMENTS TO
HOUSE BILL 2033**

1 In line 2 of the printed bill, after the semicolon delete the rest of the line
2 and insert “creating new provisions; amending ORS 351.070; and repealing
3 ORS 352.510, 352.520, 352.530, 352.560, 352.570 and 352.580.”.

4 Delete line 4 and insert:

5 **“SECTION 1. ORS 352.510, 352.520, 352.530, 352.560, 352.570 and 352.580**
6 **are repealed.**

7 **“SECTION 2. (1) The account established under ORS 352.510 for the**
8 **maintenance, use and support of the University of Oregon, within the**
9 **Oregon University System Fund established under ORS 351.506, is**
10 **abolished.**

11 **“(2) Any moneys remaining in the account on the effective date of**
12 **this 2013 Act that are unexpended, unobligated and not subject to any**
13 **conditions shall be transferred to the Oregon University System Fund**
14 **established by ORS 351.506 to be used for the purpose of the mainte-**
15 **nance, use and support of the University of Oregon.**

16 **“SECTION 3. (1) The account established under ORS 352.560 for the**
17 **endowment, maintenance and support of Oregon State University,**
18 **within the Oregon University System Fund established under ORS**
19 **351.506, is abolished.**

20 **“(2) Any moneys remaining in the account on the effective date of**
21 **this 2013 Act that are unexpended, unobligated and not subject to any**
22 **conditions shall be transferred to the Oregon University System Fund**

1 **established by ORS 351.506 to be used for the purpose of the**
2 **endowment, maintenance and support of Oregon State University.**

3 **“SECTION 4.** ORS 351.070 is amended to read:

4 “351.070. (1) The State Board of Higher Education shall, by rule, imple-
5 ment a personnel system for the Oregon University System and may engage
6 in collective bargaining with the employees. All collective bargaining with
7 any certified or recognized exclusive employee representative shall be under
8 the direction and supervision of the Chancellor of the Oregon University
9 System. The board and the Oregon University System shall have payroll au-
10 thority.

11 “(2)(a) The board shall establish competitive procedures for the purchas-
12 ing, procurement and contracting of goods, services and information tech-
13 nology, for the benefit of the Oregon University System and all the public
14 universities and offices, departments and activities under the control of the
15 board. The board may also establish exemptions from the competitive proce-
16 dures when appropriate.

17 “(b) The board shall ensure that the hourly rate of wage paid by any
18 contractor upon all public improvements contracts undertaken for the board
19 shall not be less than the same rate of wage as determined by the Bureau
20 of Labor and Industries for an hour’s work in the same trade or occupation
21 in the locality where such labor is performed. Claims or disputes arising
22 under this subsection shall be decided by the Commissioner of the Bureau
23 of Labor and Industries.

24 “(c) The board shall adopt policies and procedures that achieve results
25 equal to or better than the standards existing on July 17, 1995, regarding
26 affirmative action, pay equity for comparable work, recycling, the provision
27 of workers’ compensation insurance to workers on contract and the partic-
28 ipation of emerging small businesses and businesses owned by minorities and
29 women.

30 “(3) The board may, for each public university listed in ORS 352.002:

1 “(a) Appoint and employ a president and the requisite number of employ-
2 ees and prescribe their compensation and tenure of office or employment.

3 “(b) Demand and receive [*the interest mentioned in ORS 352.510 and*] all
4 sums due and accruing for admission and tuition, and apply the same, or so
5 much thereof as is necessary, to the payment of the compensation referred
6 to in paragraph (a) of this subsection and the other current expenses.

7 “(c) Prescribe incidental fees for programs under the supervision or con-
8 trol of the board found by the board, upon its own motion or upon recom-
9 mendation of the recognized student government, to be advantageous to the
10 cultural or physical development of students. Fees realized in excess of
11 amounts allocated and exceeding required reserves shall be considered sur-
12 plus incidental fees and shall be allocated for programs under the control
13 of the board and found to be advantageous to the cultural or physical de-
14 velopment of students by the president upon the recommendation of the re-
15 cognized student government.

16 “(d) Upon recommendation of the recognized student government, collect
17 optional fees for student activities not included in paragraph (c) of this
18 subsection or ORS 351.063 as authorized by the president. The payment of
19 such optional fees is at the option and selection of the student and is not a
20 prerequisite of enrollment.

21 “(e) Confer, consistent with the mission and programs of each public
22 university and on the recommendation of the faculty of the public university,
23 such degrees as usually are conferred by public universities, or as the faculty
24 deems appropriate.

25 “(f) Prescribe the qualifications for admission.

26 “(4) Subject to such delegation as the board may decide to make to the
27 public universities and offices, departments and activities under its control,
28 the board, for each public university, office, department or activity under its
29 control:

30 “(a) Shall supervise the general course of instruction therein, and the

1 research, extension, educational and other activities thereof.

2 “(b) Shall adopt rules and bylaws for the government thereof, including
3 the faculty, teachers, students and employees therein.

4 “(c) Shall maintain cultural and physical development services and facil-
5 ities therefor and, in connection therewith, may cooperate and enter into
6 agreements with any person or governmental agency.

7 “(d) May contract to provide health services at student health centers.

8 “(e) Shall provide health services at student health centers to students.

9 “(f) May provide health services at student health centers to any of the
10 following:

11 “(A) Dependents of students.

12 “(B) Staff.

13 “(C) Faculty.

14 “(g) Shall prescribe and collect charges.

15 “(h) Shall adopt rules relating to the creation, use, custody and disclo-
16 sure, including access, of student education records that are consistent with
17 the requirements of applicable state and federal law. Whenever a student has
18 attained 18 years of age or is attending a public university listed in ORS
19 352.002, the permission or consent required of and the rights accorded to a
20 parent of the student regarding education records shall thereafter be re-
21 quired of and accorded to only the student.

22 “(5) For each public university listed in ORS 352.002, the board shall
23 provide opportunities for part-time students to obtain complete undergradu-
24 ate degrees at unconventional times, which include but are not limited to
25 early morning and noon hours, evenings and weekends. In administering
26 these degree programs, the public university may use any educational facility
27 available for the use of the public university.

28 “(6) For all public universities listed in ORS 352.002, the board shall, to
29 the extent feasible and cost beneficial, develop and implement a common
30 admissions process that permits applicants to be considered for admission to

1 more than one public university.”.

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